

February 12, 1991 LB 88

that if we are going to insist on the public, general public to do that, we should mandate that political subdivisions and the state go along with the same rules. I would hope that the general public will take it upon themselves to know what we are doing here in LB 88 and in the other bill. But you know we're not arguing the merits of the bill here. I think it behooves us to stick to the essential motion that we have before us and the motion is germaneness, and Senator Moore and Senator Kristensen covered that very well, that it certainly is germane. If you look at the precedence that we are following and the precedent that we are setting, then I would think that on this motion to overrule the Chair that you would have to vote yes. Now, how you vote on this amendment is a different question and that we should consider separately. But on this motion as far as germaneness, I think it would behoove us to consider not the issue of the bill whether we like it or not, but the fact that, indeed, this is a germane amendment. Don't do it under the guise of whether this will scuttle 88, no. This is a complete and separate vote if indeed we overrule the Chair. That amendment will have to be voted on and fly on its merits or demerits. So I support the overruling of the Chair.

SPEAKER BAACK: Thank you, Senator Pirsch. We'll now proceed to Senator Bernard-Stevens.

SENATOR BERNARD-STEVENS: Just briefly, members of the body, Senator Pirsch, I agree with you totally and Senator "Turbo" did a good job of speaking on that particular issue. Members of the body, no matter how you fall on LB 88, whether you're going to be for it or against it, whether you're going to be for or against the amendment, the positioning of the sides, you can see very clearly in whether we want this amendment to be talked about or not, but that's not the point that the Legislature has to discuss here right now. The point is, does Senator Warner have a legitimate, germane issue on the bill? And when you look at the amendment that we've got, the amendment deals with exactly what LB 88 is referring to. The amendment says that of all the people that it affects we're going to take this group out and it isn't much different than what we did with Senator Owen Elmer's bill, when Senator Elmer offered, for example, an amendment that talked about certain exemptions on municipalities and subdivisions. So it is germane, it certainly has something to do with the bill. Whether you like what the amendments do or not is not the discussion. The point is, is it germane and we need to be consistent on those types of rulings so that we as a