

January 14, 1981

raised an issue everybody was embarrassed and the Lieutenant Governor would be in the Chair and he would just ignore the point of order. So if the rule is not going to be observed and observed with reference to everybody, we should just avoid the necessity of anybody being embarrassed, by striking that, and a further consideration is at the top of page 7 where we talk about the duties of the Sergeant at Arms, it says, "The Sergeant at Arms shall enforce strictly the rules as they relate to privileges of the Legislative Chamber". So on the one hand we have in place a rule which would require the Sergeant at Arms to deny access to the Chamber to these various people unless they got permission from the Chair. But as a matter of fact, these different types of people have gotten access without getting that permission and the Sergeant at Arms has not felt free to carry out his duty to strictly enforce the rules. So either we should amend the rule which requires strict enforcement by the Sergeant at Arms or we ought to just strike this language. I think probably the easiest thing since they are going to do whatever they want to do anyway is to just strike this language and they don't need to get permission from the Chair before coming into the Legislature. That is the motion.

SPEAKER MARVEL: Senator Johnson.

SENATOR JOHNSON: Mr. Speaker, members of the body, I rise in opposition to Senator Chambers' motion, though I can appreciate precisely why Senator Chambers has moved to amend the rules as he has so done. As I recall last year we had a couple of occasions when our Governor visited our Chamber and Senator Chambers reminded us again that that visit was to be done only upon our sufferance and upon our allowance. I happen to concur with that point of view absolutely, because it is a matter of historical legislative precedent, the legislative body belongs to the people of the state and to their elected officials and to nobody else, and that includes to the Governor and Lieutenant Governor and the Attorney General, and the Auditor of Public Accounts and his staff, satraps and minions. This is the peoples' Chamber and I think it is important that we retain the rule very simply which says that anybody who comes in this Chamber comes in with our sufferance, that is we have to allow it to be done. Now the truth of the matter is when it occurred in the past and only Senator Chambers spoke out or no one spoke out, that was probably out of a sense when no one spoke out, out of a sense of some politeness, out of a sense of some etiquette, and I can appreciate that, but it is important as