

May 8, 1989

LB 769

SENATOR LABEDZ: Thank you.

SENATOR BERNARD-STEVENS: Mr. President.

PRESIDENT: Just a moment, please. Well, as difficult as it has been presented, it is difficult to make a decision. I'm going to rule that it was filed in due time, Senator Labeledz's motion. Now whether or not we took it up is unclear and what the conversations were between Senator Labeledz and the Clerk as to when it should be brought up, or if our congestion at the time prevented it from being brought up at that time, but I will rule that it is...it was filed in proper time. Senator Bernard-Stevens, do you wish to overrule?

SENATOR BERNARD-STEVENS: I just want to clarify, in my own mind, the ruling, and the rules that we have. The rules that we have say that the motion to reconsider needs to be filed on that day or the next legislative day. Is that correct?

PRESIDENT: Yes.

SENATOR BERNARD-STEVENS: Was there a date stamped on that motion that stated any date earlier than today?

PRESIDENT: As I understand, no, there is not a date on it.

SENATOR BERNARD-STEVENS: So we have no way of knowing particularly, officially. Now I understand Senator Rogers put the motion up previously. I understand that. But we have no way of knowing within the body technically when the motion was officially made, do we?

PRESIDENT: That's right.

SENATOR BERNARD-STEVENS: So, as far as we're concerned, it was not made until this moment simply because if it were a priority motion, as soon as the discussion on 769 had begun, regardless of whether we were involved with the Lindsay amendment or not, it was a priority motion that would have come up immediately. Is that correct?

PRESIDENT: I don't know whether that is correct or not, but what happens sometimes, sometimes this happens and it may have happened this time and it may not have, I don't know, but