

you leave the variable rate as it is, you are automatically decreasing. The whole concept of the variable was to...based on price which relates to consumption, was to give stability to a highway program for one year and in the long run it works out, of course, every year.

SENATOR BEUTLER: Your time is up, Senator Warner. Senator Scofield, did you wish to address the amendment? Senator Nelson, did you wish to address the amendment? Senator Haberman, did you wish to address the amendment?

SENATOR HABERMAN: Are we discussing the Chair's ruling or are we discussing the amendment, because we haven't decided whether we are going to accept the Chair's ruling or not, have we?

SENATOR BEUTLER: Senator Haberman, we are on the Vickers amendment.

SENATOR HABERMAN: Well, may I ask the Chair a question, please?

SENATOR BEUTLER: Sure.

SENATOR HABERMAN: It has to do with the Vickers amendment and the next bill within the call of the Governor states that we shall raise the cigarette tax 5 cents per package. Due to the Chair's ruling then am I to understand that on the next bill we may change that to 2 cents or 9 cents, that we do not have to stick with the 5 cents?

SENATOR BEUTLER: Senator Haberman, we are going to have to take the rulings one at a time and I am not going to anticipate in advance what all the rulings are going to be absent the full knowledge of the facts.

SENATOR HABERMAN: In other words, Senator DeCamp, you did not wish to challenge the Chair whether it was within the call or not?

SENATOR DECAMP: No.

SENATOR HABERMAN: Okay, thank you, Mr. President.

SENATOR BEUTLER: Okay, Senator Chizek, did you...you do not wish to address the amendment, I understand. Senator Vard