

SPEAKER: Have you all voted? Clerk will record.

CLERK: 25 ayes, no nays, 24 not voting, Mr. President on the motion to return.

SPEAKER: LB 280 is returned to select file. Do we have other motions?

CLERK: No, that's all to return.

SPEAKER: We will now return to select file and take up first Senator Waldron's motion on LB 110.

CLERK: Okay, Mr. President, the motion is to (motion read)

SPEAKER: Senator Waldron. Senator Stull.

SENATOR STULL: I'd like to ask Senator Waldron a question.

SPEAKER: Senator Waldron, will you yield to a question?

SENATOR STULL: Senator Waldron, at the present time they can nominate 2 or more, isn't that possible?

SENATOR WALDRON: That's correct, Senator Stull, this would just require them to nominate 3 or more, if there's 3 that are qualified. They'd still have to nominate the 2 whether they are qualified or not, if there are 2 applicants, but they have to nominate 2. That's the constitutional requirement. This would be a statutory requirement that they nominate at least 3.

SENATOR STULL: Well, Senator Waldron, I'm wondering if this is a good idea. It's, sometimes in some of these judicial districts, it's hard to get the second man and if you put in the statute that you're going to have to have at least 3, a lot of times these people--

SENATOR WALDRON: Senator, I might explain, it will not affect it. If there are only two applicants, they will not have to search for a third one because that's provided for in the amendment. It says if there are 3. If there are not 3, then they'd only have to have the two as provided by our constitution. It would not change that if only 2 applied. I recognize in some areas not very many apply but if this case like in, like in a larger district where 4 or 5 would apply and 3 of them were qualified, then they would have to nominate 3, but they have to nominate 2 irregardless because of the constitution, but if there's not, like if there is a district where only 2 would apply, then this law would not be in effect whatsoever.

SENATOR STULL: Okay. Thank you.

SPEAKER: Any further discussion? If not, the motion is to adopt the amendment to LB 110. All those in favor vote aye. Those opposed vote no.

CLERK: Senator Simpson voting aye.

SPEAKER: Takes 25 votes. Have you voted? Has everybody voted? Takes 25 votes. Senator Waldron?

SENATOR WALDRON: Mr. President, I think we need one more vote so I'd have to just about ask for a call of the house unless someone's just walking around that would be willing to give me a vote. Did you--did the Chair vote?

SPEAKER: There we have 25. Clerk will record.

CLERK: 25 ayes, Mr. President, on motion to adopt.

SPEAKER: Now we'll go to LB--