

March 28, 1990

LB 976, 1059, 1062A, 1141, 1151

SPEAKER BARRETT: Time.

SENATOR LANDIS: Each of them is precious. I would urge you to adopt this amendment. Thank you, Mr. Speaker.

SPEAKER BARRETT: Thank you, sir. All present but Senator Peterson. Senator Landis, may we proceed with the vote? Thank you. The question is the adoption of the Landis amendment to the Johnson amendment to LB 976. All in favor of that motion please vote aye, opposed nay. Have you all voted? Please record. Senator Landis.

SENATOR LANDIS: Can I...pardon me, pardon me, nothing, Mr. Speaker.

SPEAKER BARRETT: I understand. Thank you. Record.

CLERK: 23 ayes, 14 nays, Mr. President, on the adoption of Senator Landis's amendment to Senator Johnson's amendment.

SPEAKER BARRETT: The amendment is adopted. I believe at this point, ladies and gentlemen, before we raise the call, we should announce that we have an annual proceeding which will take place momentarily in this Chamber, something that we look forward to every year, but before asking Senator Morrissey to make the appropriate motion and read some items into the record, the Chair would advise you that tomorrow morning we will begin our proceedings on the floor at eight o'clock with Final Reading; Final Reading tomorrow morning and we do need at least 30 members present to start our Final Reading. So I would ask for your cooperation. Hopefully, we will read on final until noon, at which time we will then proceed to the processing of additional senators' priority bills. Mr. Clerk, have you items for the record?

CLERK: Yes, Mr. President, I do. Mr. President, a communication from the Governor to the Clerk regarding a gubernatorial appointment. A new A bill, LB 1062A by Senator Bernard-Stevens. (Read for the first time by title. See page 1669 of the Legislative Journal.)

Amendments to be printed to LB 1151 by Senator Dierks; Senator Coordsen to LB 1141; Senator Withem to LB 1059. Two Attorney General's Opinions, Mr. President, one to Senator Nelson

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adopt Senator Labedz's motion, the issue will not be completely laid to rest but it will come closer to having...Senator Schmit is messing with me, it will come closer to having been laid to rest than if we don't. If we don't...

SPEAKER BARRETT: One minute.

SENATOR CHAMBERS: ...defeat Senator Labedz's motion, then other things will be set in motion which will lead us to who knows where. The Far Side cartoon that was handed around might carry a hint of it, but I hope, indeed, that you will vote for this reconsideration motion.

SPEAKER BARRETT: Thank you. The question is the adoption of the reconsideration motion of the vote taken on the previous motion. Those in favor please vote aye, opposed nay. Record.

CLERK: 4 ayes, 26 nays, Mr. President, on the motion to reconsider.

SPEAKER BARRETT: Motion fails. Have you items for the record?

CLERK: No, I do not, Mr. President.

SPEAKER BARRETT: Next motion, please.

CLERK: Mr. President, Senators Labedz and Schmit would move to suspend Rule 6, Section 3, Rule 7, Sections 3 and 7, and place LB 976, LB 854, LB 1062, LB 1062A, LB 1151, LB 989, LB 989A, LB 866, and LB 866A on Select File without amendment or debate.

SPEAKER BARRETT: Senator Labedz, please.

SENATOR LABEDZ: Thank you, Mr. Speaker. I certainly will not go into a long, lengthy discussion on the motion to adopt the motion that I have up there, which is to suspend the rules with no further amendments or debate. And it will require another 30 votes, and then we can go on to Final Reading. Or, I should correct myself, Mr. Speaker, we will go on to your motion to suspend the rules with no further amendments or debate and read all the bills on Final Reading. And, as I said before, I have at least 40 or 50 amendments on some of the bills on Final Reading, but I will vote in the Speaker's favor to read the bills without further amendments or debate. And I will relinquish the rest of my time to Senator Schmit, and hopefully

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Chambers motion to return all bills on Select File to General File? Senator Chambers, any further statement? Thank you. The question is the return of bills on Select File to General File. Those in favor vote aye, opposed nay. Have you all voted? Senator Chambers. Thank you. Have you all voted? Please record.

CLERK: 1 ayes, 15 nays, Mr. President, on the motion to return the bills to General File.

SPEAKER BARRETT: The motion fails. Next item.

CLERK: Mr. President, I now have a motion to overrule the Speaker's order and consider a motion by Senator Chambers to return specified bills to General File. That motion is to return LB 976, LB 854, LB 1062, LB 1062A, LB 1151, LB 989, LB 989A, LB 866, and LB 866A.

SPEAKER BARRETT: The Chair recognizes Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman, before I begin, there might be a question as to whether this is a reconsideration, so the person that wants to raise the issue, I will let them raise it, but these are the bills that were included in the package yesterday that were all advanced to Select File on one vote without amendment or discussion.

SPEAKER BARRETT: Thank you.

SENATOR CHAMBERS: And, Mr. Chairman, before I go into my opening, I will go ahead and we can dispose of the question that Senator Bernard-Stevens wants to raise.

SPEAKER BARRETT: Thank you. Senator Bernard-Stevens.

SENATOR BERNARD-STEVENS: Thank you, Mr. Speaker. I am going to raise the question and ask for a ruling. I would assume that this would be a reconsideration motion then of what we did yesterday. Is that the Chair's understanding as well?

SPEAKER BARRETT: Senator Chambers, have you any comment?

SENATOR CHAMBERS: Well, it really wouldn't be that because it is not saying vote again on what was done yesterday. That action was done. This is taking it back. I had misunderstood

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SPEAKER BARRETT: Time.

SENATOR McFARLAND: And those are the primary reasons for the abortion decision. It is a post birth control type of decision that is made.

SPEAKER BARRETT: Thank you. Mr. Clerk, you have a priority motion.

ASSISTANT CLERK: Mr. President, I do.

SPEAKER BARRETT: Do you have something for the record first, Mr. Clerk?

ASSISTANT CLERK: Yes, I do, Mr. President. Senator Warner would give notice to the Appropriations Committee that they will meet tomorrow at noon in Room 1003. I have amendments to LB 1062A and LB 1062 to be printed from Senator Schmit. The priority motion, Mr. President, is to adjourn until nine o'clock tomorrow morning. That is from Senator Chambers.

SPEAKER BARRETT: Thank you. The question is adjourning until tomorrow morning at nine o'clock. All in favor vote aye, opposed nay. Have you all voted on the motion to adjourn? Have you all voted if you care to vote? Record.

SENATOR LABEDZ: I would like to have a call of the house.

SPEAKER BARRETT: A call of the house has been requested. Shall the house go under call? All in favor vote aye, opposed nay. Record.

CLERK: 25 ayes, 3 nays to go under call, Mr. President.

SPEAKER BARRETT: The house is under call. Please record your presence. Those members outside the Legislative Chamber, return, please, and check in. Senator Schmit, would you check in, please. Senator Pirsch, please check in. Did you request a roll call, Senator Labedz? You requested a roll call. Thank you. Members, return to your seats please. (Gavel.) Mr. Clerk, would you call the roll on the motion to adjourn.

CLERK: (Roll call vote taken. See pages 1910-11 of the Legislative Journal.) 20 ayes, 26 nays, Mr. President.