

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office
FLOOR DEBATE

June 2, 2005

LR 98

accusations. We have legal boundaries. We have politics, can't forget that. And we have some egregious behavior. Senator Brashear, I think, has pointed out very appropriately some of the details that needed to be mentioned. And again, I believe that I can offer these things on a pretty objective basis, based on my previous experience. And as we move forward with something that's rational and reasonable, I do not see impeachment as a rational alternative right now or even a rational objective, and for us to threaten with that, it's an idle threat. I'm not about idle threats and I don't think the Legislature is about an idle threat. That comes back to credibility. The Legislature's credibility is on the line here to do the right thing. Our electoral process is on the line waiting for the right thing to take place, and it is possible to do the right thing. To threaten this and threaten that when pretty much we know that it cannot be done, I've even sought outside legal advice...

SENATOR CUDABACK: One minute.

SENATOR SMITH: ...on this and the conclusion was that impeachment is not a feasible item at this point. We either need to bracket this and let the commission do their work over the interim and the further investigatory measures that they're taking at Senator Beutler's request, or we need to, I believe, scale back the language of LR 98 to something that's more reasonable and rational, or go the route of Senator Landis, looking at the censure. Thank you, Mr. President.

SENATOR CUDABACK: Thank you, Senator Smith. On with discussion. Senator Redfield, followed by Senator Foley.

SENATOR REDFIELD: Thank you, Mr. President, members of the body. When Senator Schrock brought the proposal to me and asked me to sign, I asked what is the standard. What's the standard? Is the Legislature going to ask everyone who violates the Accountability and Disclosure Act to resign? He said, oh, no. Then what is the standard? If they violate it twice, is that the standard? Is it a matter of time? If they're one day late in their filing that's okay, two days is not, five days is really wrong? Is it a matter of dollars? If you exceed the