

But the sequence is I think appropriate for saying the bill was killed, for the motion was made and that means 30 votes and that is clear in my mind. Now you have to divorce yourself from the issue at hand, the studded tires question which is at hand, and be protective of the process because if you'd start doing this sort of thing, you circumvent the rules and you cause chaos in the future. Now you could have any certain number of events take place in the future that I think would be very bad. Let's take the example of Senator Von Minden's effort to try to raise 684. Now that bill was held in committee. We knew that Senator Von Minden was going to try and lift that bill out of committee and the decision of the committee was not to kill the bill because we felt that Senator Von Minden had indicated his desire to lift that bill out of committee and it would have not been a good faith effort to then kill that bill, to require him to take 30 votes, so we did not do that. Similarly the committee that killed LB 824, they took the action not knowing what Senator Labeledz' plans were for the next day. We killed the bill because we thought the bill ought to be killed and that is all there is to it, and at that point, Senator Labeledz could make any motion she wanted to. But at that point it takes 30 votes and it is clear in my mind that it is not a question of when it was laid on the desk, it is the question of the intent of the committee and the action of the committee that then had to merely be as a formality reported to the floor. I don't see any doubt in my mind that it requires 30 votes. Now keep one thing in mind, that on this vote it will take a majority of those present. So all that is required is I believe...I don't know how many are absent but perhaps 24 or 25 votes. To do that to then require only 25 votes to bring the bill out of committee, totally a circumvention of the rules and an attempt to try and manipulate the rules to bring the bill out of committee after it had been killed, I think the process is damaged severely when you do things like that. I would ask you please to be cognizant of the process and protect the process that we have had for years in this Legislature and vote against this effort to override the Chair. The Chair was proper in the ruling that it made. I support the Chair.

SENATOR CLARK: Senator Newell.

SENATOR NEWELL: Mr. President, members of the Legislature, you know, one of the other issues involved here is the question of what it takes to overrule the Chair. I think that is a very important issue because it only takes according to our rules a simple majority. If the vote is 6 to 7 to overrule...if the vote is 7 to 6 to overrule the Chair, the Chair is overruled. So basically this is the simplest way