

have no objection, in fact I welcome the placing this amendment to take the place of the one that I have pending on the Clerk's desk. We understand that under these situations that probably the Supreme Court of the State of Nebraska with our direction will probably agree to hear the case as a matter of original entry or going there direct rather than to the District Court. I want to again say that this is only an opinion. I hope that they will do it because the thing is important enough not only to those who will run but the people of the state and we ought to get some guidance from the Supreme Court. I would join Senator Duis in adopting this motion and putting it in place of the one that I have pending.

PRESIDENT: Chair recognizes Senator Chambers.

SENATOR CHAMBERS: Before I speak, Senator Duis did you want to say something else? The only thing that I want to say Mr. President, that in looking at the motion I think that it is adequate to cover the whole situation but I am going to talk to the Attorney General about some other matters that I think are related to it, so I want the body to know that that may not be the exact wording but that does contain the substance of what the suit will be about, and I support it.

PRESIDENT: Any further discussion of the motion? Senator Duis do you have any closing on the motion? Senator Duis waives closing on his motion so therefore the question is shall the motion be adopted which would instruct the attorney general to bring an original action into supreme court regarding the constitutionality of the Governor-Lt. Governor situation. All those in favor of the motion will vote aye, those opposed will vote no. You are voting for Senator Duis' motion which will ask the Attorney General to bring the original action into supreme court. Senator Carpenter.

SENATOR CARPENTER: I think that it is important that every member here vote because it might have some effect upon the court that there is no division in this body as a desire that they do this. So I hope that everybody that is here will vote. It is a harmless thing except that we are going to have the Supreme Court adjudicate if we will, the problem that we now have confronting us. I don't want to ask for a call of the house, but.....

PRESIDENT: Once again have you all voted? We are voting on Senator Duis' motion regarding an original action in the Supreme Court

(end belt #3)
(start belt #4)

Have you all voted? Clerk will record.

CLERK: 37 Ayes Mr. President.

PRESIDENT: Motion is adopted. Senator Carpenter for what purpose do you rise?

SENATOR CARPENTER: A point of order I guess. I contacted the bill drafter this morning to come up within the last 30 minutes. There is some question as to whether or not they will have all of the bills prepared that have been requested by this body and which were introduced to them before today. I would hope that we would be here until we