

**ONE HUNDRED FOURTH LEGISLATURE - SECOND SESSION - 2016**  
**COMMITTEE STATEMENT**  
**LB1077**

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**Hearing Date:** Tuesday February 23, 2016  
**Committee On:** Transportation and Telecommunications  
**Introducer:** Pansing Brooks  
**One Liner:** Change provisions under the Motor Vehicle Operator's License Act relating to operator's license revocation

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File

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**Vote Results:**

**Aye:** 8 Senators Brasch, Friesen, Davis, Garrett, McCoy, Murante, Seiler, Smith  
**Nay:**  
**Absent:**  
**Present Not Voting:**

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**Verbal Testimony:**

**Proponents:**

Patty Pansing Brooks  
Joe Nigro  
  
Bub Windle

**Representing:**

Introducer  
Lancaster County Public Defender and Nebraska  
Criminal Defense Attorneys Association  
Nebraska State Bar Association

**Opponents:**

**Representing:**

**Neutral:**

**Representing:**

**Summary of purpose and/or changes:**

Amends section 60-4,108 (Operation of a motor vehicle during a period of suspension, revocation, or impoundment-laws of the state) and Section 60-4,109 (Operation of a motor vehicle during any period of suspension, revocation, or impoundment- municipal ordinances).

Current law provides that any person operating a motor vehicle during the period such license has been revoked or impounded shall, in addition to a criminal penalty, be subject to an additional period of license revocation. Currently a person convicted for a first offense violation of this offense shall also be subject to an additional 1 year revocation of their operating privilege. They bill provides that if a person convicted of a first offense violation of operating while their operator's license has been revoked or impounded may, in the discretion of the court, avoid the additional 1 year period of revocation.

Also, both sections currently provide that when an individual has been convicted of operating a motor vehicle while revoked, suspended, or impounded the additional period of revocation that shall be ordered pursuant to these sections shall be administered upon sentencing, final judgement of any appeal, or upon the date that any order of probation is revoked, whichever is later. The bill amends both sections by striking the qualifier "whichever is later".

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Jim Smith, Chairperson