

I'd turn any remaining time I have over to Senator Bernard-Stevens.

PRESIDENT MOUL: Senator Bernard-Stevens.

SENATOR BERNARD-STEVENS: Madam Chairman, how much time is remaining?

PRESIDENT MOUL: Two and a half minutes, or...

SENATOR BERNARD-STEVENS: Okay, that's...

PRESIDENT MOUL: I'm sorry, yeah, it's two and a half minutes.

SENATOR BERNARD-STEVENS: Okay, I'll go ahead and use that time, and I thank Senator Moore. I have not spoken out on this issue at all, from General File, Select, until this particular time. And I've been going along saying I'm going to listen to Senator Hall, I'm going to listen to Senator Will and other people, Senator Lindsay and those are certainly much more involved in the tax issue than I have been. And I was going to sit back, go with the flow a little bit, and at some point think about what we have and make a decision. Well, it's decision time for me. And one of the things that I go back to is when we began this road of problems was the 4-R Act, which Senator Hall aptly described as basically a single section of a very, very large bill. And that started us down the road to where we are today as far as the court making decisions that have affected us. And I look at what we have in 829, and to me we've come full circle. We're going to solve the problem by again violating what I would call the 4-R Act again. The one concern I have is I hear Senator Kristensen say, clearly in his view it's unconstitutional, I hear Senator Hall very eloquently say, clearly in his view it's constitutional, and I've heard all of these types of arguments before. I heard it on the pipeline case, I heard it on the original railroad case, that both sides argued their case well. The problem is no one speaks with the Supreme Court. I'm very contented to sit here and listen to Senator Hall and Senator Kristensen spout their views on what the court is going to say. But the point is the court surprised every one of us on the Enron pipeline case.

PRESIDENT MOUL: One minute.

SENATOR BERNARD-STEVENS: And the point is we don't know what