

SENATOR HIGGINS: The pedestrian always has the right of way.

SENATOR CONWAY: Were you in the crosswalk?

SENATOR HIGGINS: Pardon me?

SENATOR CONWAY: Were you in the crosswalk?

SENATOR HIGGINS: I was just crossing the street against a red light.

SENATOR CONWAY: And was the light operating properly?

SENATOR HIGGINS: As far as I know it was.

SENATOR CONWAY: I mean, we have a million things to address. It's just impossible to address it. But, no, that's why...

SENATOR HIGGINS: Well, if it's impossible...

SENATOR CONWAY: ...we have judges and juries.

SENATOR HIGGINS: ...for you to give an answer to such a simple question, I don't know how a jury is ever going to arrive at 51 or 49 percent. But I mean we have laws that say, pedestrian has the right of way. We have a law in Nebraska that says you must always have your vehicle under control. So what I am getting at is this contributory negligence argument that I've been hearing about, percentages, now I don't think it's really doing the job that you probably intend to do. I...I think what I'm looking at is this. I would welcome a law or a bill that says, if you get injured and you've got this Philadelphia lawyer that says, let's sue 10 people, one out of the 10 is going to have money, I would like to do away with that. That's what I would like to do, Senator.

SENATOR CONWAY: This does that.

SENATOR HIGGINS: I don't like the idea of being able to sue the owner of the automobile even though he was out of town and somebody else was driving the car, although I understand the insurance goes with the automobile. But then you get to sue the driver, and the driver was under age so you sue his parents. You see what I'm getting at?