

PRESIDENT: The Clerk advises me that you need unanimous consent to change the first two lines of your motion. If you want it taken up now.

CLERK: Read amendment.

SENATOR CAVANAUGH: The substance of the motion is contained in the Journal is the same. I neglected to offer it in the form of an amendment, and that is what I wish to change.

PRESIDENT: Then you are requesting unanimous consent?

SENATOR CAVANAUGH: I am Mr. President.

PRESIDENT: Senator Marsh objects. Do you want to proceed on your original motion then Senator?

SENATOR CAVANAUGH: I will move the original motion then.

PRESIDENT: Do you wish the Clerk to read the motion?

SENATOR CAVANAUGH: I believe that that is correct.

PRESIDENT: Alright, will you read the motion Mr. Clerk.

CLERK: Read motion.

PRESIDENT: Chair recognizes Senator Cavanaugh.

SENATOR CAVANAUGH: Mr. President, I would move the adoption of the amendment. I would like to address the amendment at this time, I would request unanimous consent to exceed 10 minutes should that be necessary. I would hope to complete my presentation within 10 minutes but should I fail to do that I would request the right to go beyond.

PRESIDENT: Is there objection?

(Objection is raised)

PRESIDENT: Proceed Senator Cavanaugh.

SENATOR CAVANAUGH: Thank you Mr. President. Mr. President, members of the Legislature, I think that not many here realize but all should be made aware that the issue that we decide today will probably be one of the most important issues that we will ever decide as members of the legislature, or in any other public office. The issue that we are to address today goes to the substance or in essence of this institution and of the other institutions in government of this state as created by the people. We are confronted today with the constitutional issue. An issue of the powers of this legislature, the duties of this legislature and the personal obligations that each of us swore to uphold when we took the oath of office. I have in the past several days spent extensive time reading and considering the constitution of the state of Nebraska and what it requires and what it mandates and the obligations that it places on those people who assume the office that we have assumed here. I will attempt this morning to impart to you my view of the constitution, and the duties and obligations that it presents us with in regards to the facts and circumstances that we are presented with today. The preamble of the Constitution says "We the people grateful to almighty God for our freedom do ordain and establish the following declaration of rights and frame of government as the Constitution of the state of Nebraska", this was the desire of the people to frame a government with certain duties and rights and they imposed them upon us when they chose us for the office that we now