

people pay attention when a petition comes in? Sure it is, and it creates a duty, that's the only thing it does is creates a duty so you can remove them by 23...2,001. I'd give you the rest of my time if you want to talk about that. Madam President, could I yield the rest of my time to Senator Chambers for this point of discussion?

PRESIDENT ROBAK: Senator Chambers, there's two and a half minutes remaining.

SENATOR CHAMBERS: Thank you. And, Senator Kristensen, here's the question that I would like to ask you, if this would...in effect this would be a criminal statute because of the statute's reference. The court will construe it narrowly, it will be narrowly construed. Nothing is ever added to a statute criminal in nature. So what are the elements of this offense, based on the language here? And the only thing that I see is where you fail to make a good faith effort.

SENATOR KRISTENSEN: I think it runs the other way, and I think it goes like this, first...your first duty is you got to make an attempt to develop the agreement. Okay, that's your first element you've got to prove. And you have to prove they didn't...in effect that's what they violated doing. I think a good faith effort is a defense. And they said, look, I made a good faith effort, that's my defense to the removal, so I think it runs the reverse of what you said.

SENATOR CHAMBERS: Okay, so all the people... First of all, and the time is going to run out. I will ask you, when I get some time, how a petition is handled? How we get a petition before the county board?

SENATOR KRISTENSEN: Okay.

SENATOR CHAMBERS: But for our discussion it's there. So the county board members get this petition...

PRESIDENT ROBAK: One minute.

SENATOR CHAMBERS: ...and five months after they get it, because they only have to do it within six months, they could sit down and look at the petition and then make a determination that this is nuts, and they could even say that. But if they sit down and