

May 7, 1973

(Begin Belt #12)

PRESIDENT: Well, once again the chair finds itself in a very delicate position. I have already ruled that...

SENATOR STAHMER: Mr. President, if I could help...

PRESIDENT: Go ahead, Senator Stahmer.

SENATOR STAHMER: I would not be opposed to adopting, or voting on the adoption and then if they want to accept my amendment to his amendments afterward, I don't know that it makes much difference before or afterwards. I think the outcome will be the same anyway but at least I want that clear if that's going to help the chair any. Am I out of order to offer an amendment to his amendment?

PRESIDENT: Well, you are because we were just about, we had five hands raised to close debate. I don't see how you can offer an amendment when we're closing debate on something. That's the chair's predicament. Senator Duis, do you want to help the chair here?

SENATOR DUIS: Yes, sir, you're absolutely correct sir, you are closing debate.

PRESIDENT: Thank you. All right, the question is, shall the debate now close on the Anderson amendment? All those in favor will vote aye, all those opposed will vote no. Thank you. Clerk will record.

CLERK: 30 ayes, Mr. President.

PRESIDENT: Good. Senator Anderson will now close on his amendment.

SENATOR ANDERSON: Mr. President, members of the body. What we are doing here is something that I think all of us find very disagreeable because the Supreme Court has placed us in a situation that we do not agree with which we deplore and we have now a situation where all we can do is attempt to draw the line as close to the Supreme Court as we possibly can. The particular amendments that I have have basically taken what the committee has suggested and have incorporated most of the Nebraska Medical Associations critique, have drawn this into as tightly drawn a version of this particular bill as we possibly can. At this point, there is nothing more that we can do except to attempt to act in this fashion to save as many lives as we possibly can and so I move the adoption of these amendments to LB 286.

PRESIDENT: Question is, shall the Anderson amendment to 286 be adopted? All those in favor vote aye, all those opposed vote no. Senator Carpenter asking for a record vote. Once again, have you all voted? Clerk will record.

CLERK: 36 ayes, no nays, 9 not voting. Correction, 36 ayes, 4 nays, 9 not voting.

PRESIDENT: The Anderson amendment is adopted. Senator Clark voting aye. 37 for?

CLERK: 37 ayes, 4 nays, 8 not voting.

PRESIDENT: Thank you. The amendment is adopted. Now, Senator Carpenter, for what purpose do you rise?

SENATOR CARPENTER: Does the bill have the emergency clause on it?

PRESIDENT: Stand by.