

February 1, 1973

SENATOR NORE: --and fellow members, I would oppose the motion before the house. I think there are many times that we are undecided and have not had enough information on a particular action that we--when one procedure is to move to adjourn. If it's about 12 o'clock, it gives us more time to think about it. This way we can't do it.

SPEAKER: Is there any further discussion of the Rules change? If not, we're back to you, Senator Duis, on the Rule change.

SENATOR DUIS: We're waiting for an amendment, I believe, Mr. President, from Senator Whitney.

SPEAKER: OK. The chair recognizes Senator Whitney.

SENATOR WHITNEY: Mr. President, I've just been informed that in most Legislative procedures among most states that this is, this is included as it is written. Therefore, I'm not putting the amendment in.

SENATOR DUIS: Thank you, Senator Whitney. I've should have explained to the body and I didn't. These Rules changes came from the very fine Rules maker and our good Clerk found them in this situation and if it was possible, I would have him explain them to you but the fact remains, it is something that is done in most Legislatures. I thank you for withdrawing your motion. Please let me tell you this, gentlemen, the Rules Committee is not bringing in an arbitrary Rules change here that has not been studied pretty thoroughly. We didn't have an open meeting on it. I announced the meeting the other day and I'm not taking issue with anybody not being there because I fully realize that the announcement was made orally and was not made written which I apologize for. But anytime we do have a Rules change we would certainly welcome anyone coming before us and let me say this, anything that is brought on the floor here in the way of an amendment or opposing our Rules is certainly welcomed by this Rules Committee.

SPEAKER: Senator Syas, did you wish to be recognized. Senator Fellman, are you all through discussing? Very good. Would you turn off your little light then for me? Thank you, sir. Senator Simpson, did you wish to be recognized?

SENATOR SIMPSON: Mr. President, members of the body, first I'd like to ask Senator Duis a question if he'd yield.

SPEAKER: Senator Duis, would you yield?

SENATOR DUIS: Yes, Senator Simpson.

SENATOR SIMPSON: Senator Duis, where did this amendment originally come from, the one we are speaking about now.

SENATOR DUIS: It was--I wish Vince could give us the name of this work that this comes from. If you don't mind--would you mind, Senator Simpson, if Vince answered you?

SENATOR SIMPSON: Right. Where did this amendment come from?

CLERK: Well, it--the format of it, primarily, is from Mason's Manual on Legislative procedure which Mason is Parliamentarian of the California Legislature and has written one of the more authoritative works on the subject of Legislative debate which is in my office if you would like to see it.

SENATOR SIMPSON: No, I'm not interested in seeing it because I don't like it. But I would say, then, on this that how was I to know that this rule was being taken up by the Rules Committee if it was never brought here as an amendment on the floor. Now how would I know that I should go to the Rules Committee and oppose such a thing if we had no knowledge that this was what they're talking about. I think that this is establishing a precedent within this that is not good and I