

May 11, 1981

LB 89

more time, have you all voted on ceasing debate? Record the vote.

CLERK: 19 ayes, 11 nays, Mr. President, to cease debate.

SENATOR CLARK: Debate has not ceased. Senator Fowler.

SENATOR FOWLER: Mr. President, I would support Senator Nichol's statement. There is no committee that loves studies better than the Judiciary Committee and for Senator Nichol to stand up here and say that we don't need to study this issue any more must mean that we don't need to study this issue any more. I think the point is there. The data has already been presented. Senator Nichol feels no need to look further at this question with regards to Lancaster County. That is not the question that needs to be studied. The question that needs to be studied perhaps are some of the loads in some of the areas light enough that a judge can be given up but I haven't seen anyone stand up and say that the work demand, the nature of the cases, the pressures in Lancaster County are such that we do not need another judge now. So I cannot support Senator Lamb's effort to study this and as I say, if the Judiciary Committee does not feel the need to study it, then really there is probably no need for a study.

SENATOR CLARK: Senator Wagner.

SENATOR WAGNER: Mr. Speaker and members, last year we had two problems here in the State of Nebraska and one was out in northwestern Nebraska where Senator Cullan comes from and the other one was down in my area and we certainly did need judges there. We did get them and as Senator Nichol has indicated, the work load for this judge here we are talking about is even greater than the work load that they had and I certainly will support Shirley's bill here, LB 89.

SENATOR CLARK: Senator Dworak.

SENATOR DWORAK: Mr. President and colleagues, I understand this issue as my district last year was in the situation where the work load was too great. We got another judge, Judge Brower in Fullerton, and it is extremely necessary. Now I don't believe the Bar Association looks at this lightly. I think they understand when there is excessive loads and the work is not being processed in an orderly and timely fashion. I honestly cannot say even though the judge last year was in Columbus, Judge Whitehead, who said he needed another judge but if he said it and the Bar Association concurred, the attorneys who use it, I have to go along