

February 20, 1991

SENATOR CHAMBERS: I'm not going to...Mr. Chairman, and I'm not going to argue at this point, but I want to get something clear. The Chair's ruling is that the Legislature does not have to formally accept the withdrawal of the contest. Is that true? The Executive Board formally accepted the withdrawal of Senator Byars' contest, so is it your ruling that we don't have to formally do anything to accept it?

SPEAKER BAACK: Senator Chambers, I don't think we do have to do anything to formally...my ruling would be that we do not have to do anything proactively to accept that that filing.

SENATOR CHAMBERS: With that, I challenge the Chair, and I move that the Chair be overruled.

SPEAKER BAACK: Senator Chambers. Senator Lindsay.

SENATOR LINDSAY: I, I may be wrong here, but I thought that's what we just voted on. I thought your ruling last time was that that was...I mean that was all included within your ruling. And part of that was that it didn't require the legislative approval. And I may be wrong. I'm not trying to be a problem. I don't want to go through the whole rigamarole again, if that's what you had already ruled.

SPEAKER BAACK: I think it probably was part of the ruling. I don't know that it was specifically stated as being part of the ruling, but what my ruling, in the initial case was that, when we, by receiving that letter from Paul Korslund, at that point the election contest was off the table, and we had no contest in front of us at that point. That was my ruling. And that we had...and that precluded the amendments, the motions that were pending before us right then all dealt with the election contest. Therefore, when I ruled that way I ruled that the contest was no longer in front of the Legislature. And that's what we...that's what we just voted on on the overruling of the Chair. We are back to the motion offered by Senator Warner then, as Chair of the Credentials Committee. Senator Warner.

SENATOR WARNER: Mr. President, I'd move adoption of the motion. I do wish to make a request, unanimous consent so the record is clear. I inadvertently signed the motion as Chairman of the Credentials Committee, which was the position that carries the implication that there was a Credential Committee action, which