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vigorously the recount process to assure himself, his followers and everybody in the state that every possible vote that was legitimately counted, cast, would be counted. And he continued to pursue that even though some election commissioners did not want to hand count the overvotes, did not want to look at the undervotes, did not want to go through that arduous process. He insisted and the State Canvassing Board backed him on his insistence that every one of those votes be counted to determine voter intent. I think that's what we're asking, what I'm asking you to do in this case is to refer this back to the Executive Committee. It's not something we have to rush into. Senator Byars will continue to seat. My guess is the decision will be probably, if I were a betting man on this, I'd bet a fair sum of money that the final result would probably be that Senator Byars would be seated, but if we are going to follow the concept of voter intent, I think we do need to see what all the rest of the ballots have to say, so that is the reason for the motion.

SPEAKER BAACK: Thank you, Senator Withem. We will now proceed to Senator Hall.

SENATOR HALL: Thank you, Mr. President and members of the body. It's rare that I would disagree with Senator Withem, but this morning on this motion, to refer the issue to the Exec Board I must, because I don't think the issue is going to change. I know my vote, for purposes of this issue, whether it addresses the balance of the votes, the absentee votes or what we dealt with in the majority report yesterday will not change. None of those issues are going to change my feelings with regard to whether or not we respect the statutes as it addresses this issue. So it is fully my intent to, if we come to a vote not only on this issue, but on the issue of the minority report even though I have an amendment to it, to vote no. If...yesterday I think Senator Moore said that Senator Landis's motion or amendment were at a football game, he would have called foul. Frankly, if it were a chess game, I would have said, checkmate, because what Senator Landis did was take the other side's own best argument and made it their own worst enemy. And in effect, I think if we continue along those lines, that's really what we are continuing to do and I don't mean to pass judgment on anyone for that because I firmly believe the majority report was an accurate and correct representation of what the statutes of the State of Nebraska require of us and I will continue to vote along those lines. But I also believe that at this point, having, the Legislature having adopted it even though by the