

what your amendment is that is pending right now so we have an idea of that? Then we'll go from there. We'll go to the amendments right after that.

SENATOR WARNER: Mr. President, members of the Legislature, I believe this is the amendment that would put in the statute the methodology which would permit the tax commissioner to, authorize the tax commissioner to apply the requirements of the 4-R Act to the personal property tax as it relates to railroads and carlines.

SPEAKER EAACK: Thank you, Senator Warner. Amendments to the amendment, Mr. Clerk.

CLERK: Mr. President, the first amendment to the amendment this morning is by Senator Wickersham. Senator, AM3988. (Wickersham amendment is found on page 1952 of the Legislative Journal.)

SPEAKER BAACK: Senator Wickersham.

SENATOR WICKERSHAM: Thank you, Mr. Speaker, members of the body, I have passed out again this morning, the amendment is AM3988. You should have it on your desk. Down at the bottom you'll see a little photocopy that contains a portion of the provisions of the 4-R Act and then the second page you'll find the 4-R Act set out in full. It seemed to me that we have spent a great deal of time discussing the 4-R Act. I did not know if all of you had had an opportunity to actually read the section itself to make your own determination of what you thought those words meant. Now I think in many cases the courts are going to tell us that those words mean something other than what you might think they mean just by reading them, but at least you should have the opportunity to read them and to understand what the 4-R Act attempts to do. I brought the amendment because it seemed to me that the definition of commercial and industrial property that was provided in the main amendment was defective in that it copied, to a large extent, the definition of commercial and industrial property found in the 4-R Act, as you can see down there by 3(c) at the bottom of the page. But they did leave off a couple of words and the words they left off were subject to property tax levy. You will find almost the exact definition that is in the small 3(c) in the amendment being offered to you, the main amendment, but they left off those words, subject to a property tax levy. Why did they leave them off? They left them off so that the definition of commercial