

January 17, 1995

amendment and then Senator Moore's response to that. I can recall the previous session when I was the one that the fairly broadly...broad reaching amendment and a portion of it was germane, the rest of it clearly wasn't, and I benefited by the interpretation of the Chair at that time that the component parts were, in fact, a part of one, of a whole, that was all germane. This might...what would happen...where we are right now, we have an ambiguity in our rules. It's up to the Chair to rule as he or she deems appropriate at a given time. This rule change clarifies...the Rules Committee change clarifies that by saying that all parts of a previously germane amendment, whether the individual component parts are, in fact, germane or not, will be deemed as germane because they, at one time, were historically part of a broader amendment that did have a portion of it that was germane. Quite frankly, it doesn't make a lot of sense. The purpose of the division of the question is to allow the membership to treat each individual component of a divided amendment as if that amendment were standing alone, and it ought to be standing alone for all purposes, including the ability to withstand the test of germaneness. What my rule change would do, it would change the focus of the rule change in the other direction whereby this would...each individual component of a divided question would have to withstand the test of germaneness. Would urge you to support the amendment.

PRESIDENT ROBAK: Thank you, Senator Withem. The question before the body is the adoption of the Withem amendment to proposed rule change number 13. All those in favor vote aye. All those opposed vote nay. Have you all voted? Senator Withem.

SPEAKER WITHEM: Yes, I would request a call of the house and, oh, let's do a roll call vote.

PRESIDENT ROBAK: There's been a request for a call of the house. All those in favor say aye. Excused me we need a board vote. There's been a request for a call of the house. All those in favor vote aye. All those opposed vote nay. Please record.

CLERK: 31 ayes, 0 nays to go under call, Madam President.

PRESIDENT ROBAK: The house is under call. Will senators please return to their seats. Will all unauthorized personnel please leave the floor. The house is under call. Senator Witek, will