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campaign statements before, and he filed that on the 11th when he could have filed it on the...any time after the 1st, I'm saying that I don't believe that rises or...to the last prong there, that it must be related to the duties of office. We can talk all we want about how upset we are with Mr. Hergert, how he was dishonest, how he's a bad reflection to the students, as Senator Stuthman mentioned, but unless it meets this test on this document that I handed you, the Supreme Court will not impeach him. And I am suggesting to you that if we know, as a Legislature, that he will not be impeached, we should not go forward with this. Because in my mind, and I think...I'm trying to persuade you of this, that an impeachment is a complete act. If the Legislature impeaches him, and nobody has disputed that that is our power to do, but if we know full well that the Supreme Court will not convict him, why are we doing it? Are we sending a message to Mr. Hergert that we don't like his conduct? Well, if that's the case, then we can do so through a reprimand or a rebuke of some sort. Why do we have to continue to move forward on this process, knowing full well that it will not result in a conviction? And I would urge you to read that standard on that document that I handed out to you. That is the test for whether or not an individual can be impeached. No matter how mad we are, how disappointed we are, how poorly he might reflect on the students, if it doesn't meet this test the Supreme Court will not convict him. And I am suggesting to you that his conduct, no matter how bad, how...whatever you want to phrase it at, does not rise to the level of an impeachable offense. I want to touch briefly on the oath that Senator Beutler has raised. Our special committee attorney, Clarence Mock, looked at this issue. He researched all the cases from which our constitutional language came from; meaning, we have constitutional language regarding impeachment, our attorney looked at every state who has the same constitutional language regarding impeachment, looked at their cases, and could not find one case...

SENATOR CUDABACK: One minute.

SENATOR BOURNE: ...in any of those jurisdictions that talked about the oath of office. The oath is a predicate to the office. There has never been, according to our research, never