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LB 64

SENATOR KAHLE: In other words, they would have two sets of lights, the amber lights they now have...I guess they are amber, as they travel with the vehicle and when they were stopped to hook onto it they would be allowed to have the flashing red lights.

SENATOR NICHOL: That is correct. They do...they are allowed now to have the orange lights, but this bill would allow them to have red flashing lights at the scene only. It specifically says they cannot use it going to and from an accident.

SENATOR KAHLE: That certainly helps my problem. Thank you.

SPEAKER MARVEL: Senator Wagner.

SENATOR WAGNER: Mr. Speaker and members, I have got a question of Senator Nichol.

SPEAKER MARVEL: Senator Nichol.

SENATOR WAGNER: Senator Nichol, as I understand this bill now, there will be a permit and this will be issued by the sheriff?

SENATOR NICHOL: That is correct.

SENATOR WAGNER: Okay, my question is, what if the sheriff does not want to issue this permit?

SENATOR NICHOL: Then he is not doing his duty and can be forced to issue the permit. Now may I say in addition to that, if a wrecker operator is illegally operating his red lights, for example, operating on the way to an accident scene, he has a right to revoke that permit but he does not have the right to not issue the permit originally when it is requested.

SENATOR WAGNER: Okay, now to kind of continue on a little bit, I have sometimes wondered because in my area we have had some trouble with like the sheriff and so forth issuing the permit. I kind of wonder... has anybody else maybe or have you had a problem like this? Would it better instead of the sheriff to maybe go to the state patrol to issue that permit?

SENATOR NICHOL: Well, I think it would be a little more cumbersome to do it that way. Now, actually the gentleman who wanted this bill to start with did have