

when I remember the tax issue was before us and it needed 40 votes. And I remember when it got 38, and there were members gone, and that was an issue that affected all Nebraskans, right then on the tax issue. And we did not, at that point, even though it was probably one of the more important issues that the body was going to talk about, we did not go and say, foul, we need to bring everyone back. And what I also would like to point out to the body that in every rule there is also another rule called common sense. Because I would suspect that if we go out and do what we are proposing to do, I don't suspect it would be out of line for Senator Beyer, who was not here for the vote on LB 3, to file a reconsideration on LB 3, and since not all members were present at the time, Senator Lamb, I would assume, would say I move we have all the members elected here and let's go again on LB 3 because not all members were here. And if we start doing that, common sense begins to tell us that...

PRESIDENT MOUL: One minute.

SENATOR BERNARD-STEVENS: ...that is a very dangerous precedent to set indeed. And sometimes you can argue, well, that is what the rule says and sometimes you have to say, boy, did we miss that one, we need to change that puppy just a little bit later and look at, but in the meantime, let's let common sense prevail on what we need to do.

PRESIDENT MOUL: Thank you, Senator Bernard-Stevens. Seeing no one else wishing to speak on this, I would recognize Senator Conway for closing.

SENATOR CONWAY: Thank you, Madam President and members. This is a situation that is somewhat unique. It is unique in the fact that in the eight years that I have been here it has not been invoked. It has been discussed from time to time, particularly in times when there is a difficult vote, but it has not been invoked. In going around the body, I think there is several people who are interested to see how does this play out because, in many cases, there have been many individuals I think over time, by virtue of activities and happenings and even as far as a committee hearing off the floor at any given time, just what kind of authority do we have to bring the body in under that situation. But it is unique in several ways. If you bring it back to this particular issue, I would like to think or hope that the majority, the 29 members who supported LB 7, who were being held hostage by the minority, in this case, without that