

PRESIDENT: Alright, Senator Murphy.

SENATOR MURPHY: Getting back to this business of reconsideration on the lack of a constitutional majority, can you reconsider on 25 on a vote that requires 30?

PRESIDENT: Yes.

SENATOR MURPHY: On Final Reading?

PRESIDENT: It isn't on Final Reading? Senator Kennedy did you want to be heard on the issue?

SENATOR KENNEDY: How about, was Senator Kelly on the right prevailing side or not?

CLERK: He voted no on the original motion which at that point was the prevailing side.

PRESIDENT: Senator Duis, do you have any closing? Alright the question is do....shall LB1055 be passed into law not withstanding the objections of the Governor? All those in favor vote aye, those opposed vote no. Well once again have you all voted? Senator Duis.

SENATOR DUIS: I would ask for a roll call vote.

PRESIDENT: Senator Duis is asking for a roll call vote. Senator Simpson.

SENATOR SIMPSON: I would like to know, there are two people that I understand are not excused and why we can't find them. They are not excused from the chamber.

PRESIDENT: Well stand by.

SENATOR SIMPSON: The other one, Richendifer is someplace. I don't care how he votes but I would like to have him here. We are under call.

PRESIDENT: We are under a call of the house.

SENATOR SIMPSON: Well Mr. President, I think that I would like it noted in the record that he was absent without leave on the vote.

PRESIDENT: Alright, the record will so indicate. A roll call vote, the question before the house, and we are... Senator Stahmer we are under call. Now, if we can settle people down here. Motion under vote is shall 1055 be passed not withstanding the objection of the Governor and the Clerk will begin the roll call vote.

CLERK: Roll call vote. 30 ayes, 16 nays and 3 not voting vote appears on pages 1680-81 of the Legislative Journal.

(End Belt #14A)