

May 18, 1993

LB 541, 627, 841  
LR 134-152

SPEAKER BAACK: The amendment fails. I will raise the call. Items for the record, Mr. Clerk.

CLERK: Yes, Mr. President, thank you. Study resolutions, LR 134-152, all calling for interim studies, all will be referred to Reference for referral to the appropriate committee. Amendments to be printed to LB 841 by Senator Withem, and the Appropriations Committee has amendments to LB 541 to be printed; and a hearing notice from the Health Committee, a confirmation hearing notice. (See pages 2219-29 of the Legislative Journal.)

Mr. President, Senator Bernard-Stevens would move to amend the bracket motion as offered by Senator Withem.

SPEAKER BAACK: Senator Bernard-Stevens.

SENATOR BERNARD-STEVENS: Thank you, Mr. Speaker, members of the body. Let me try to explain the procedure that we need to get to, because it is...cloture does sometimes provide some complications, that we always need to pay attention to those little details. If you remember last, whenever it was, last week I suspect, on Wednesday or last Tuesday, I think, we agree to the Lindsay amendment to the portion of the division of the Witek amendment that was under discussion. We agreed with that. We then adjourned, not too long after that, without agreeing to that portion of the Witek amendment that we were currently under, that division. If, for example, cloture were filed right now, if it was 4:43 and cloture were filed now, the first thing that would happen is we would vote on the Bernard-Stevens amendment, at this point, to the bracket. Okay, and once we agreed to that, or disagreed with it, we would then get to a vote on the bill because you vote on the immediate amendment or motion pending, and then you vote on the bill. The concern I had with Senator Bromm's amendment to the amendment was if we agreed to that amendment, then Senator Withem would not have been able to withdraw, or without a procedural fight withdraw technically his amendment because it would have been changed. Then if a bracket...a cloture motion were filed, we would have been forced to vote on the pending motion, which would have been the bracket motion, and if that were defeated, vote on the bill without the Lindsay amendment because we did not vote on that portion of the division. The only way to get to the place that we need to get to, we are struggling to get to, as a majority of the body, is that when the cloture motion is filed that the