

Withem, et al., motion.

SPEAKER BARRETT: Senator Scott Moore, please.

SENATOR WITHEM: I am going to have to ask that be ruled out of order, too. There is a motion pending and suspension of a second rule is not a priority motion, I don't believe, over a motion that is being debated. Suspension of the rules always sits on the desk and waits until such time as we dispose of what is on the floor at any given time.

SPEAKER BARRETT: Senator Withem, you bring up an interesting point. However, in the opinion of the Chair, in the past we have taken up motions of this kind in the order in which they are placed on the desk. So, in this case, I would suggest to you and to the body that we could proceed with Senator Moore's motion to suspend Rule 2, Section 2. Senator Withem, would you care to challenge?

SENATOR WITHEM: Yeah, I think I have to, Mr. Speaker. Basically, what we are doing here is finding another way to suspend...to amend a suspension. When you are discussing a motion, I don't see how you can rule that we can set that motion aside to go on and debate something, something that is different. If, for instance, Mr. Speaker, we have an amendment on the floor dealing with LB 775 a few years ago and that is being debated, we get rid of that particular motion, whatever that amendment is, before we go to the suspension rules. We dispose of...gosh, this is just a...I can't imagine the different options that this opens up if the Chair's ruling is that we can, by placing a motion on the desk that is different from what were being discussed, we immediately proceed to that new motion before we have dispensed with the old one. This is a suspension. There is one motion to suspend on the floor at this time. It has not been dispensed with. A second motion has been coming up. I would hope that this would set the precedent that if we are debating an amendment to a bill, and I come up with a different amendment to a bill, we dispose of the amendment that is being discussed at that time and go immediately to mine. These are two separate motions of equal ranking. We have not disposed yet with the Withem motion. At the conclusion of our dispensing with the Withem motion, the Moore motion would certainly be in order and ought to be debated at that time. But to say the Moore motion now becomes...takes priority over the Withem motion when they are motions of the same ranking frankly