

April 9, 1980

SENATOR KEYES: I want to make sure that everyone knew.

SENATOR MARSH: Thank you.

PRESIDENT: Chair recognizes Senator Newell.

SENATOR NEWELL: Mr. President, members of the body, I just did a little running so I'm a little bit out of wind. I rise to oppose the Daub nomination. I was going to pass around some sheets indicating some of the testimony at the hearing. Since I wasn't able to prepare those and have them passed out I'll try to reiterate some of the problems that I see with some of the answers that Mr. Daub gave at the hearing and some other problems that I see arising from his appointment to the Environmental Control Council. Mr. Daub came before the committee after a long and tedious effort to get him to appear and then when asked questions related to a controversy which we all know, which we all are aware of, related to the Allen Jones incident or the Committee For The Survival of a Free Congress is alleged to have brought forth Mr. Daub's appointment, Mr. Jones suggested Mr. Jones withdraw from the race and pay his campaign contributions. Mr. Daub indicated that he would not answer questions related to that, since he thought the issue was closed. After I pressed on on that issue Mr. Daub indicated a couple of statements that I was very concerned about and did some research on and I think were inadequately explained. One, Mr. Daub indicated that the Committee For The Survival of a Free Congress was not supporting him. He did not know of their support. Now this is in the testimony, this is in the record. Now I asked Mr. Daub if that was correct that he did not understand that they were in fact supporting him, which was quite a remarkable thing to me.

PRESIDENT: Senator Lamb, for what.

SENATOR LAMB: A point of order, Mr. President.

PRESIDENT: State your point, Senator.

SENATOR LAMB: I do not believe that Senator Newell was discussing the candidates qualifications for the appointment that we are discussing at this point.

PRESIDENT: Well, that is a rather subjective type thing that I think Senator Newell in his own mind thinks he is. What can you say?

SENATOR NEWELL: I think that this is a question of ethics, Mr. Chairman, and I think that ethics have a great part to play in any appointment.