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afford the body an opportunity to address the minority report. All the amendment does in my mind is bring the minority report in line with the majority report, that is it basically makes it a factual representation of the event that took place with regard to the election and the conclusion is the only thing that basically is different. The conclusion in this case, the minority report, would be that Senator Byars would be declared the winner based on the issues, the facts that are stated in the balance of the minority report. All I strip out is language that I would term as dicta that is not necessary. I would urge the body to adopt the amendment to the minority report.

SPEAKER BAACK: Thank you, Senator Hall. Discussion on the Hall motion. Senator Schimek, do you want to discuss the Senator Hall's motion? Senator Schimek waives off. Senator Warner, did you wish to discuss the motion?

SENATOR WARNER: Mr. President, members of the Legislature, I, too, have a substitute motion laying on my desk for the reasons that, and I will be more specific. I don't believe this body, as the motion was filed, has the authority to make a constitutional determination as was implied, or at least I have little doubt in my mind it would be subject to court. I don't think we may have some very limited role of interpreting the Constitution, but I doubt that we can go to the extent that is there. Essentially the motion I have, but I'm not going to, I guess, I won't offer it, but I think it's for the record for posterity would be better because the motion I have which I will not support but nevertheless is the one that I have, gives a rationale for the conclusion of the Legislature which essentially is one of making a determination that the initials was substantial compliance. You adopt the motion of Senator Hall's, it certainly gives the result. I don't know that you have any record as to the reason for that result. Maybe it doesn't make any difference, but in the long run I think it does make a difference. This is the third election contest I've been involved in and in every case we went back to try to search the records as to what, for precedent and in some occasions it was not very easy. Some of them because they were so old that they were just simply not the type of recordkeeping we have nowadays. In some cases all we had was the Legislative Journal with a motion such as you perhaps will be voting on. It actually gave no clue as to the basis in which the Legislature arrived at its decision. And I think for historical purposes and for establishing precedent that something more explicit than just