

the body at that time and may remember that, the Supreme Court said, hey, that's not our purview. It is not even a court case. We will not accept this case whatsoever because the Constitution says that the Legislature has final authority over the seating of its members no matter what that might be, because we have the right to determine what constitutes, and, again, as you may remember, I was the majority elected. That wasn't challenged in terms of who had the majority number of votes. There were other questions raised at the time and that is when the court came in, and I can go down and get the case in that I do have it on file, that where they made that particular statement. They said we are not accepting this as a case because the Legislature does have final determinant over who was seated and don't come asking us that question.

SENATOR SCHIMEK: So, basically, what you are saying and you think the court said is that we could do that for any reason whatsoever.

SENATOR CONWAY: I think what the court said is that this body, in terms of seating the elected out of a general election, if they have that sort of feeling about that status of belonging to this body, that I would question whether or not the court would give some higher value to someone with a certificate of election, which is a couple of steps prior to the general election even. And, granted, it is probably not a direct connecting point. I guess my point was the fact that if that is the way they feel about the general election, that it is the purview of this body to do as they wish, hopefully because there are 49, and they are thoughtful, and we are a deliberative body, and we will do what is right.

SENATOR SCHIMEK: Uh-huh.

SENATOR CONWAY: That they give us that authority and they only gave that authority I am sure because it was in black and white in the Constitution. They didn't give it to us because of their divine wisdom.

SENATOR SCHIMEK: Thank you. Maybe I just have a devious mind, I don't know, but you know the ultimate outcome of something like that could be one group in control of a Legislature. We found out the other day that we really could redraw district lines whenever we wanted to and we could create a lot of havoc with the system. I would like to hear somebody address what you