

April 1, 1981

LB 129

say that any bill that...I withdraw my point of order.

SPEAKER MARVEL: Okay. Yes, state your point.

SENATOR HIGGINS: Under the Rule 6, Section 3, paragraph (g), the rule says "In the event a bill has become substantially a new and different bill by reasons of amendments having been adopted, the Speaker may refer said bill to the Reference Committee who must refer the said bill to a proper committee for a public hearing." That is Rule 6, Section 3, paragraph (g). We have adopted the amendment, haven't we, Mr. Speaker?

SPEAKER MARVEL: Senator Chambers, for what purpose do you arise?

SENATOR CHAMBERS: Mr. Chairman, there is such a thing as a proper use of the rules and an improper use. A motion was made to refer this bill and the motion was defeated and the bill is not mandatory on the Speaker, it is discretionary with the Speaker, but if the Speaker exercises his discretion to refer it back to the Reference Committee, then they are compelled to rerefer it. But rather than to make a request to the Speaker to refer it, you offered a motion which failed. So now we have the bill properly before us and there is no way that the rules can be turned or manipulated to require the Speaker to undo the vote that was taken, and the only way you can get another vote on it is to move for reconsideration, and if you couldn't get twenty-five on the first one, I don't think you can get twenty-five on the second one.

SPEAKER MARVEL: I am sorry. I am sorry, we have been... Senator Beutler, for what purpose do you arise? The motion is to adjourn. That is not debatable. All those in favor of adjourning vote aye, opposed vote no, and by adjourning we mean nine o'clock tomorrow morning. No, that is what adjourn means. Record the vote.

CLERK: 26 ayes, 8 nays to adjourn, Mr. President.

SPEAKER MARVEL: Okay, we have adjourned and we will see you all tomorrow morning bright and early, nine o'clock.

Edited by:

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