

But I'm warning you that to the extent that this body abdicates its responsibility for oversight, to the extent that we, perhaps an example this morning, the motion by Senator Schimek ought to have gone across the board unanimously, ought to have gone across the board unanimously. We have a system of appointment which does not bring out the best judges. It ought to do so, but it does not. And, ladies and gentlemen, to allow them to operate under any kind of secrecy is a joke. I would hope that someone...perhaps Senator Schimek would try that amendment again. I'm going to tell you, particularly those of you who are new in this body, don't make the mistake that has been made here in the past and assume that just because someone sits on the bench he is god. He or she is not god, they are human like all the rest of us. And when problems develop there ought to be something done about it. It's not happening and I'm upset about it.

**PRESIDENT MOUL:** Thank you, Senator Schmit. Is there anyone else who wishes to speak to this motion to advance LB 732? Seeing none, do you have closing, Senator Kristensen?

**SENATOR KRISTENSEN:** Thank you, Madam President, members of the body. LB 732 is the long-term solution. We've addressed it in the short-term, two years ago this body saw fit to do an appellate division of the district court. We learned some real good lessons through 18 months of work there. We learned how to sort cases out, we also began to examine long-term solutions. Last year the body saw fit to put the measure on the ballot for a long-term solution. But to get to the long-term solution, the Constitution had to be changed and, with that, I introduced a bill, last year, that would be sort of a model. That model was one that wherever we went out and spoke about, the constitutional amendment is the one that we held up and showed people that this is what we were looking at. This was the cost of it, this was the mechanics of doing that. Today LB 732 is in front of us for its second stage of debate. Is the judicial system perfect? No. Does the system work? Absolutely. It doesn't always work at top efficiency, it doesn't always make the decisions that Senator Schmit would like. It doesn't make the decisions I would like. I'd sure like to have seen the personal property tax case been decided another way, but it wasn't. I may not like that, but that's what makes the system work. And with that, I think there are a lot of opportunities to make the system better. But, quite frankly, look at the alternative. The alternative, if you don't pass LB 732, is