

CLERK: 9 ayes, 29 nays.

PRESIDENT: Thank you. The motion is lost. We'll proceed with the Final Reading of LB327. Attention please, the reading of LB327.

(Machine turned off).

(Results printed in Journal, page 1239.) 34 ayes, 9 nays, 6 not voting.

PRESIDENT: Attention please, the Final Reading of LB354.

CLERK: Mr. President, I move to return LB354 to Select File for specific amendment to strike the enacting clause. Signed, Senator Fred Carstens.

PRESIDENT: The Chair recognizes Senator Fred Carstens.

SENATOR F. CARSTENS: Mr. President and members of the Legislature. I know that there may be a feeling in this Legislature among some of the members that this is an unnecessary prolongation of an argument that should have been settled. But I do not believe that a bill that affects every living person in the State of Nebraska...every person living today, that it affects every dollar's worth of property in existence in the state that affects future generations. And it literally affects billions of dollars worth of property that reaches into the hands...into the affairs of every family in the state and the buildup in...if adopted would repeal all existing law relating to probate conservatorships and guardianships and would at the same time wipe out some 50 to 75 years of court decisions which have...have settled this law to a large extent should be passed over lightly. I realize I'm against the inevitable editorials that are pushed out on our desk. One came out in the JOURNAL that or this morning which refers simplistically to the fact that the main thrust of the revision of LB354 is to speed up probate, a process that now seems in many cases needlessly long and complex. Any chance that would cut down time was eliminated, I would like to inform the editorial writers of the Lincoln Journal, was eliminated by the Press Association, effectively restoring all publications, all 9 publication of notices which we had previously eliminated. But aside from that I want to mention a few others things and I'll try to be mercifully brief. I have had my past education and the reason this motion to kill this bill came about because in the past few days there was a visitor on the Nebraska campus. A distinguished visitor by the name of Griswold. He was formerly Dean of the Nebraska Law School for a long time Dean of Harvard Law School. He was here to lecture on the Dean Pound Fellowships. I used to attend the Dean Pound Fellowships when Dean Pound was a lecturer. I've also attended the lectures given by a man by the name of Scott who was for 55-60 years head of the Trust Division of Harvard Law School, a man who was recognized as the authority on trust in the United States. I've had some education under these distinguished men, including Dean Griswold. And I noticed some of the remarks Dean Griswold made in relation to the deterioration of the quality of the legal profession during the last year. I was absolutely astonished last night when I came home and I picked up the lat...the most recent copy of the U. S. News & World Report and I read on the front page the headline question. A headline question. America's lawyers...