

May 3, 1979

LB 221

SPEAKER MARVEL: The Legislature will come to order.
The Clerk will read the motion.

CLERK: Mr. President, Senator Kelly moves to reconsider the action in the body's failing to advance LB 221 to E & R initial.

SPEAKER MARVEL: This comes to...this is a part of item #7 and is the last item under motions. The Chair recognizes Senator Kelly for purposes of discussion on his motion and then after that we will proceed from there, unless you have objection to that procedure, Senator Kelly.

SENATOR KELLY: Mr. Chairman, I assume that your acceptance of the motion from the Clerk's desk states that we are at this time discussing the reconsideration motion on LB 221 from General File to E & R review.

SPEAKER MARVEL: Yes, sir. Your item is on the agenda.

SENATOR KELLY: Okay, this would require 25 votes to advance LB 221 to E & R initial. It would be difficult to really explain why a reconsideration which is what we would talk to at this time except for many people in the State of Nebraska, most of your constituents, desire to see LB 221 advanced. The General File debate extended on over into the noon hour in which inadvertently several people involved on both sides of LB 221 were absent at the time the vote was taken. Rather than upsetting our tradition of having the Speaker call for the recess or adjournment in the legislative body, I chose the route common to all members of this legislative body to change my vote from yes to no for purposes of reconsideration and I properly made that motion the next day and we are properly acting upon it, here the fifth legislative day from the date the motion was made. It would appear to me, Mr. Speaker and members of the Legislature, to reconsider should be a yes vote and at that time we would vote again to advance the bill to E & R for review. Thank you, Mr. Speaker.

SPEAKER MARVEL: The Chair recognizes Senator Frank Lewis.

SENATOR LEWIS: Mr. President, I raise a point of order. The point of order is, it is my judgement that this motion by Senator Kelly is not a legitimate motion. Mr. Chairman, may I extend my remarks past the point of order? If that is out of line, I won't, in terms of historical background information.