

meetings law deals with a different section of law than this particular bill, LB 732, and it deals with an area of the law dealing with political subdivisions which I don't believe applies to the judiciary. So I would challenge the germaneness on those grounds.

PRESIDENT MOUL: Thank you, Senator Abboud. Do you have a response, Senator Schimek?

SENATOR SCHIMEK: Yes, Madam President, I would just respectfully say that it does indeed apply to this bill. It is very germane. We're talking about establishing a court of appeals here and if we can't establish in this bill how the judges are to be chosen, then where do we...where do we decide that? I think it's very appropriate and very germane.

PRESIDENT MOUL: Senator Abboud, I am going to rule that this amendment is not germane, in accordance with my previous ruling. Senator Schimek.

SENATOR SCHIMEK: I would like to challenge the Chair.

PRESIDENT MOUL: Would you like to speak to that motion?

SENATOR SCHIMEK: Yes, Madam Chair and members of the body, if this amendment isn't germane then I don't know what is. We're talking about establishing a court of appeals. We're talking about establishing it from scratch. My amendment speaks to the process by which the court of appeals judges would be selected. Now if not on this bill, then where, I would ask the body. I think it is very appropriate that we discuss the selection of judges on this bill.

PRESIDENT MOUL: Is there anyone who wishes to speak to this motion to overrule? Senator Crosby. Okay, Senator Withem.

SENATOR WITHEM: Yes, Madam Chair and members of the body, I would have a question for Senator Schimek about her amendment if she might respond. It...the question deals with making up my mind on the germaneness issue. This is an amendment that would require that the judges selected to this commission would be chosen by a...by the commission. Is that the way...?

SENATOR SCHIMEK: It would...it would provide that the judges chosen by the commission adhered to the open meetings law