

February 19, 1991

SPEAKER BAACK: Senator Robinson, I'm only going to comment on what is before us right at the present time. I cannot make...I will not make a ruling on that. If that comes up in the body, then we'll have to discuss that as the Legislature. But I cannot, as a single individual, make a ruling on that.

SENATOR ROBINSON: Senator Warner, could I address that question to you.

SENATOR WARNER: If I understood the question that you addressed to me was whether the 95 ballots could be counted?

SENATOR ROBINSON: Yes. If we overrode the Chair, could we demand that the 95 ballots be counted...

SENATOR WARNER: My assumption...

SENATOR ROBINSON: ...and be part of the election.

SENATOR WARNER: My assumption is, Senator Robinson, that 25 members of this body, in the absence of a blatant contradiction with the Constitution, can probably do what they want.

SENATOR ROBINSON: Well, I take your answer as saying that we can do that. I don't think we can look at those five hundred and some ballots any different than we can the 95 ballots. I think...I don't know how you could live with yourself if we're...if we can do that, I don't know how any of you could live with yourself and not have those votes counted, because we're just playing part of the ball game, folks. Let's count the 95, and then who wins, wins. I don't know how...I didn't realize, when we came in here this morning, you could do that. But I think that's what should be done, and I support to overrule the Chair.

SPEAKER BAACK: Thank you, Senator Robinson. We'll go to Senator Withem.

SENATOR WITHEM: Shame on you, Senator Chambers. I thought of everybody in here, you at least would discuss the item under consideration. And the item under consideration is not whether Senator Landis has made a good motion or whether he's made a bad motion. The way in which you dispose of bad motions, if you disagree with this, is listen to the arguments and then vote them down. The question before us is, can the Chair arbitrarily