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LB 716

them from year to year or every third or fourth year as reasons, as legitimate reasons for change come up. Again, I think the important point that Senator Nichol made is we are not really giving anything up. We can always at any time we want pass a law either modifying what the Supreme Court has done or bringing the entire thing back into the jurisdiction of this Legislature for development and refinement. So with that I would support the position the Judiciary Committee has taken. I think it is the wise position and the one that we should adopt here by enacting 716 rather than 725. Thank you, Mr. Speaker.

SPEAKER MARVEL: Senator Kilgarin.

SENATOR KILGARIN: Thank you, Mr. Speaker, and members of the Legislature, I just rise to support Senator Nichol and Senator Hoagland in their support of LB 716 which would give the Supreme Court the authority to promulgate these rules of discovery. They, of course, will follow the public hearing process and the Bar Association and attorneys who are involved in promulgating these rules will have input into the decisions reached by the Supreme Court. I think that basically this is an administrative function and that the Supreme Court would be the proper place to deal with this issue. Every year we come in with technical changes in these rules of discovery and every year we seem to adopt essentially what the Supreme Court and the Bar Association recommends. As 716 does allow for public hearing before the Supreme Court, I would urge you to vote for 716 and thus eliminate the need for constant appearance before the Legislature. At the same time, we are maintaining the authority to restrict or change any rules that the Supreme Court might adopt if we disagree with them, such as limiting dispositions or such. Thank you.

SPEAKER MARVEL: Senator Pirsch.

SENATOR PIRSCH: Thank you, Mr. Speaker, and members of the Legislature, I think it has been said fairly clearly. I would just like to point out that these are civil procedures and they do change from time to time, and the Supreme Court in its daily course of working through these civil cases have changes that are needed to be made from time to time. Senator Wesely pointed out that it takes 46 pages versus the one page, and that in itself might be an argument to take the 716 route. These are very difficult and very technical matters and require a lot of time not only in Judiciary Committee where we do study this very carefully but a lot of your time if you want to be able to vote on this intelligently. The Supreme Court, I believe,