

April 6, 1974

SENATOR DUIS: Mr. President, I think that it would be well if you would explain the vote of...aye and nay on this.

CLERK: Read motion.

SENATOR DUIS: (inaudible)

PRESIDENT: If you reject the appointment, this is a little confusing, if you reject the appointment, vote aye to reject if not vote no. The motion is to reject. Do you all understand it, is it clear? The motion is to reject. If you reject the appointment vote aye, if not vote no. Have you all voted? Senator Carpenter.

SENATOR CARPENTER: A point of order, does it take 25 votes?

PRESIDENT: Yes sir.

SENATOR CARPENTER: I think that this is a important enough to the man who is involved are there any who are here that haven't voted? Would a call of the house do any good or just waste time?

PRESIDENT: It is lost anyway Senator Carpenter. The motion is lost as it stands now. Have you all voted? Clerk will record.

CLERK: Read results of vote. 18 ayes, 23 nays and 8 not voting. Vote appears on page 1576 of the Legislative Journal.

PRESIDENT: Motion is defeated. Senator Whitney, back to you.

SENATOR WHITNEY: Mr. President, I move that we approve this gentleman and I want to say this. I agree whole heartedly with what Senator Carpenter had to say that we could hurt this man if we don't approve him. The thing is that he has never lost his drivers license. Now this legislature has set up a point system. That point system says that if you are a bad driver you get your drivers license taken away from you. But he never reached that point of being that bad a driver. This legislature says that if you haven't reached that point then you are capable of driving your automobile and this is the only reason why the members of the committee on committees question this man at least that is the only thing that has ever come up before this group. So, I feel that since he has had no infraction of the law in the last 2 years, and I'll bet there are members in this legislature that have had infractions of the law in the last two years. You are still here.

PRESIDENT: Lets not go into that.

SENATOR WHITNEY: I feel that since he has had not any infractions of the law the last two years that he is quite capable of being a good driver. Now then is it just because he has had some points that you wish to reject him? I feel no. Now Mr. Sullivan came before the committee and they said that we considered the driving record of this man before we appointed him. I want you to know that before this committee on committee screened him very closely. We asked for him, Mr. John Sullivan to come in and discuss this appointment with