

when you talk to these ladies who have been strongly in favor of this bill and you tell them, now there's a stalking bill on the books, when that man parks in front of your house and gives you an ugly look you call the police and that county attorney is going to charge him if it's another time that he's done it. If it's the first time, it will be a misdemeanor, but, by God, they're going to charge him with stalking. So they come to the house and they see him sitting there. First of all, it's a public street so you can't just get somebody. You can't call it a crime for being on a public street. So what is he doing? Sitting in his car on a public street. That is not sufficient. Did he say anything to you? No. What did he do? Well, he made a face at me. That's not enough. So if that was one of the cases, that one's out. That's not even a misdemeanor. And what are some of the others? Now if he grabs a woman and knocks her down, that's a crime right now and that's a crime that a prosecutor will charge. This bill was amended in such a way as to give a modicum of credibility to the Legislature by creating a scheme in the law that can never be used to charge anybody with an offense and hope to prove it, can't be done, but you all are anxious to pass it and I'm sure you will and it just is another example of the bad legislation that comes out of this Legislature as a favor to people. But at least my own credibility is intact for my sake. If I didn't know anything, maybe I'd vote for it too. But knowing what I know, there's no way I can vote for this bill. I couldn't justify it. I couldn't explain it. I cannot take it out there and tell somebody this is a good bill and if somebody does these various harassing things that people describe as harassing things that constitute stalking that you've now got a law on the books that's going to deal with it. But I want all of you who vote for it to tell the people in your district the provision of statute where it is and that you guarantee them that this handles that problem. That's what I want you to tell them. And I want you to consider those who are telling you that that's what this bill does.

PRESIDENT MOUL: Thank you, Senator Chambers. We will now vote on the motion to return to Select File. All those in favor please vote aye, opposed nay. Have you all voted? Senator Chambers has requested a record vote. Please record, Mr. Clerk.

ASSISTANT CLERK: (Record vote read. See pages 2267-68 of the Legislative Journal.) Vote is 3 ayes, 19 nays on Senator Chambers' motion to return the bill.