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of discussion. And what this motion is, is a reconsideration of a vote we had taken the other day, which went against the amendment that I was offering at that time. My intent right now is not to try to procure adoption of that amendment through this reconsideration. No matter what form this bill takes, if it leans toward joint custody, I'm opposed to it. If it allows joint custody without both parents being in agreement, I am opposed to it. This is an area which should be left with the greatest flexibility. And by that I mean let the judge determine, within one requirement, what ought to be done. And the requirement that I want to see remain in the law is that both parents must agree. If they don't agree and a judge decides he's going to punish the female or punish the male, if the male is the one who is given primary custody, then joint custody can be ordered by the judge over the objection of one of the parents. Then, as these disputes arise, which certainly are going to arise, because the two parents are at odds anyway, and that's why they don't agree to joint custody, they're going to be in court all of the time. I still view this as busybody, meddling legislation whenever you take away the requirement that both parents agree. If they don't agree, the war is still on. If the judge orders joint custody, the judge has contributed to intensifying the war.

SENATOR WICKERSHAM PRESIDING

SENATOR WICKERSHAM: One minute.

SENATOR CHAMBERS: It will appear that the judge has taken one side, which the judge should never do. There must be complete impartiality. And when you're dealing with family matters, domestic relations matters, where we have no idea of how bitter the underlying problems may be, because divorce is no-fault in Nebraska, it is a mistake to have a judge in the position to order joint custody over the opposition of one of the parents.

SENATOR WICKERSHAM: Thank you, Senator Chambers. (Visitor introduced.) Senator Price, to speak to the motion to reconsider.

SENATOR PRICE: Mr. Chairman, I would like to exchange places with Senator Beutler, who would like to address something, and