

February 12, 1980

LB 261

SPEAKER MARVEL: I think so.

SENATOR WARNER: Well then, why don't we call the vote and see what it is.

SPEAKER MARVEL: Okay. Record the vote.

CLERK: 18 ayes and 21 nays, Mr. President.

SPEAKER MARVEL: The motion lost. Are there any other motions on the bill?

CLERK: I have nothing further on the bill, Mr. President.

SPEAKER MARVEL: Senator Hoagland, do you wish to close on the bill?

SENATOR HOAGLAND: I believe....

SPEAKER MARVEL: Excuse me, Senator Murphy.

SENATOR MURPHY: Well I have some very serious considerations on this issue. Once again we are going to fix something that isn't a problem. What is the problem on our Supreme Court as it is presently constituted?

SPEAKER MARVEL: Are you asking Senator Hoagland a question?

SENATOR MURPHY: No, I am making a statement.

SPEAKER MARVEL: Oh, okay.

SENATOR MURPHY: And I am making a further statement that Senator Hoagland's representations on this floor repeatedly and it is a matter of record are that fifty-one members of the House of Delegates voted unanimously for this. Well if that is true I've got two delegates up in the northeast corner of the state who flatly refute that. Neither of them voted for it. Now I think we are getting squeezed into a corner here that is unpleasant, distorted and completely without fact as presented by the introducer of the bill and I think this augers well of what the bill is really all about. The facts of the case don't matter. Make whatever statements that need to be made in order to accomplish your purpose which is to abolish a system of selecting judges from regions of this state where they will bring to the court concerns of the lifestyles in those different areas of the state and I say to you, this bill is going to fix something that is not in trouble. We are going to have to redistrict after this '80 census and I think any consideration of change should come