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SENATOR CUDABACK: Will you yield, Senator Brashear?

SENATOR BRASHEAR: Yes, Mr. President.

SENATOR CHAMBERS: Senator Brashear, is it not true that the Supreme Court judges, themselves, are responsible for this because it was the Supreme Court which interpreted the law in such a way that we are confronted with the situation that exists today as far as when a judicial salary can take effect?

SENATOR BRASHEAR: I believe that's correct, Senator Chambers. I think it's also fair to add that I believe there are other cases in other jurisdictions have been upheld similarly with regard to this term of office concept.

SENATOR CHAMBERS: Thank you. But, Senator Brashear, I've read cases and I'm going to see if you're familiar with this, where a lawyer was to be disciplined and he would bring up cases from other jurisdictions, and the Nebraska Supreme Court would say, whereas we may look at what has happened in other jurisdictions, but the primary responsibility for the legal profession in this state rests with this court, meaning the Nebraska Supreme Court, and, therefore, we will make our determinations based on what's best for the state of Nebraska. Have you read language similar to that in any Nebraska Supreme Court decision?

SENATOR BRASHEAR: Yes, Senator Chambers, I have.

SENATOR CHAMBERS: So the Nebraska Supreme Court is not bound by what happens in another state based on a ruling by that other state's Supreme Court. Would you agree?

SENATOR BRASHEAR: I would agree it is not binding precedent, of course.

SENATOR CHAMBERS: Do you think that the Nebraska Supreme Court was compelled to rule in the way that it did relative to the meaning of that phraseology "term of office" with reference to judges?

SENATOR BRASHEAR: Senator Chambers, I would like to believe that it was compelled because that's how it ruled, and I would