

authority so that the court and those representing it on the floor will not be inconvenienced by discussion of a matter that is pertinent. I hope that enough of us will vote to overrule the Chair. It is ridiculous to say that this bill which talks about how these judges are to be selected is so sacred and sacrosanct that nothing can be offered by way of amendment with reference to how they are to be selected. The way Senator Schimek drafted her amendment makes it clear what it is she is attempting to do. Senator Abboud, what she could have chosen to do if she had wanted to lengthen the amendment and put the same language in the statute in more than one place is to not make a reference to the other section of statute but merely write the entire text of it and include it as a part of her amendment, then there would not be another provision of statute. But since this bill, 732, makes reference to an existing area of the statute to tell how the judges are to be selected, there is nothing inappropriate or out of the way about the way she chose to draft her amendment. It relates to the selection of judges to this court which court is being created by this bill, the number of judgeships is being created by this bill, the method of their selection is already covered by this bill and Senator Schimek's amendment alters the method by which these judges are selected. So, based on logic, based on court decisions about germaneness, this amendment is germane if any amendment would be considered germane. To accept the ruling of the Chair on this amendment would justify the Chair in ruling out of order a motion to indefinitely postpone a bill on the rationale that to indefinitely postpone it seeks to do exactly the opposite of what the bill attempts to do, therefore, it's making such a substantive change in the bill in its direction that the motion to indefinitely postpone is out of order. That argument would not be given but it could be more justifiably given than the one supporting the notion that Senator Schimek's amendment is not germane. I hope that we will vote to override the Chair.

PRESIDENT MOUL: Thank you, Senator Chambers. Senator Beutler, I cannot recognize you since you have already spoken once on this motion to overrule. Would you like your light to remain on for the amendment itself? Okay. Senator Schimek.

SENATOR SCHIMEK: Madam Chair, are there any other lights on? Madam Chair, are there any other lights on?

PRESIDENT MOUL: Yes, there are.