

March 15, 1984

LB 925

the motion of overruling the Chair as to whether or not there is unlimited debate on a motion to overrule the Chair. Mr. Clerk.

CLERK: (Roll call vote take. (See pages 6147-1648 of the Legislative Journal.) 15 ayes, 13 nays, Mr. President.

SENATOR LANDIS: The motion fails. That returns us to the question of Senator Labedz' motion to overrule the Chair, the Chair having previously ruled that Senator Johnson's motion was in order and timely made to indefinitely postpone 925. We have had a number of speakers but we now return to Senator Labedz to close on the motion to overrule the Chair.

SENATOR LABEDZ: Thank you, Senator Landis. As I said before, I have been here for eight years. We are starting a precedent, and I want you to understand anytime you are on the floor speaking through your microphone addressing the body of this Legislature that anyone can go up there and put a kill motion if we sustain the Chair's ruling. Anytime there is an amendment or a person is closing and the bill could be just seconds away from a vote, anyone can run up there with a kill motion knowing full well that the bill will advance and you yourself decided that you don't want the bill to advance can run up with a kill motion. I highly disapprove of such tactics and I would like another ruling from the Chair. According to Section 12, Challenge of the Ruling of the Chair, shall the Chair be overruled. A majority of those present shall be required to overrule the Chair, is that correct?

SENATOR LANDIS: That is correct.

SENATOR LABEDZ: Thank you. So I urge everyone here to clearly understand what is happening here today, that anyone at any time during an amendment, during a Final Reading, or at any time can run up with a kill motion, and at the point, the Clerk will interrupt or the Chair and say there is a kill motion on the floor. I just don't understand why this hasn't happened before in the eight years I have been here and it is really starting a very, very dangerous precedent and I urge the members of this Legislature to vote against