

from the best that we can.

SENATOR WICKERSHAM: Senator, if I might elaborate.

SENATOR CHAMBERS: Yes.

SENATOR WICKERSHAM: I believe that the study that is underway in the court is not a caseload study. It is a judicial workload study and will include a number of factors, and I'm hopeful that as that study takes into account factors other than just how many cases that a different picture will emerge in the need for judicial resources in a variety of areas of the state, not only the 12th.

SENATOR CHAMBERS: And I can't resist this, but since we are talking about workload and not just caseload, that wouldn't happen to include the weight of a judge's lunch satchel, would it as part of his load?

SENATOR WICKERSHAM: Well, Senator, I think it involves issues about travel. I think it involves issues of ancillary services that are available to some judges and not other judges. I think it involves the propensity of lawyers in a district to take cases to trial rather than settling them. I think it takes into account the need to have jury trials in some districts where you do not have as many jury trials in other districts. There is, despite the apparent evenness of the system, a great deal of disparity between individual practices and the effect that particular kinds of lawsuits and practices amongst the Bar can have on judicial workloads.

SENATOR CHAMBERS: All right, now some of the legislation that is being considered by the Legislature, such as LB 371, could actually have an impact on what this overall workload would be, couldn't it if...

SENATOR WICKERSHAM: Senator, I think I heard you earlier state that you anticipate LB 371 will have a significant impact on judicial workloads, and I agree with you. The experience in other states has been that a three strikes and you are out kind of rule causes all felony cases to be tried to a jury.

SENATOR CHAMBERS: And I do believe that there is going to be a challenge to LB 371, if it should be enacted, but, in the meantime, if it does take effect, shouldn't that, the impact of