

you wish to speak to the bill? The Beutler amendment. Senator Goodrich, do you wish to speak to the Beutler amendment?

SENATOR GOODRICH: Just the bill itself.

SPEAKER MARVEL: Senator Vickers, do you wish to speak to the Beutler amendment?

SENATOR VICKERS: Yes, I do, Mr. President. Mr. President, members, I think Senator Beutler indicated in the last remarks that he made a good reason to oppose Senator Beutler's amendment when Senator Beutler pointed out the fact that there is a reason for con...I can't even say it...for taking away, I will just do it that way, that is the simplest way to do it, for taking away the equipment from people who are using it for only one purpose such as drugs, if it is to break the law. Well, the equipment that we are talking about here is used as near as I can understand it for only one purpose. If it has got a transmission device on it and that transmission device is powerful enough to jam radar as the information advertising that product would indicate, then I guess it would seem to me that the ownership of that device is used for only one purpose and that is to circumvent the law. It would be very similar to having a trunk full of marijuana and saying that it was for some other purpose perhaps, it would seem to me. I think it should be...the police should have the authority to hold such equipment, take it away. I would also point out that that is the reason that the bill was drafted as it was on page 2 to indicate to people coming through this state, that if they possess such equipment, they should disconnect such equipment so that it couldn't work. They should put it in a place in their vehicle where they couldn't connect it back up again, and if it was put in that sort of a position, then the police in this state would not consider it as a contraband and would seize it for evidence. I just believe that it is fundamentally wrong for us to give the police officers of this state a tool and then allow another tool to be used to circumvent that tool, and even as Senator Beutler so aptly argues, it seems to me it is also wrong to even allow those types of instruments to remain out there once you have arrested somebody. I think the police should have the right to take them away from them.

SENATOR KAHLE: Yes, Mr. Speaker, members, I need to ask I guess a question of Senator Beutler. Refresh my memory as to what a Class, what is it, III misdemeanor would be? That would be the only penalty then if they didn't take the device away, right?