

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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SENATOR BROMM: Now, excuse me.

SENATOR CHAMBERS: ...they're violating the law, aren't they?

SENATOR BROMM: Pardon me?

SENATOR CHAMBERS: When DMV denies the request, they're violating the law, aren't they?

SENATOR BROMM: Well, that's...I think that's the question, and certainly you can make that argument if you read 60-4,101 as I read it.

SENATOR CHAMBERS: Right. So why should we change the law here instead of changing the conduct of the Department of Motor Vehicles in the same way we decided to change the conduct of Roads rather than change the law? Why shouldn't we make them comply with this law?

SENATOR BROMM: Well, the other part of the law that I don't think is being complied with...I think the whole law is not being complied with, Senator Chambers, because it also says that they're to confiscate the operator's license when the person enters. And my understanding is that that would not...that that's not being done either. If the person's license is revoked or suspended, that's not being done by the...by the Director of Correctional Services, that's being done by a court or by the DMV. So we're just simply not using either end of that law.

SENATOR CHAMBERS: So why don't we just get them to comply with the law?

SENATOR BROMM: Well, I don't think it's a good law, that's my opinion, it's not a good law. I think...I think whether or not you have your operator's license should depend on things other than simply whether you are confined in the correctional facility or a mental institution, and it should not be related to that, but be related to whether or not your license has been suspended for DWI, or motor vehicle homicide, or it's been expired by its natural expiration date, or...