

January 17, 1979

LB 76
LB 430 - 466

whom we referred Legislative Bill 76, instructs me to report the same back to the Legislature with the recommendation to be advanced to General File. Signed Senator Carsten as Chairman.

Madam President...(Read by title for the first time LB 430 - 466. See Pages 244 through 251 of the Legislative Journal.)

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: Pat. Senator Murphy, for what purpose do you rise?

SENATOR MURPHY: Question of the Speaker...a point of procedure...

SPEAKER MARVEL: Excuse me just a minute.

SENATOR MURPHY: I will enjoy having you preside, and I'm sure the other members will too, but I have a question in my mind that I think might come up on occasion where you or the Chairman of the Committee on Committees is presiding, and we have a tie vote, will we then ask the Lieutenant Governor to come in? Do we have the authority to mandate that he come in to cast his deciding vote? I think it would be nice to establish what our procedure will be before the crisis arrives.

SPEAKER MARVEL: Do you have...do you have a...he may or may not vote. I don't think...I...as I read the rules, first of all even if he's here we can't compel him to vote, and secondly I read nothing in the rules that indicate that we can compel him to come in.

SENATOR MURPHY: Do the rules say that he may vote, or he shall vote?

SPEAKER MARVEL: I think they say he may vote in case of a tie. What does it read? Okay, what does it say about his vote? If you turn to Page 4 of the Rules, Section...Rule 1, Section 14 indicates that the Lieutenant Governor, when presiding, shall vote only when the Legislature is equally divided. I still interpret that to mean that he can vote if he wants to but we can't compel him to vote. The fact of the matter is that's happened several times.

SENATOR MURPHY: Thank you.

SPEAKER MARVEL: The Clerk will continue to read a few bills,