

March 13, 1973

does that you need 25 votes to bring the thing back. Then, you must have unanimous consent to adopt. That no vote in the world, the way I read it, can you adopt by it. You can bring it back by 25, then you are in trouble. This morning when this occasion arose on 194, do you figure that it was handled within the Rules?

SENATOR DUIS: Senator Syas, I was busy enough by that time that I would have to go back to the Journal to find out what it is. I think you should ask someone who handled the vote at that time because I'm sorry I was up visiting trying to get a Rule straightened out at the time and I don't know what the procedure was that you went through.

SENATOR SYAS: The clerk was shaking his head. I don't know what he said. You can answer it.

CLERK: My only point was the motion to return lost so it doesn't make any difference. There was nothing done on 197. It was advanced with no motion to return.

SENATOR SYAS: I realize that. That lost, but what I was getting at at Senator Duis and I know you, probably, earlier said it was correct. But when you had like the Whitney's amendment on top of the....

SENATOR DUIS: Senator Syas, I can answer that because I was here at the time.

SENATOR SYAS: Yes, I know you were.

SENATOR DUIS: The bill was still in Engrossment at that time. It had not been returned to Select File. Therefore, the amendment was merely proposed at that time and an amendment to the amendment was proposed before it went back to Select File, and I would presume that the motion would hold good there that by a majority vote of those present, an amendment...rather a majority of those voting, that an amendment to an amendment could be adopted. So, I don't think anything was wrong this morning at all. No, I don't.

SENATOR SYAS: It was a little different, though, than usual, wasn't it?

SENATOR DUIS: I would say, "Yes, it was just a little different."

SENATOR SYAS: It was a new wrinkle. I'll say that.

SPEAKER: Well, Senator Simpson.

SENATOR SIMPSON: On this same issue, Mr. President, I would suggest that it was not proper as it is not possible to amend a motion on E & R, either Initial or on Engrossing.

SPEAKER: The chair recognizes Senator Warner, then Senator Nore.

SENATOR WARNER: I'd like to ask the chair for clarification.

SPEAKER: The discussion was OK up until now. Senator Warner, go ahead.

SENATOR WARNER: My clarification question is, Are we now standing by the interpretation by Senator Duis of the Rule or... which I don't agree with...or are we talking about the Rules Committee coming in with a clarification?

SPEAKER: Well..I think I'd defer the question to Senator Duis. Senator Duis.

SENATOR DUIS: Senator Warner, I merely was bringing up the