

to get recorded votes not to pass 800 million dollars on a voice vote but to pass that 800 thousand dollars on a recorded vote. Now I intend to vote green all the way through on 256. But I have done everything I could do as a voter in this body to get it back to this position to where we would have a vote that when it goes to the Governor's office and he takes out his little red pencil he is going to take that little red pencil against 30 or 33 or 40 votes for these projects that we want and not voice votes and not voice votes of 12. Lets do not do away with this procedure, lets stay with it now that we have some leadership going back into it. Lets take these items one by one and vote on them and lets get them passed and that the Governor and the people of this state of Nebraska know that this is what the legislature wants. We are in the day light so lets stay there.

PRESIDENT: Alright, Senator Whitney for what purpose do you rise.

SENATOR WHITNEY: A point of personal privilege to speak on the same basis as Senator Carpenter did.

PRESIDENT: Go ahead sir.

SENATOR WHITNEY: In the first place, what are the facts? The Governor has requested 18 million dollars in total projects. Not all of that will be spend this next year. Just what percentage we don't know but it will be less than 18 million dollars. What is the total amount so far recommended by this legislature? Approximately 45 million dollars to compare with the 18 million but a portion of it will be in the second year and the third year. A portion of the 18 million which the Governor recommended we probably would probably be in the second year. Now a point of explanation. Lets assume and I want everybody to listen to this because there is a dispute on this floor as to what the constitution of the state of Nebraska says with reference to the line item veto. Lets assume the Governor vetos 10 items in the total construction budget. Then this legislative body must over rule the Governor on all 10 items at the same time. That is the whole bill. We can not over rule on any single item. Now I have talked with the Attorney General on this and just a few minutes ago asked Jack Rodgers and go and talk with the Attorney General and this is what he told me. I don't believe that this legislature has enough votes to completely override the Governor's veto on this whole bill as a whole. He can line item veto just one item and then we would have then to override the whole bill. I just want to point that out so that we will know just exactly what we are doing.

PRESIDENT: Senator Proud.

SENATOR PROUD: I just rise for a question of order here then of course I will do the same as the rest of them if I have to. But Mr. President the motion to reconsider, isn't that the motion before the body?

PRESIDENT: That is correct.

SENATOR PROUD: Is not that debatable?

PRESIDENT: It would be except that the Senator had no opening and no closing. Under parliamentary procedure those are rules outside of what you have here. You ....

SENATOR PROUD: You say that he had the opening and no closing?