

we have done in the last hour and a half is go back into the Nebraska case law and look at the decisions of the Nebraska Supreme Court to see as best we can in that period of time what they have had to say about special sessions, about proclamations and about what you can and cannot consider that may be related to the specific language in a call and the most authoritative case we could come up with...(interruption.)

PRESIDENT: Senator Beutler, I wonder...I am a little bit disturbed by the fact that we are just doing this on a report and that we don't have a motion. We now have some motions that we could put before the House that you could be addressing yourself to which I think we would be in better shape for, actually, from the standpoint of parliamentary procedure.

SENATOR BEUTLER: That is fine.

PRESIDENT: So why don't we just read the motion in so that we are at least debating on a motion to do something. All right, Mr. Clerk, will you read that and then we will proceed. I apologize for cutting you off in the middle of a statement but we will proceed with your time.

CLERK: Mr. President, the first motion I have is from Senator Warner. Senator Warner would move to return LB 7 to Select File for a specific amendment. (Read Warner amendment found on page 104 of the Legislative Journal.)

PRESIDENT: And, Senator Warner, I guess it is self-explanatory. You don't...unless you want to say something. All right, so now we will call upon Senator Beutler to continue with his remarks as to why or why not we must do this.

SENATOR BEUTLER: The case that each of you has before you, Arrow Club, Inc. vs. Nebraska Liquor Control Commission, that is, in my opinion, the most authoritative case or the best word that the Supreme Court has given out on this particular problem. Now if you will turn back in that case, and this is very helpful for you to look at I think, on page 689 in the upper right-hand corner one page back, and then if you look down at the very bottom, the third line from the bottom, and if you start reading there, "the court then sets out what are the guiding principles with regard to what matters should be considered in special sessions where you have specific language and a call." And it says, "the guiding principle in sustaining legislation of a special session is that it be germane to or within the apparent scope of the subjects which have been designated as the proper fields for legislation. In construing a call the words of any portion thereof must