

it is directing the Attorney General to take some action in court. Now to get to Senator Witek's offering, I don't think that it should be added to the resolution because it doesn't contribute anything other than to say this man had an opinion which differs from the opinion of others. Well, I have an opinion that may differ in some regards from his and from Mr. Achelpohl, but we are not trying in this resolution or we shouldn't be trying to just state everybody's differing opinion and say some people think this is foolish and some people think it is wise; some think it is necessary, some think it is unnecessary. I hope that we will reject Senator Witek's amendment, and my time is going to run out before I can go in to touch on some of the specific things in it, and there are some general comments I want to make on the resolution also. And I know my time is going to run out, the Legislature's time will probably run out, but I think this is one of the most serious things that we're undertaking, not just because it involves these people in this program, but it relates to an employee of the state, exceeding the authority of that employee, disregarding the statutes and then trying to make a determination whether there can ever be any legal effect given to a decision made which violates the law. In other words, it is an illegal contract, if one exists. Can an illegal contract ever be made legal...

SENATOR WILL: One minute.

SENATOR CHAMBERS: ...by action taken after the entry into the illegal contract? The contract that I'm talking about, if it exists, would be the one that would come into being by representations being made by an agent of the state, that representation or offer having been accepted by other people, relied on, to their detriment; they changed their position and assumed certain legal responsibilities of their own in reliance on those representations. If there would be a contract, that is the kind of thing that would bring it into existence. But whether or not it can be ratified by the state at a later date is something I think we need to discuss. I know my time is up at this point, but I've got my light on again because there are some things I'd really like to get into the record.

SENATOR WILL: Thank you, Senator Chambers. Senator Maurstad, on the Witek amendment.