

April 30, 1975

SENATOR WARNER: Mr. President.

PRESIDENT: It takes at least half of those voting to go under Call but to raise a Call it takes half of those who are in the Chamber.

SENATOR WARNER: Mr. President, if I could respectfully call your attention to the Rules 7, I believe 5, as you stated it earlier that to go under Call it requires a majority of those voting and present and this is what you said just a few minutes ago.

PRESIDENT: No, that's not the way I have ruled in the past, Senator. No, that is to raise the Call. I am sorry if I created that confusion. I have attempted to rule that it is a majority of those voting to go under Call but it is a majority of those present in the House to go out from under Call. The House is under Call. All right. The question is, the challenge of the Chair's ruling that we are under Call. Would you clear the Board? Record your vote. The challenge of my ruling. There is an appeal on my ruling. I ruled that we were under Call. The question is, shall the Chair be sustained in holding that the House is under Call. Have you voted? Record.

CLERK: 25 ayes, 13 nays.

PRESIDENT: The House is under Call. Record your presence, please. Senator Cavanaugh.

SENATOR CAVANAUGH: I move the Call be raised.

PRESIDENT: The question is, shall the Call be raised. Record your vote. Record.

CLERK: 37 ayes, 1 nay. The Call is raised.

PRESIDENT: The Call is raised. Report the vote.

CLERK: 26 ayes, 10 nays.

PRESIDENT: The motion carries. Senator Shirley Marsh, for what purpose do you arise?

SENATOR MARSH: A point of personal privilege, Mr. President.

PRESIDENT: All right. State your point.

SENATOR MARSH: My point is, that for information sake, I would like to know what the permanent ruling is. If you rule we are under Call and there are not half of those voting...

PRESIDENT: That is not a point of personal privilege, Senator.

SENATOR MARSH: Then I will say, for a clarification of point, Mr. President, for the future, how shall we know how you will rule. If 16 votes puts us under Call and there are not 33 people in the room, is that a correct Call.

PRESIDENT: I will be glad to look at the Rules again and put it in writing, Senator. I think that is easier and