

March 18, 1980

LB 308

PRESIDENT: The motion to withdraw...it is withdrawn. Your motion is withdrawn. So the Clerk will proceed then with the reading of LB 308 on Final Reading.

CLERK: (Read LB 308 on Final Reading.)

PRESIDENT: All provisions of law relating to procedure having been complied with, the question is, shall LB 308 pass with the emergency clause attached. All those in favor vote aye, opposed nay. Have you all voted? Record the vote.

CLERK: (Read record vote found on pages 1252-1253 of the Legislative Journal.) 37 ayes, 10 nays, 2 excused and not voting, Mr. President.)

PRESIDENT: Senator Simon, for what purpose do you rise?

SENATOR SIMON: Mr. President, this is a little bit after the fact and I would apologize for being asleep this morning except that an amendment that was already adopted on that bill was left off. There is nothing in that bill on the grandfather rights which we had already adopted. Now I don't know what the procedure would be, if there is obviously an error on E & R engrossing because that amendment was adopted on Select. I can't find it in the language.

PRESIDENT: Well it was adopted as it was read to you this morning and that is the way it was adopted. The vote was read and LB...

SENATOR SIMON: Mr. President.

PRESIDENT: You can make a motion, I guess, to bring it back. I am going to announce the vote.

SENATOR SIMON: You go ahead, then I will make that motion.

PRESIDENT: Then you can make any motion you want to but the vote has been disclosed and read to you and LB 308 passes with the emergency clause attached. Now...

SENATOR SIMON: Mr. President, I would move that we reconsider our action on LB 308 and the reason given is that an amendment which was adopted by this body was not put on the bill. As you noted, I voted in favor of LB 308, with the two amendments I have offered. I have no problem with the bill but I think, John, you will have to admit that I have a valid point here.