

SENATOR MURPHY: I think that in any event, Mr. President, that our rules apply, that bill was printed, notice was given, the title clearly covered the issue that we were to consider and I think that any amendment be it in committee or on the floor that substantively alters the draft of that bill should not be allowed.

SPEAKER MARVEL: Okay, the Chair's original rule based on what has happened before is that as far as the Chair is concerned, these amendments that evidently you are referring to will be treated like any other set of amendments. That is the first ruling that I will make.

SENATOR MURPHY: Then if that is your position, Mr. Chairman, I maintain that those amendments substantively alter the bill and should not be allowed under that rule.

SPEAKER MARVEL: I guess I would, I'm not sure that it is kosher for you and I to continue this debate this way, but I will throw this out, Senator Murphy, for the good of the whole and that is when you say substantially change, I think that was your word, what....when is the change not substantial?

SENATOR MURPHY: I think when it totally reverses the funding mechanism for one thing, Mr. President. When we move into a funding mechanism that we do not have a fiscal note to cover, this bill should not properly be before this body without a fiscal note and certainly the amendments if they become the bill need that fiscal note.

SPEAKER MARVEL: Senator Murphy, would the discussion that the Clerk and I have had based upon his background and my background, it appears at the moment that there is no way that I can intelligently make a decision on one set of amendments that has to do with the bill. After these amendments have been acted upon, then I can be in a position of determining whether there is change to the place where we follow a rule that says in effect, as I recall, that the presiding officer has a chance to send the bill back to the committee for additional hearing. So, I'm saying to you in all fairness to everyone considered the Chair does not feel that it is in a position to make a ruling until we proceed further in the dispensation of LB 120.

SPEAKER MURPHY: I would accept the Chair's position on that with the admonishment that two wrongs do not make a right. Pay no attention to Pat.