

right to the legislators which when once issued is irrevocable. Neither can I see any ground for assuming that its issuance involves any trick or technicality which should override the broad reason upon which it was founded. The Governor has the discretion to call, control and manage the agenda of the Legislature when an emergency exists. It is inside the call as it has now been expanded. It has met our procedural requirements and the time to measure whether or not LB 10 comports with that call is upon passage of LB 10. We may cure whatever defect that bill may have between now and Final Reading and we are perfectly within our inherent rights as a legislative body duly called into session by the Governor for that purpose.

SPEAKER NICHOL: Senator Vard Johnson, then Senator Haberman.

SENATOR V. JOHNSON: Mr. Speaker and members of the Legislature, I am simply going to reiterate the remarks of Senator Landis. Like it or not, a special session is effectively controlled by the Governor because the Governor is the one constitutionally empowered to set the agenda. Now we can respond to the agenda but he sets the agenda, or she sets the agenda. We don't set it. Unlike a regular session where we control our own agenda, the Governor controls the agenda. And what has happened very simply is the Governor has said the agenda that he originally offered was not a perfect agenda and he has decided that he will expand the agenda and again case law demonstrates it is within his power to expand the agenda. Now the bill that is in front of you comports, subject to an amendment, to the expanded agenda. It absolutely does. So it would be my opinion that LB 10E when amended to excise the 20 percent income tax rate after 1985 will comport precisely with the Governor's agenda. Accordingly, the bill when passed on Final Reading and signed by the Governor will be within the call. And I think that the Speaker's ruling is absolutely correct and the Speaker should be affirmed. I am also of the opinion we should simply handle this bill, vote on it as we feel like voting on it, move the bill to Select File, move it to Final Reading, finish it up and then go home.

SPEAKER NICHOL: Senator Haberman, then Senator Cal Carsten. Senator Carsten.

SENATOR HABERMAN: I will wait till after Cal.