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mentioned. Justice Douglas was quoting from a scholar named Ernest van den Haag. Oh, for the transcribers, lower case v-a-n, lower case d-e-n, last name capital H-a-a-g. This is the quote, any penalty, and I wish that Senator Bruning could grasp the significance of what is to be said here, any penalty, a fine, imprisonment, or the death penalty could be unfairly or unjustly applied. The vice in this case is not the penalty but in the process by which it is inflicted. It is unfair to inflict unequal penalties on equally guilty parties or on any innocent parties regardless of what the penalty is. If it is unfair to inflict differing penalties on equally guilty parties, where you are dealing with a fine or imprisonment, certainly that applies with a vengeance to the infliction of death. I'm glad, though, that some of my colleagues,...

PRESIDENT MAURSTAD: One minute.

SENATOR CHAMBERS: ...who are in favor of Senator Bruning's amendment and against the moratorium, are providing for us a clear articulation of the attitude of those who support the death penalty, not arguments based on rationality, not even arguments based on understanding or knowledge. There is an admission that I don't understand this, the system is unfair, it will never be fair, but I want to leave it just like it is. You don't even need to argue against that. The statement or articulation of that position refutes the position itself.

PRESIDENT MAURSTAD: Thank you, Senator Chambers. For discussion on the Bruning amendment, Senator Price, followed by Tyson and Landis.

SENATOR PRICE: Mr. Lieutenant Governor and members of the body, I'm going to yield the remainder of my time to Senator Chambers. I am going to be supporting the moratorium. I do not believe that during the time that we are studying and doing research with real open minds that we should be carrying out executions in the state. So I'll give my time to Senator Chambers.

PRESIDENT MAURSTAD: Senator Chambers.

SENATOR CHAMBERS: Now, Mr. President, after I thank, again, my seatmate, Madam Price, I want to read from some more...some