

March 10, 1982

LB 568

DWI cases. This is so we will have a record to see which courts are doing what kind of a job. They will have to explain if they reduce a sentence. They will have to explain what they are doing and we will have a record to see what is going on. The fourth, implied consent cases. The criminal penalties for those convicted for refusing to take the blood alcohol content test will be the same as the DWI penalties. The Motor Vehicle Department shall administratively revoke driver's licenses in implied consent cases for the following periods: six months for the first offense, one year for a second offense, three years for a third offense, and a permanent revocation for a fourth offense. Right now they don't do anything about it. They can refuse to take the test and they can beat the rap. No work permits will be allowed in the DWI or implied consent cases. I passed out to you a sheet of letters that prove work permits don't work. They do not work. If you give somebody a work permit, he can stop down at the local pub on the way home and get tanked before he gets there. His wife takes him to work and he gets in the company truck, he can stop at 4:30 and get tanked and be driving a company truck. So let them walk, ride a bike, ride the bus or have a friend take them to work. The work permit will not be allowed and if you will just take the time to go through here, I circled them for you, letter after letter after letter that show you work permits don't work. Now, we have a problem of people driving on a suspended license. Who knows when they have a suspended license or if they don't have a suspended license? So what happens? Let's make it that if they are caught on a suspended license, let's really throw the book at them. So here is what is going to happen if you get caught driving on a suspended driver's license. The first offense is a Class 3 misdemeanor, a fine of \$300, a mandatory 48 hours in jail with a maximum of 3 months in jail, an additional license suspension period of one year and impound the car for a month if it is registered in the offender's name. We have got to stop these people from driving when they don't have a license. The second offense is a Class 2 misdemeanor, a fine of at least \$500, mandatory 7 days in jail, with a maximum of one year in prison, additional two year license suspension period and impound the car for 6 months if it is registered in the offender's name. The third and subsequent time if he hasn't learned, is a Class 3 misdemeanor, a fine of \$500, 30 days in jail, with a maximum of one year in prison and a permanent suspension of driver's license. These aren't too tough. People who drive while they are intoxicated, even if they are alcoholics, should have to pay the penalties

8632