

What's going to happen under this law? The Secretary of State isn't going to make this decision in fact, you know they're not. He's not going to put himself on the line for a legal determination as to whether the report should have been filed. He's simply going to go to the Attorney General and say, well, do you want to do an investigation? Well, are we not at the same point then that we're at when a complainant could simply come directly to the Attorney General and say, do you want to do an investigation? It seems to me we're making a big circle and causing a lot of people a lot of problems to get back essentially to where we are today. So this simple reporting requirement is a matter that's going to go directly to the Attorney General. Now the Attorney General, I mean that's like saying this case is so important we're going to go directly to the Supreme Court. I mean that's the equivalent of what we're doing here. The system is set up for local control. The system is set up so that if you have a problem with violations of this type, you go to the local county attorney. And the local county attorney knows the parties involved, knows the situation, can better find out what's going on. That's why we've had this system and are better positioned to make a determination than the Attorney General in the first instance. Now this is not a matter that we sometimes refer to the Attorney General simply because it's such a complicated prosecution problem that the expertise does not exist in the local areas to actually do the job. I mean this should be in a legal sense a relatively simple determination looking at the constitution, looking at the facts as you know them. Should they have filed a report or should they have not have filed the report? Beyond that, the Attorney General has plenty to do right now. Why is it that we want to load up the Attorney General's Office with a mundane requirement to prosecute a particular reporting requirement in the law? My gosh, if we had the Attorney General enforcing every reporting requirement we have in the law, we'd soon be inundated and he'd be totally ineffective. So I'm just suggesting that we handle this in the manner that we handle all other reporting requirements or at least most all other reporting requirements, that we allow it to go to the district attorney. And even if we suggest that it be taken to the district attorney under this law, the fact remains if it goes to the district attorney and they refuse to prosecute, the Attorney General still has the authority to do otherwise. So the one part of the amendment suggests that we back off from the Attorney General and go through the normal processes of presenting it to the county