

rules takes precedent over every other motion except for a motion to adjourn, should not be the motion which we deal with first. And any other motion to reconsider any other amendment that has been offered or any other vote would not take priority over a motion to...for cloture.

PRESIDENT MOUL: I...

SENATOR LINDSAY: (Microphone not activated) ...this point of order is out of order because this is nondebatable, cannot be used to circumvent the rules to allow debate on any other motion. This motion is specifically treated in Rule 7, Section 10, that it takes priority over all the other motions, even the request for the point of order here, I believe, is out of order.

SENATOR HALL: Madam President, my motion for reconsideration was filed simultaneously. It reads, Rule 7, Section 7, point 7, says, a motion for reconsideration takes precedence over all other motions except for a motion to adjourn.

PRESIDENT MOUL: Senator Hall, I am going to rule that the cloture motion has precedence. It certainly would have no reason for being if it were not a motion that would supersede all other motions.

SENATOR HALL: Madam President, then I would like to move to overrule the Chair so that I can build the record for purposes of the change in the rules, if that is what is necessary, because, clearly, under Roberts, one is a special motion, that being the reconsideration, under Roberts it takes precedence over a motion to cut off debate which the motion for cloture is. And I respect the opinion of the Chair but I would...I would move to overrule the Chair.

PRESIDENT MOUL: Okay, thank you, Senator Hall. I will now recognize senators wishing to...is there a point of order here?

SENATOR WITHEM: Madam President, I apologize because I know this is complicated but I believe there is a subsidiary point or a secondary point raised that even the raising of a point of order and now we have a motion to overrule the Chair, those are both motions that would be considered out of order under the cloture rule. And I believe Senator Lindsay made that point on the original one. I would renew his point with the second one.