

March 15, 1978

LR 92, 92A, 575

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LR 92 pass? Record your vote. Have you all voted? Record.

CLERK: Record vote read. (See page 1277, Legislative Journal.) 26 ayes, 17 nays, 5 excused and not voting and one present and not voting, Mr. President.

PRESIDENT: LR 92 passes. Please read 92A. Senator Shirley Marsh.

SENATOR MARSH: Good morning, Mr. President. I am calling to inquire if a bill which does have a financial impact needs more than 25 votes to pass when it is a new procedure.

PRESIDENT: Senator Warner, in your opinion, does this bill go beyond the Governor's recommendations? First of all, did 92 have an appropriation in it?

SENATOR WARNER: No. The A bill does. Mr. President, without having read back specifically, but my memory would be that the Governor did include in his budget message up to \$2.4 million for this purpose, at least in his budget message. I do not recall that it was included as such in his legislation that was introduced, that is, the budget bills themselves, but I believe that he did indicate that recommendation so I assume it does not require 30 votes.

PRESIDENT: So it is your opinion that the subject matter of 92 was included and, therefore, the appropriation in 92A was also included?

SENATOR WARNER: Yes, Mr. President, I had not thought about it until this moment so that is an off the curbstone opinion of it, Mr. President.

PRESIDENT: I think you and I established some sort of a procedure of the last two years that the Chair would rely upon your curbstone opinion as to whether or not it was included or not.

SENATOR WARNER: It is not only that way, I think it says that in the rule, Mr. President.

PRESIDENT: Yes. What, that it is a curbstone?

SENATOR WARNER: No. I am suppose to make an indication on behalf (interruption).

PRESIDENT: Because of that then, I don't think the constitutional vote will be necessary for the passage of 92A then, Senator Marsh. Senator Warner.

SENATOR WARNER: If the body wished, I could ask unanimous consent to pass over the A bill until the end of Final Reading. I could perhaps have it checked to make sure.

PRESIDENT: We will do that. Please read LR 575.

CLERK: Final Reading of LR 575.

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LR 575