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send somebody to jail, when the judge can do that anyway under the scheme you described that takes place in central Nebraska?

SENATOR AGUILAR:      But if he does it in the first place, they just go to...directly to jail. They have no opportunity to go through some of the things that are involved (inaudible)...

SENATOR CHAMBERS:      But here's what I'm saying.

SENATOR AGUILAR:      ...turn their life around.

SENATOR CHAMBERS:      Here's what I'm saying. Before sentencing, the person is allowed to enter drug court. Without this bill, if the person does not complete those requirements successfully, he or she goes back before the sentencing judge and can then be sentenced to jail. Isn't that true?

SENATOR AGUILAR:      Without this bill, there would be no...those things wouldn't have happened.

SENATOR CHAMBERS:      Well, the judge could still sentence the person to jail, if what you said is true.

SENATOR AGUILAR:      On the original charges. Yes.

SENATOR CHAMBERS:      Yes. But what you want to do is create a jailable offense under the drug court procedures. Isn't that true?

SENATOR AGUILAR:      Senator, it's already a jailable offense. This gives them an opportunity to make it not so.

SENATOR CHAMBERS:      Thank you. I don't think Senator Aguilar is following me, so I'll just state it. Under the system he described...and that's not the way it is everywhere, but let's say that it is...if the person pleads guilty, this is similar to a probationary sentence. In lieu of being sentenced to jail, you're given a chance to do something else. That something else is to go through drug court. If you do not succeed, then the judge says, I will sentence you, and you may be sentenced to jail. That's the law right now. There's no need to take a drug