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you're going to leave the Court of Appeals in some sort of limbo, which is undefined and of little value to the district court judges and to the lawyers coming before the district court to know whether they should file a case or not. If they know that there is a precedent and it's on point, they will be less likely to file the case, 'cause they know the law is settled. Unless they think there is some change in societal values that will make it worth the while and the money to reargue what appears to be an open and shut case. But if, on the other hand, you don't give it precedential value, then that lawyer can't honestly say to the...can't honestly say to his client, the law is settled.

PRESIDENT ROBAK: One minute.

SENATOR BEUTLER: He has to say, well, there's a Court of Appeals decision, but the district can ignore that. And once having said that to his client, you know the inclination is to go ahead and run it. And therefore you don't get the full impact and value of having a Court of Appeals. So, again, I guess I will abide the body's decision on General File on this matter. But I think it should be the subject of a lot more discussion and some creative thought between now and Select File. Thank you.

PRESIDENT ROBAK: Thank you, Senator Beutler. Senator Don Pederson.

SENATOR D. PEDERSON: Thank you. I've heard the words "binding precedent" used, and that is not in the statute that we're asking to change. The words that are in this statute that we're talking about is the word "precedent", not "binding precedent". I think I detect a misunderstanding about what precedent really is. And, Senator Chambers, when there is a determination that's made in a court, that deter...that final determination, by whatever court it is, is somewhat precedent. It doesn't mean that anyone else is bound by that court. Now when there's a final determination made by the last court that can hear a case, that's called res adjudata, that's...that matter is determined and it can't be brought up again. But if in January our Supreme Court made a determination about a particular case, that determination would be precedent. But our own Supreme Court