

Legislature a way out. When we get this late into the session, people get a little woozy and they don't think. They're not completely responsible mentally for what they do. They're saturated, they want to get out of here. Or maybe they've just eaten some bad chicken and whatever else you get over there in the Senators Lounge. Everybody in here is sick, almost everybody, coughing, wheezing, sneezing, blowing their nose,...

PRESIDENT ROBAK: One minute.

SENATOR CHAMBERS: ...and then they go over there where the food is out in the open and everybody's going to eat, after all of that. Well, that's enough by itself to let the court know that you're not responsible for this vote. You don't even know what you're doing. Mad cow disease might be afoot in the Legislature this evening. But even mad cows would have better sense than to walk right up to somebody who took a sledgehammer and busted one of her fellows up side the head and it died. Sheep might, well even sheep don't do it, they need a Judas goat to lead the sheep. But in this instance, and I've got to have a little fun tonight on this. In this instance, in all seriousness, you have a statement on the record by the introducer of the bill that created this appellate court stating why...

PRESIDENT ROBAK: One minute.

SENATOR CHAMBERS: ...there was no declaration...

PRESIDENT ROBAK: Excuse me, I'm sorry, Senator, time. Thank you, Senator Chambers. Senator Kristensen.

SENATOR KRISTENSEN: Thank you, Madam President and members of the Legislature. I know that Senator Chambers can read, he just didn't go up far enough in the paragraph to read. And that Law Review article, I don't know what its value is, given its author, but it does say this, that clearly some appellate court opinions will have precedential value. And the way that the court was originally designed to do was that there were statutory guidelines for publication of opinions. In other words, when the Court of Appeals would issue a case, they'd issue a memorandum opinion. That decided that particular set of facts in that dispute. Now whether that set of facts would be published, in other words, put in a bound volume, synthesized with headnotes and so on and used for precedential value, was up