

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
Transcriber's Office  
FLOOR DEBATE

May 15, 2003

LB 320

an important retirement discussion on the floor of the Legislature, for those who recall last session. The...so if we're underfunded by \$1.5 million, then that is an obligation of the state. It does need to come from General Funds and you can't defer it forever, so that's one of the reasons we're dealing with it. Now the fact of the matter is a long, long time ago, before I think any of us were here, maybe the senior member was here, we decided that we weren't going to do a real regular General Fund funding like we do for the State Patrol, like we do for other public employees. We were going to put the retire...the principal retirement obligation on the system that, so to speak, employs or utilizes what judges are and what they do, the court system. So a decision was made by our forefathers to take \$1 of the filing fee and make that the principal contribution to the retirement. That's not a General Fund (inaudible); that's a court fee that is then earmarked. I understand money is fungible, I'm not trying to say it isn't, but we have been funding this for 40-50 years with \$1 of the fee. All right, we've now come to the point where we have this deficiency, and this deficiency and the problems associated with this plan...

SENATOR CUDABACK: One minute.

SENATOR BRASHEAR: ...have been around as long as I have been in the body. And so frankly, after hearing people say that this would get resolved, this would get resolved, and literally nothing has been done about this for six, seven years that I've been here, I kind of volunteered. And of course, you always look back and wonder why you did, but bear with me, please. So then we started looking at how we, in this difficult time, as Senator Beutler characterizes it, how we could resolve this. Well, the fact of the matter was that what we did was merge a number of things. First of all, the deficiency. A \$4 increase in our court fees, which you'll hear about time and again today, are very low in relationship to the entirety of the nation, and they have been very low, and that is probably, let's put it where it is, that is a tribute, depending on your view of it, that is a tribute to the senior member, Senator Chambers, and his opposition to court fees.