

that would add another layer, and by layer I'm talking about this election board. So I want you to explain to me for the record that this is not what this would do and that it would, as we've talked about, that it really is the Election Commissioner who would have the authority to decide.

PRESIDENT MOUL: One minute.

SENATOR CONWAY: Thank you, the Election Commissioner truly is an authority figure where we put in the language that, unless overturned by the board or the courts or the Legislature, as a natural progression through where does this person derive his authority. He's going to get his authority from the board to the extent that they identify that person. I would be hard put to believe that Election Commissioner, if he gave the authority to use an initial rather than a signature under his interpretation, that his board would overturn that, where we see the board possibly overruling would be a more purely disputed point of the law in some other fashion. But I don't think we want an individual who is simply an employee who was in that situation, that he does not and may be put in a maybe more precarious situation and that being that he can actually defy his board and only the courts and the Legislature can overturn that. But our intention is that this person truly is a decision maker, an interpreter of the law and that will hold until some higher figure of where he derives his authority would overrule that.

PRESIDENT MOUL: Time.

SENATOR CONWAY: So the intention is that he is truly a decision maker.

PRESIDENT MOUL: Thank you, Senator Schimek. I'll now recognize senators in the following order. Senator Smith, Chambers, Withem, Crosby, Warner and Wehrbein. Senator Smith.

SENATOR SMITH: Thank you, Madam President. I also rise in support of the amendment but for the record, but also would like to ask a few question and I'm not sure but what maybe these might have been answered in the total amendment, but I have to just tell you that I had the six pages and the summary of the amendment so I would like to ask a few questions if I might of Senator Conway. Evidently I can, I will. Senator Conway, I would like to ask you a few questions. Number one, Senator