

February 20, 1991

a matter which falls to the Legislature...

SPEAKER BAACK: One minute.

SENATOR CHAMBERS: ...and are saying that it's under the control of a stranger to the Legislature. It's a legislative matter, Senator Moore, once it takes the form of a contest and it ripens into a matter which the Legislature is considering. You know that, I know that. If an amendment has been amended you cannot just withdraw it. We've taken a vote already on the contest. We've taken a vote on the majority report. We have taken partial action already. And we should complete this matter as a Legislature. So I'm asking that the Chair be overruled. And, Mr. Chairman, I don't know who all is here, but I'll ask for a call of the house.

SPEAKER BAACK: We have a request for a call of the house. All those in favor of the house going under call vote aye, opposed vote no. Record, Mr. Clerk.

CLERK: 26 ayes, 0 nays to go under call, Mr. President.

SPEAKER BAACK: The house is under call. All members, please come to the Chamber, take your seats and record your presence, please. We are under call. Looking for Senators Pirsch, Kristensen, Rod Johnson, Schrock, Wehrbein and Will, Cudaback, Ashford. We are looking for Senators Rod Johnson and Lynch. Here's Senator Lynch. Looking for only Senator Rod Johnson. Senator Rod Johnson has just limped in, we will now proceed to a vote. All those in favor of overruling the Chair vote aye, opposed vote no. Requires 25 votes to overrule the Chair, there are 48 members present. Record vote has been requested. Have you all voted? Record, Mr. Clerk.

CLERK: (Read record vote as found on page 729 of the Legislative Journal.) 18 ayes, 29 nays, Mr. President, on the motion to overrule the Chair.

SPEAKER BAACK: The Chair is not overruled. Mr. Clerk.

CLERK: Mr. President, the motion pending is offered by Senator Warner as Chair of Credentials, asks for the permanent seating of Senator Dennis Byars to the 30th legislative district.

SPEAKER BAACK: Senator Warner. Senator Chambers.