

eight hour cloture rule, but you want to have an hour cloture rule today at the last second. I think that is totally out of line. That's why I think it's out of order. The motion by its very existence is out of order in my opinion, but most certainly, it is not a priority motion. If you overrule the Chair I'm sure Senator Chambers will ask for a record vote and later on in the day the same motion will come back to Senator Chambers and he is going to say, what's the kick-in goose v. gander theory and say, you want to do it this way? Treat everybody equally. So I urge the body to oppose Senator McFarland's motion to overrule the Chair and let's try and do what we can do to get to work and get away from the Wrestlemania rules of having no rules and try and get back to the rules and get some work done today.

SPEAKER BARRETT: Thank you. Senator McFarland, followed by Senators Chambers, Labeledz, Schmit and Bernard-Stevens.

SENATOR MCFARLAND: Thank you, Mr. Speaker. I think Senator Withem said it very succinctly and it's the main argument I have and that is that if you don't allow a motion to overrule the Chair to be considered, then you never get to it and I think implicit in the rules is if you try to overrule the agenda and the Speaker recognizes that motion and it is considered, then it is one that can be considered and voted upon. It is absurd to say that you have in one section, Rule 1, Section 16, a right to overrule the Chair with a three-fourths vote and then to say since that is not a priority motion it can never be made. That does not make sense at all. The idea is that you make it and you can live with it. Now if the Speaker wants to acknowledge other motions to overrule the agenda, he can do so. It seems to me the Speaker has a tremendous amount of power that he can do pretty much whatever he wants. If he recognizes other motions to overrule the Chair, then we can consider them, or overrule the agenda we can consider them. If he doesn't want to recognize them, they won't be considered. What I am asking is specifically the thing that we've been doing here for the past two days now. We had a motion to overrule the agenda yesterday, it was taken up, it was debated. A motion to suspend was made, it was taken up and debated. It seems to me that establishes some kind of precedent. We have motions to overrule the agenda by Senator Chambers and Senator Bernard-Stevens, those are taken up and now all of a sudden because we get to a motion to overrule the Chair with respect to LB 854, now that's out of order. I think we've established a precedent whereby we do that