

PRESIDENT MOUL: Senator Lindsay.

SENATOR LINDSAY: Yes.

SENATOR BROMM: I think a good deal of my questions or some of them anyway have been answered by you previously and Senator Kristensen did a good job of clearing up some things with how this dovetails into ALR, but let me just reemphasize or reask, there's the automatic license revocation and the revocation under your bill, do you think that it's clear or unclear as to whether or not the revocation of the license or the surrender of the license under your bill is mutual, exclusive of the ALR revocation?

SENATOR LINDSAY: The license suspended, the intent is the license suspension can be running simultaneously under ALR, but the intent is also that not...whatever happens with this, ALR proceeds forward. At both levels of debate, that's what I tried to state is that this is not intended to impact the ALR in any way. Senator Kristensen suggested in the way practically speaking how county attorneys...and I'm not a...I've never been a county attorney, so I don't know that, but practically speaking, if that's the way they work, then we need to adjust it and take care of the way that county attorneys run these programs.

SENATOR BROMM: So it's possible that the ALR revocation could mean little or nothing if the party gets a diversion because he would voluntarily surrender the license for 60 days?

SENATOR LINDSAY: No, ALR is, as I understand it, a suspension for 90 days.

SENATOR BROMM: Right.

SENATOR LINDSAY: So it would have to go...you would have to have the 90-day suspension under ALR. Under, right now, as far as I understand, the way I understand it, when you're being, if you go to court, you plead, you get probation, that 60 days would run concurrently with the ALR under current law. It is not intended to shift from the way things are working now.

SENATOR BROMM: Are you aware of counties that are doing pretrial diversion on DWI now?