

February 29, 1996 LB 943

January 5th. On January 16th I designated the bill as a priority, and on February 1st a hearing was made on LB 943. On February 22nd I filed a motion under Rule 3, Section 19(b), and the rule states, "Any senator may move that a bill be placed on General File twenty calendar days or more after the committee hearing if the committee has not taken final action on the bill and by a majority of elected members of said bill shall be placed on General File." On February 26th, four days after the motion had been filed, the Judiciary Committee met in a special Executive Session and LB 943 was IPP. At the time I filed my motion, I did so in good faith as no action had been taken by the committee. I moved as fast as I possibly could within the rules in an effort to get the bill to the floor. The rule I complied with says a majority of the body will be needed to have this bill placed on General File. Therefore, I feel Rule 3, Section 19(b) is the proper motion to place this bill on General File. And with that, I close. Thank you.

SPEAKER WITHEM: Senator Lindsay, for what point do you rise?

SENATOR LINDSAY: Mr. Speaker, I rise for a point of order

SPEAKER WITHEM: State your point.

SENATOR LINDSAY: Mr. Speaker, I would ask for a ruling whether this motion to place on General File, under Section...under Rule 3, Section 19 is in order, given the fact that the bill was reported out of the committee as indefinitely postponed, and would request a ruling whether it is order under Section...subsection 19, or whether it should be brought under Section 17?

SPEAKER WITHEM: I would like to ask the body to pay particular attention to this point. It is one which I have, anticipating that this question might be raised, given the circumstances behind this bill, had done some research on and we could not find, in the history, since we've been keeping precedent...precedential rulings, any particular precedent that was directly on point. So it is an important precedent. I would ask the body to pay particular attention to this particular debate as we go through it. And I'm going to be as deliberate as I can in going through this. Senator Lindsay has raised a point of order. I think it is appropriate at this time, as Senator Stuhr has raised the motion, to give her an