May 20, 1981

you from the Attorney General's office and he stated in his opinion that the Legislature should attempt to arrive at a reapportionment plan which would be nearly as possible to achieve mathematically equality between the three congressional districts. I also had more research done by the Research Department of the Legislature, and our staff found that the Supreme Court will permit only those population variances among congressional districts that are unavoidable despite a good faith effort to achieve absolute equality or for which justification is shown and cited in the three Supreme Court cases. And it is for these reasons that I wanted to call it to this body one more time. And so I would certainly urge you to support me in this amendment and strike the previous Warner amendment.

SENATOR CLARK: Senator DeCamp. The question has been called for. Do I see five hands? I do. All those in favor of ceasing debate vote aye. All those opposed vote nay. Have you all voted on ceasing debate? Voting aye. Record the vote.

CLERK: 27 ayes, 15 nays to cease debate.

SENATOR CLARK: Debate is ceased. The question before the House is the adoption of the Hefner amendment. All those in favor vote aye. All those opposed vote nay. Senator....

SENATOR CARSTEN: Now, Mr. President, I think that we are rushing things a little bit. I know you want to get out of here and so do I. But we have had one speak on the amendment now. All this session...all this session we have given some opportunity for the opposition. Come on, Mr. President...

SENATOR CLARK: All I did was let the Legislature decide.

SENATOR CARSTEN: I know you did, but make a ruling.

SENATOR CLARK: I let the Legislature decide it. I didn't.

SENATOR CARSTEN: I challenge the Chair. Mr. Chairman, I think we have a right to oppose the amendment if we see fit to do so, and I think you are wrong. I challenge the Chair on your ruling.

SENATOR CLARK: Fine, challenge the Chair. Shall the Chair be sustained? That is the vote. Shall the Chair be overruled, pardon me. Fine, you gct two buttons, a green and a red. Vote what you want. It's debatable if you want to sit here all night. All those that want to talk leave their light on. Senator Johnson.

