

February 26, 1981

Senator Kilgarin or Senator Beyer a question if one of them would respond please.

SPEAKER MARVEL: Senator Beyer, do you yield?

SENATOR VICKERS: Senator Beyer, I notice that the bill would provide for a Class III misdemeanor for any person who fails to obey lawful orders of the Nebraska State Patrol and it gives the authority for them to prohibit traffic in cases of adverse weather and I guess I am just curious as to would this affect a farmer that might want to go from his farm to another property that he might own with some livestock down the road that had to travel on the state highway that might have been closed with a four wheel drive pickup taking some feed to his livestock? Would this give the possibility that he could be under a Class III misdemeanor for doing that?

SENATOR BEYER: Senator Vickers, I imagine that would be possible but I have enough confidence in our Patrol that they, even as they do now, will look at each situation at the time. It is basically the power to legally empower them to go and close the roads. Wyoming does this now. They put up barricades at the highways and it mostly pertains to the highways, not to the farm to farm situation and I don't think in the situation you are talking about is, that the farmer is going to be out there hauling feed at the height of a storm. He might be out there to protect his livestock a little bit but he is on a road that I don't think is very much on a state highway.

SENATOR VICKERS: Okay, thank you, Senator Beyer. It seems to me that, I might be very much wrong but I thought that the State Patrol closed highways right now when they got bad and I question the need I guess for this legislation but, thank you very much for the answer to that question.

SPEAKER MARVEL: Senator Beutler. Do you wish to speak to the introduction of a bill by Senator Newell?

SENATOR BEUTLER: Mr. Speaker, I have a motion on the desk.

CLERK: Mr. President, Senator Beutler would like to have the motion bracketed for two days.

SPEAKER MARVEL: Senator Beutler, do you want to speak to the(interruption)

SENATOR BEUTLER: I don't want to get involved with a lot of time, Mr. Speaker, but I would like to speak briefly to the motion. In this particular case now, not only are we suspending the rules to introduce a bill at a late date,