

February 15, 1974

introduction of this bill, apparently the Governor decided he wanted the Legislature to set the speed limit, so he went to the Public Works Committee and had a bill introduced setting the speed limit at 55 miles an hour for the duration of the emergency. After the presentations of the bill, apparently someone had the idea that they would amend the bill of the Governor's so he might be able to raise the speed limit during the course of this particular emergency. And I don't object to that except it didn't solve the problem at all. It merely delayed the problem. And I wanted my bill out of committee, and I asked to have it out of committee so it would have a fair hearing on the floor of the Legislature in contrast with the other bill. And so I'm asking the Legislature if they will bring this bill out of committee so that I might have a chance to present my views to the entire Legislature so that the Governor would be able to set the speed limit during the course of state or national emergency, and we would not have to come down here and set it or reset it after this particular one. Now the argument is going to come up, that he would be setting a speed limit when he shouldn't be. Now I beg of you to check the statutes because you will find in there that the State Highway Engineer is able to set the speed limit in cases of certain road conditions. So that objection that they have in regard to him setting the speed limit is not valid. So I hereby request for unanimous vote to bring this bill to the floor of the Legislature.

PRESIDENT: Is there any further discussion now of that particular motion? All right, then the question is, shall LB 605 be advanced to General File notwithstanding the action of the Committee. It's a motion that takes 25 votes. All those in favor of placing 605 on General File vote aye, all those opposed vote no. The motion is to place LB 605 on General File notwithstanding the action of the Committee. Well, have you all voted. There just has to be more than 25 people here. Senator Duis.

SENATOR DUIS: Mr. President, I would have to ask for a Call of the House. I believe this is the first time I was asked for such a thing as this, and I'm going to press it because I do believe that I'm entitled to a fair hearing before the entire Legislature on this speed bill.

PRESIDENT: Senator Duis' motion is to place LB 605 on General File notwithstanding the action of the Committee. And he's asked... All right, Senator Duis has asked for a Call of the House. Clerk will clear the board. All right, Senator Duis do you withdraw your motion?

SENATOR DUIS: O.K.

PRESIDENT: Clerk will record.

CLERK: 26 ayes, 11 nays and 12 not voting, Mr. President.

PRESIDENT: Motion carries the bill is placed on General File notwithstanding the action of the Committee. Are there other motions on the desk?

CLERK: O.K. nothing further, Mr. President. A report your Committee on Public Health and Welfare reports 903 to General File.

PRESIDENT: Senator Carpenter.