

April 14, 1980

LB 627

SENATOR MURPHY: I would ask the Clerk to read Rule 7, Section 7, understanding that the Constitution is specific in its provision that we have already reconsidered our action. That is constitutional and all the rules and the games in the world is not going to change the Constitution. Now I ask for an interpretation on Rule 7, Section 7.

PRESIDENT: Do you want him to read it? Rule 7, Section 7.

SENATOR MURPHY: I ask that the Clerk read it.

PRESIDENT: That is what I am saying.

CLEFK: Mr. President, Rule 7, Section 7 reads as follows: When a question has been decided, it shall be in order for any member who voted with the prevailing side or not voting to move for a reconsideration thereof. The motion to reconsider must be made on the same day the original question was decided or on the next legislative day, except when it be to reconsider the vote on a bill which lacked the constitutional majority on a Final Reading. In such case, it must be made on the same day the original question was decided or on one of the next three legislative days. A motion to reconsider must be disposed of by the Legislature within five legislative days after making the same or it shall be deemed defeated. If the Legislature shall refuse to reconsider, or upon reconsideration shall affirm its first decision, no further motion to reconsider shall be in order unless by unanimous consent.

SENATOR MURPHY: Now then my interpretation notwithstanding that of the Chair is that this requires unanimous consent in order to take up this reconsideration for a second time.

PRESIDENT: I am still going to...it is not a reconsideration in my mind. The override vote is not, that is correct, it is not...it is an override, it is not a reconsideration. It is an override.

SENATOR MURPHY: Not according to the Constitution, Mr. Lieutenant Governor, which I assume you are familiar with.

PRESIDENT: I hope so.

SENATOR MURPHY: Article IV, Section 15, will the Clerk please read that one again because it says it is reconsideration.

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