

PRESIDENT: Are there, is there any further discussion of the Carpenter amendment? Senator Schmit, your light is on, do you want to discuss the Carpenter amendment? Thank you. Question is, then shall the Carpenter amendment to LB 484 be adopted? All those in favor please say aye, those opposed say no. So ordered, the amendments are adopted.

SENATOR CARPENTER: Now this bill in substance says that in the area of these appropriations that they shall be annually apportioned among Nebraska communities, based principally on need with the approval of the states considering planning process pursuant to Section 303 of the Federal Act. The state shall as nearly as possible apportion such funds equitably among all of the cities. I move the bill be advanced to E & R, from General File to E & R.

PRESIDENT: Now is there any further discussion of the bill as amended? Question then is, shall LB 484 as amended be advanced from General File to E & R Initial? All those in favor vote aye, all those opposed vote no. You are voting on the advancement of LB 484 as amended from General File to E & R Initial. Thank you. Clerk will record. Thank you, Senator Syas, I was waiting for a Senator to get to her seat. CLERK: 28 ayes, no nays, 21 not voting.

PRESIDENT: Very good, the bill is advanced. Brings up then for General File consideration LB 187. That's Senator...

CLERK: Mr. President, 187 has an amended by Senator Waldron who is excused.

PRESIDENT: All right, we'll bypass 187 and move on to 377, Senator Simpson's bill. Senator Barnett.

SENATOR BARNETT: Mr. President, why are we bypassing that amendment just because it's on there and the man isn't here to defend it? The introducer of the bill is here. I think if he wants to put the amendment on it, let him put it on Select File like everybody else.

PRESIDENT: All right, I realize that. There's a little different situation this afternoon though when you only have 27 votes here, 28 I guess and the chair would only observe this, Senator Barnett, without taking sides. Plus the fact that this afternoon you may remember I preceded my remarks this afternoon as to the order that they would be "noncontroversial" and that's as far as the chair can go. I have no other instructions and we are without a Speaker, I might respectfully observe. So now there's where we are and the chair's going to rule that that's what we're going to do and if you care to challenge the ruling of the chair, fine and dandy then make your motion.

SENATOR BARNETT: Mr. Chairman, I challenge the chair on his ruling and I'll probably lose, but I'll challenge it anyway.

PRESIDENT: All right, question then is, shall the chair be sustained? All those in favor vote aye, all those opposed vote no. Question is, shall the chair be sustained? All those in favor vote aye, all those opposed vote no. Yes, Senator Barnett.

SENATOR BARNETT: Does it take 25 to sustain the chair?

PRESIDENT: Right now I don't know.

SENATOR BARNETT: Say yes right now, would you please?

PRESIDENT: Have you all voted? Clerk will record.

CLERK: 18 ayes, 7 nays on the motion.