

Chair's ruling was appropriate.

PRESIDENT ROBAK: Thank you, Senator Wesely. Senator Beutler to speak to the motion to overrule the Chair.

SENATOR BEUTLER: Madam President and members of the Legislature, it...I guess it's the same motion to overrule the Chair, but on different grounds, which gave her two speeches instead of one, but that's fine. In any event, the constitutional argument is not an argument that is ever...that provision of the constitution to my knowledge has never been employed against any bill such as this one by the courts of this state to overrule legislation. As long as the legislation has gone through the three stages of debate, the court has given a very broad latitude and broad interpretation to same subject matter. If the Senator is so confident that the courts will strike it down, let it be. The courts, in my opinion, will not strike it down. Nothing in their history suggests that they would strike it down. The same subject matter, there is the argument for the same subject matter. That's why we took all of the recreation bills related to Game and Parks and put them all in the same bill. They are, it depends...whether they're related or not depends on how you construct your definition, but I think a fair construction and certainly what we did in the committee was to take and put all recreation bills related to Game and Parks in one bill. They are the same subject matter.

PRESIDENT ROBAK: Thank you, Senator Beutler. Senator Hudkins, to close on the motion to overrule the Chair. No further discussion. The question before the body is the motion to overrule the Chair on the issue of germaneness of the remaining sections to section three of the committee amendments to LB 584. All those in favor of overruling the Chair vote aye. All those opposed vote nay. It takes 20 senators to overrule the Chair. Senator Hudkins? Please record.

CLERK: 8 ayes, 9 nays, Madam President, on the motion to overrule the Chair.

PRESIDENT ROBAK: The Chair is sustained. We return to discussion of the third section of the committee amendments to LB 584. Seeing no discussion, Senator Beutler to close.

SENATOR BEUTLER: Madam Chairperson, members of the Legislature,