

Current criminal procedure provides different standards of probation for county courts and municipal courts. This amendment would change one provision of municipal court probation to allow the municipal courts to limit driving privileges as a term of probation for third conviction as provided in the bill. County courts already have this authority. The second thing this amendment would do is to remove a possible conflict between judges sentencing alternatives and mandatory sentencing provided in the bill. This removes a procedural device which might be used to avoid the jail term provided in the bill. Lastly, the amendments provide a date certain from which time the license suspension is run. I move for the adoption of the amendment.

SENATOR CLARK: Does anyone wish to speak on the amendment to the amendment? If not, the question before the House is the adoption of the amendment to the amendment. It only takes a simple majority.

CLERK: Senator Clark voting yes.

SENATOR CLARK: Have you all voted? Record the vote.

CLERK: 29 ayes, 0 nays, Mr. President, on adoption of Senator Nichol's amendment to the committee amendments.

SENATOR CLARK: The amendment is adopted. The next amendment to the amendments. Before we go to that, I would like to introduce Mr. Guy Bush from Sidney, Nebraska, under the south balcony. He is my guest today. Senator Bush, I don't want to give you all the credit. Thank you, Jeff, for being here. Welcome to the Unicameral. The next amendment.

CLERK: Mr. President, the next amendment to the committee amendments is again offered by Senator Nichol. (Read the Nichol amendment as found on page 1093 of the Legislative Journal.)

SENATOR CLARK: Senator Nichol.

SENATOR NICHOL: Mr. President, this amendment would reduce the maximum fine possible for third and subsequent DWI convictions from "one thousand" to "five hundred" dollars. I realize this looks a major substantive change, however, the change is being made for purely technical reasons. Municipal courts are courts of limited jurisdiction. By the same token, the authority of cities and villages to enact criminal sanctions is also limited