

April 3, 1979

LB 52

it to the members, and tell him that he may think he is U.S. Grant, but he'll find out that I'm not Robert E. Lee, that when he ventures out of that protective world...protected world of the courtroom, and comes into the real world where I live, and throws blows at me, he's going to find there are some to be received, and if he tries to cite me for contempt, I will tell him he is right on target because any court like his is always in session and therefore always an object of contempt. Now, what am I trying to say? That if the Supreme Court arrogates to itself, the power unquestionable and unchallengeable to regulate the legal profession, and you incorporate an operation that will be in competition with private enterprise, and say that it can also regulate this enterprise by regulating the conduct of the attorneys involved, what is left for the Insurance Commission to regulate? Suppose the court says, uh uh, this is legal work that the lawyer is doing... this partakes of his being a lawyer, and if you don't like what he is doing you can go to the Bar Association and file a complaint, and this is pointless. The only reason they have a counsel for discipline is because I got on them on the G. Bradford Cook affair, Senator Johnson, and the first counsel of defense for discipline and I talked about the establishment of the office, and there were lawyers around the state who said that something had to be done about G. Bradford Cook because of the pressure I was bringing to bear.

SPEAKER MARVEL: One minute.

SENATOR CHAMBERS: Now that kind of thing should not be necessary, but it shows the inability and unwillingness of the profession to properly police itself on those things that pertain actually and directly to the practice of law. So I do not think that Senator Fowler's amendment ought to be defeated. Let us put it on the bill, and if the court decides to say it's unconstitutional, that won't be the first thing, Senator Johnson, that we have hurled at the court and told it to make a ruling upon, but I think I see the writing on the wall for this amendment, but it gives us the opportunity to go into a discussion of the nature and operation of the Bar Association, and on subsequent amendments I shall have subsequent things to say.

SPEAKER MARVEL: Senator DeCamp.

SENATOR DeCAMP: Mr. President, members of the Legislature, now that everybody has had a shot at my poor little bill up there, would Senator Fowler be willing to withdraw the