

SENATOR WARNER: From the members of the compact.

SENATOR HABERMAN: From what I read in this opinion...

SENATOR WARNER: From the members of the compact.

SENATOR HABERMAN: And how many members are there in the compact?

SENATOR WARNER: Well, I believe there are five who have indicated to be members, but I do...it's my understanding that all five have not contributed the initial 50,000.

SENATOR HABERMAN: By doing...by contributing state funds, I read this letter that the Appropriations Committee will decide whether or not they need five members.

SENATOR WARNER: Whether there are...or the Legislature as a whole, and we opted that the Legislature as a whole ought to make that determination, not just one committee.

SENATOR HABERMAN: But if Senator Schmit, told me a few minutes ago that there were four paid members, is this correct? Then you're saying, Senator Warner, that although they only have four paid members, we're going to pretend like they have five paid members and fund it. Is that correct? Would I be correct in making that statement?

SENATOR WARNER: I think you're raising the issue that the letter raises, that does not affect the amendment, my amendment to Senator Schmit's amendment, but that is the factual determination that the body needs to decide.

SENATOR HABERMAN: All right. Thank you. If you'll read the law, it says that a withdrawing state shall be liable for any obligations which had occurred on account of its memberships up the effective date of withdrawal. And if they withdraw they are obligated for all monies that the compact obligated everybody to. All right, that made good sense back there in 1985 because we all said well if we're going to have five states and they all join and one gets out, they should have to pay their share of what the compact decided to spend. I mean that is a good, reasonable statute in the law. But we're at the point that we don't have five states so, therefore, according to the floor debate, according to the federal government and everybody else,