

those lids will be, what type of a majority vote should be to overrule that, and Senator Robak's bill we're talking about the collection of the tax imposed by any incorporated municipality. Concurrently, collection of a state tax is the same manner which state tax is collected and we go to the Local Option Revenue Act, clearly nothing to do with 613. I understand Senator Robak's wanting to try to find a home for this, but this is simply not the home at this particular point and would urge the body to oppose the motion to override the Chair.

SPEAKER WITHEM: Senator Warner on the motion to overrule the Chair.

SENATOR WARNER: Well, just briefly, Mr. President, members of the Legislature, it appears to me that, as Senator Bernard-Stevens has already pointed out, as the Chair pointed out in his explanation on the issue of germaneness, it clearly is not germane under our rules and the issue is certainly one that has been discussed many times. There was a bill introduced to that effect which was indefinitely postponed, but that is immaterial to the ruling. I just believe the Chair is ruling correctly and I hope the body would sustain that ruling.

SPEAKER WITHEM: There are no further lights on. Senator Robak, you may close on your motion to overrule the chair.

SENATOR ROBAK: Thank you, Mr. Speaker and members of the body. I still would like to overrule the Chair because I feel that it is the revenue taxation issue. It's a way that we can address some of the unfunded mandates. This bill will impose a lid on certain political subdivisions and municipalities and with this bill it would, with my amendment to this bill, it would give the money back to the cities, give the money back to the people that are spending that money in those cities. I would like to overrule the Chair.

SPEAKER WITHEM: The question then before the body at this point is, shall the Chair be overruled? The Chair had ruled on a question of germaneness. Senator Robak is asking that that decision be overruled. Mr. Clerk, may I ask the number of votes based on the number of absentees at the moment? I understand it will take 20 votes for this motion to be successful. All those in favor of overruling the Chair... Senator Robak.

SENATOR ROBAK: Call of the house, please.