

PRESIDENT ROBAK: Time.

SENATOR CHAMBERS: ..areas don't have to be represented.

PRESIDENT ROBAK: Thank you, Senator Chambers. Senator Chambers.

SENATOR CHAMBERS: And, Madam President, thank you and, members of the Legislature, those are the areas that I think are more important than these other things down here at the bottom that you're going to make mandatory. There is such a thing as a skeleton. Then there is flesh, which is put on the bones of the skeleton. We know there are muscles, veins, sinew and all the rest of that, but there also has to be infused a life principle so that those bones that come together in the valley of the dry bones can live and walk about. The area of this bill where life would be infused is being left as an area of good advice where you hope the Governor will do the right thing. But in the area where we're talking about the dry bones or the skeleton, you're going to mandate that those areas be taken care of. My amendment says that that balance shall be maintained on the commission. So what if it does raise a legal issue? We want the citizens to be in a position to go to court to correct an inappropriate method of appointment by the Governor. If the commission is not constructed or constituted in a way that would carry out the purposes of the legislation, we want there to be recourse. If you're going to say this is what you want the bill to do but it's left to the good will of the Governor to do it, you don't leave the citizens with any way to see that the provisions of the law will be carried out. If some wiser legislators had not been aware of the fact that public officials who should seek mandamus actions would be derelict in their duties, they would not have put in law a statute that allowed me to seek the mandamus action without going through the county attorney. Those legislators knew that you could not trust public officials to do their job and, in this case, the Governor, the Attorney General, mayors and police chiefs could not be trusted because they were openly violating the law, but an earlier, wiser Legislature put in a safety net knowing that there would be some citizen who would take the bull by the horns and throw that bull in behalf of the public's best interest. Mixed metaphors, but the point is made. Senator Warner and others fear that if we require a certain balance in the makeup of this commission it could pose problems if the Governor does