

April 21, 1978

LB 170, 192, 192A
LR 152

PRESIDENT: I'll ask Senator Kahle since he is the mover. Do you have any objection?

SENATOR KAHLE: I have no objection. I want to give Senator Koch a fair chance.

PRESIDENT: Then it is so ordered. Senator Simon, your motion will fall behind Senator Kahle's because it was received behind it. We will take that up immediately after Senator Kahle's motion.

SENATOR SIMON: Okay.

PRESIDENT: So that you could be advised, Senator Simon has a motion to suspend the rules to prohibit motions for return but it was received after Senator Kahle's motion. Proceed with LB 192.

CLERK: Mr. President, LB 192 (read).

PRESIDENT: All provisions relative to procedure having been complied with, the question is, shall LB 192 pass? Record your vote. Have you all voted? Record.

CLERK: 14 ayes, 28 nays, 3 present and not voting, 4 excused and not voting. Vote appears on pages 2208-2209 of the Legislative Journal.

PRESIDENT: Senator Burrows, do you want to pass over the A bill? All right, pass over the A bill.

CLERK: Mr. President, I have a motion on the desk.

PRESIDENT: Read the motion.

CLERK: Senator Labedz moves to overrule the Speaker's order and take up LR 152 next.

SENATOR LABEDZ: Okay, first hear me out. All through the procedures on LR 152, we...it was considered as a bill. We had to go through General File, E & R Initial, Select File, we had to follow every rule of the Legislative Bills. Now when it gets to Final Reading it is no longer considered a bill it is considered a resolution and it is put down on the twelfth hour of Final Reading. I believe that I am not asking for it to be put ahead of any other bill. I'm only asking that it be put in its rightful place. Because, if you will notice all of the bills listed on the agenda are in numerical order. If LR 152 was considered a bill all through the procedures then I believe that it should be put up there right after 170. In fact it should have been heard after 128. I'm going to read the rule. On page 24..21, Section 2, "When a Resolution is considered a Bill. Resolutions that propose amendments to the State Constitution propose the ratification of amendments to the Federal Constitution or memorialize Congress for the purpose of proposing amendments to the United States Constitution or the rejection, change, alteration, amendment of modification of rules under the provision of Section 84-904, shall be considered and adopted in the same manner as a bill." I urge the members to put this resolution