

with this issue is, as other states are doing, Virginia just passed a law, Florida is looking at legislation in this area, and we are unable to do so because of the actions of Initiative...or the result of Initiative 403. I agree with Senator Chambers that this is germane. I welcome the debate on this issue. We, as are other states, need to deal with this issue and certainly in the philosophical sense it very much relates to the issue of drugs and it certainly is as drafted a crime and punishment, and would urge this body to overrule the Chair. Thank you for your indulgence, Mr. President.

SPEAKER BARRETT: Thank you for that closing, Senator Ashford. Pursuant to Rule 1, Section 12, the question before the body is this, shall the Chair be overruled? Those in favor vote aye, opposed nay. Majority of those present required to overrule the Chair. The magic number this morning is 21 votes. We have a request for a record vote. The question again, the overruling of the Chair. Have you all voted? A call of the house has been requested. Those in favor of the house going under call, please vote aye, opposed nay. Record.

CLERK: 9 ayes, 7 nays to go under call, Mr. President.

SPEAKER BARRETT: The house is under call. Members, please return to your desks and record your presence. Members, please check in. Those outside the Legislative Chamber, please return. Senator Ashford, you said we could recognize call in votes? Thank you. The house is under call. Members outside the Chamber, please return. Senator Lynch, Senator McFarland, Senator Peterson, Senator Korshoj, the house is under call. Please return to the Chamber. Senator McFarland, the house is under call. We have a request for a roll call vote in regular order. Senator Ashford, Senator McFarland is on his way. May we proceed? The question before the body is, shall the Chair be overruled? Mr. Clerk, proceed with the roll call vote.

CLERK: (Roll call vote taken. See page 1224 of the Legislative Journal.) 14 ayes, 26 nays, Mr. President, on the motion to overrule the Chair.

SPEAKER BARRETT: Motion fails. The call is raised. Mr. Clerk, anything for the record?

CLERK: Yes, Mr. President, I do. Your Committee on Enrollment and Review respectfully reports they have carefully examined and