

January 14, 1976

It's my opinion that's what the Legislature meant. So all this does is to clarify that .10 is exactly the same as drunken driving and both should be subject to the same assessment of points lost on the drivers license.

SENATOR SWIGART: It does not reduce the points then?

SENATOR KREMER: No sir.

SENATOR SWIGART: We certainly don't need any more watering down. I think we made a very serious mistake last year when we cut the amount of time for a person to be without their permit once they got the 12 points. We cut it to a half year, you remember. I think that was a tragic mistake. There are certain numbers ... a certain number of hundreds of alcoholics in the state. At least we were keeping them off the street for a whole year rather than a half year. I think it was a tragic mistake what we did to the laws last year related to traffic control.

SENATOR SAVAGE: Chair recognizes Senator DeCamp.

SENATOR DeCAMP: Mr. President, members of the Legislature. I think I have an amendment. I think I have to have some information first, so I would ask the Clerk to read in the amendment we adopted just a few minutes ago. I, apparently, wasn't paying that close attention. I wish you all would listen very carefully to this amendment because I think it's unconstitutional. I don't want to see you torpedo the whole bloody bill. Will you read it.

(President Whelan presiding)

PRESIDENT: The Clerk advises me that you're addressing yourself to an amendment that's already been adopted?

SENATOR DeCAMP: Yes. I want to propose an amendment, I think, to strike that amendment. I think it's unconstitutional, but I have to hear it. It isn't in the Journal or anything. It was just adopted here zip. You know what I mean?

CLERK: Read Kremer amendment found on page 228 of Journal.

SENATOR DeCAMP: OK, well I would move to strike the amendment we just adopted because I just don't believe you can do that. This is like you're having a trial and ... you know. The penalty for the punishment, let's say, is ... life imprisonment.

PRESIDENT: Senator DeCamp, do we have motions to strike?

SENATOR DeCAMP: Yes. I move to strike that amendment.

PRESIDENT: No. Do we have motions to strike? Don't we have motions to reconsider?

SENATOR DeCAMP: Well ... reconsider. I move we reconsider our action in adopting that amendment. I didn't vote on that one.