

May 3, 1979

LB 221

the house. You evidently chose not to. The other alternative Senator Kelly has at the moment as far as I am concerned is to file a motion overruling the Speaker's order for the day. This is your opportunity.

PRESIDENT: All right. Senator Chambers, did that answer your question?

SENATOR CHAMBERS: I'm afraid it didn't and I am going to try to phrase the question...remember I said I'm not talking about 221 here at all.

PRESIDENT: I realize that.

SENATOR CHAMBERS: Senator Marvel, what I am saying is that the rules establish a time limit during which certain motions can be considered and if a motion was on the desk prior to the fifth day and it would have to have been up there at least five days ago for this to be the last day. Can for any reason, the Speaker fail to put it on the agenda, that fifth day passes and that motion which was filed in a timely fashion be defeated because the Speaker refused to allow...(interruption).

SPEAKER MARVEL: In answer to your question which is hypothetical and a little dangerous for me to answer but I will try to be fair in my answers as I always am or always try to be and that is, that I don't think any Speaker has got a right to simply and deliberately prevent a member of this Legislature from bringing up whatever business he or she has before the Legislature. So I guess in answer to your question, no, I don't have the right. I don't have the right to deliberately keep Senator Kelly from bringing 221 before the body. Does that answer your question?

SENATOR CHAMBERS: Well, let me ask you this. Was a motion filed up there five days ago?

SPEAKER MARVEL: Yes.

SENATOR CHAMBERS: On this bill? Then if today is the fifth day it seems to me that that motion should on the agenda under motions as the Lieutenant Governor indicated but I don't see it and I was wondering if it is going to be inserted so it can be considered....(interruption.)

SPEAKER MARVEL: Well one of the problems with the motion, Senator Chambers, and I am not trying to spar with you