

SENATOR WEHRBEIN: Don't know that, right.

SENATOR CHAMBERS: And I don't either. Thank you. What I was trying to establish is that we have a particular railroad that we discuss in the course of dealing with this amendment, but there are other railroads whose testing programs we know nothing about, have no information on them whatsoever, yet they also will be covered by this exemption, if it's granted. There are other employers than railroads that would be covered. We don't know what kind of testing program they have. We don't know which employees would be mandated by the federal government to be tested unless we got specific information about them. I don't think we ought to even consider trying to attach this amendment, because we don't know what it's going to do, and we don't know whether it's going to be in conformance with the philosophy that has been adopted so far by those amendments that have been added to this bill. I don't like random drug testing. Whenever there are serious consequences that can attach to conduct, I think there should be a probable cause to believe that a person is engaged in that conduct before you subject them to something, like giving up bodily fluids for tests, which tests have been demonstrated to be wrong. The National Football League, the NFL, was reputedly an operation that had one of the most sophisticated, reliable drug testing systems in the country, yet there is evidence that indicates not only carelessness in the testing, but targeting of certain individuals for the test results. Discrimination in the NFL's drug testing program. Certain categories of people, even after having been tested, would not have their results accurately reported, or if they were reported, the consequences that fell on peons did not fall on them.

SPEAKER BARRETT: One minute.

SENATOR CHAMBERS: So I think there are a lot of problems with the concept of random drug testing anyway. But here's what I say about this amendment, even those who would advocate it, cannot tell us how it will impact on all of the employers who would be affected. So even though the U.P. gives the senators a free ride and lets them play with the engine and ring the bell once a year, whenever they do that, make smoke blow out of the smokestack, that's not enough reason to adopt this amendment. So what I will do is withdraw the amendment that I had offered to Senator Wehrbein...to his amendment, thereby we have one fewer items to discuss and to vote on. But what I feel is that