

SENATOR BERNARD-STEVENS: Well, but we don't work on common sense a lot of times when we put the cases in front of the court, as you know.

SENATOR BROMM: You know, I don't know how long 16-401, which applies to first class cities, has been there, but I'll sure research it. The statute goes back to 1901, and if, you know, like I say, if there's a better way to word that, I'm open to suggestions. But this is the custom, this has been applied and has worked for other classes of cities. I don't know why it wouldn't work for second class cities.

SENATOR BERNARD-STEVENS: That's fine, I appreciate that, Senator Bromm, thank you.

PRESIDENT ROBAK: Thank you, Senators. Any further discussion on the advancement of LB 93? Seeing none, Senator Bromm, do you wish to close?

SENATOR BROMM: Yes. Thank you, Madam President. I think the questions are very much in order and raise some good thoughts, and I guess we'll do some additional looking at the language between now and Select File. But I guess through the Urban Affairs Committee and the discussion there and looking at the way the state of the law has been, in larger cities where it's in statute this has not been a problem, the language that's in there and has been interpreted such that it did allow business to be done. And if there is a tie vote on an even-numbered body, it has universally been interpreted as being a tie vote. The reason for that second sentence, as I see it, is so that you couldn't come in with a situation where you had only five people present, or...yeah, five people present on let's say a seven-person board and have a three-to-two vote and have that measure pass. Where you have a seven-member board you'd have to have four affirmative votes. I think it's a safeguard to prevent a minority of the board from making something happen when a couple people happen to be gone. But I will study it further and will offer, certainly, to visit further with Senator Bernard-Stevens about it. At this point, I would ask and urge the body, I guess, to go and advance LB 93. Thank you.

PRESIDENT ROBAK: Thank you, Senator Bromm. The question before the body is the advancement of LB 93. All those in favor vote aye, all those opposed vote nay. Have you all voted? Please record.