

March 13, 1980

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SPEAKER MARVEL: Then do you wish to challenge the Chair?

SENATOR JOHNSON: Yes, I would challenge the Chair and I would like an opportunity to speak on my challenge.

SPEAKER MARVEL: Okay, go ahead, Senator Johnson. Just a minute, I don't think you are on yet.

SENATOR JOHNSON: Oh! I am sorry. Mr. Speaker, as I understand, that Senator Landis' amendment to the committee amendment did address a totally different chapter, specifically chapter 39, and the bill itself addresses chapter 66 and so, too, does the committee amendment. I may well agree with the Speaker's ruling on the Landis amendment, but if you will look at my amendment to the committee amendment, it addresses chapter 66, subsection 414. The committee amendment itself addresses chapter 66, subsections 428-605. I cannot see in my way of thinking and logic how my amendment cannot be germane to the committee amendment, even though my amendment takes several lines more than the committee amendment, nonetheless we are moving into the very same chapter, dealing with the very same subject, the collection of a gasoline tax and the amounts to be collected. In my opinion it is germane, and with all humility, I ask this body to overrule the Chair.

SPEAKER MARVEL: Well, without going into any more detail which I could do, the question before the House according to the rule shall be phrased in this way, shall the Chair be overruled? Senator Newell, for what purpose do you arise?

SENATOR NEWELL: Yes, can I briefly speak to the motion of overruling the Chair? I would like to say, just one point that I think may shed some light on this, that it seems to me very hard to understand why since the committee amendments deal with the entire sections of the bill, why, or could deal with the entire sections of the bill, and the fact that it was on at one time, why this would not be germane to the committee amendments and yet still would be germane to the bill. Now I think that is a very key point that at one time this was part of the committee amendments and I think the committee amendments ought to have the right to modify any sections of that bill and that I think would reflect very heavily upon why I think the Chair in the anxiety of the moment to may have made a mistake in this regard.

SPEAKER MARVEL: Senator Johnson, the Chair would like to ask you a question?

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