

April 14, 1982

LB 609A

fiscal impact of this is delayed a year so it does not affect next year's budget and I am just wondering if it takes 25 or 30 votes to pass?

SENATOR CLARK: According to my information it takes 30 votes.

SENATOR FOWLER: Even though it is...

SENATOR CLARK: It is not in the Governor's budget.

SENATOR FOWLER: Even though it is for the upcoming fiscal year, not the next fiscal year but two years away, it will still take 30 votes.

SENATOR CLARK: I assume that it does because I got that from the Appropriations Committee.

SENATOR FOWLER: Okay, thank you.

ASSISTANT CLERK: (Continued reading LB 609A on Final Reading.)

SENATOR CLARK: All provisions of law according to procedure having been complied with, the question is, shall the bill pass? All those in favor vote aye, opposed vote nay. It takes 30 votes.

ASSISTANT CLERK: Senator Clark voting yes.

SENATOR CLARK: Have you all voted? Record the vote.

ASSISTANT CLERK: (Read record vote. See pages 1926 and 1927, Legislative Journal.) The vote is 46 ayes, 0 nays, 3 excused and not voting, Mr. President.

SENATOR CLARK: The bill is declared passed on Final Reading. Senator Johnson, for what purpose do you rise?

SENATOR V. JOHNSON: A point of clarification. You indicated that this bill took 30 votes to pass and the question that Senator Fowler raised a few minutes ago was because 609A does not speak to the ensuing fiscal year but rather to the one after that, he said he thought it only took 25 votes and you said 30 votes. A point of clarification is this, there is an Attorney General's opinion at page 1528 of the Journal dealing with this very issue in connection with another A bill that speaks to the fiscal year following the ensuing fiscal year in which the Attorney General indicates only 25 votes are required to pass the bill.