

April 5, 1982

LB 568

a suspended license. I move the adoption of the amendment.

SENATOR LAMB: Senator Beutler. Senator Nichol. Senator Marsh.

SENATOR MARSH: Senator Lamb, I am going to ask you to rule on the germaneness of this issue. I don't know whether this was before a public hearing. I do not know whether it had anything to do with the original bill brought up. If we are going to call things on germaneness, it seems to me that we ought to have a ruling on this as well.

SENATOR LAMB: Well, as I understand it, we are establishing penalties on drunk driving, if I read the amendment correctly? Is that correct, Senator Stoney?

SENATOR STONEY: Actually, Mr. President, it addresses the issue of a person that would be driving on a suspended license. You are correct that in many cases judges would suspend a license in conjunction with a sentence so, therefore, the statement that you make is true, although if there were suspension for another reason, this particular amendment would affect those cases also.

SENATOR LAMB: I believe the main thrust of the amendment is in regard to operating a motor vehicle without a license rather than directly on the subject that we are talking about so I will rule that it is not germane. Next amendment. Senator Stoney.

SENATOR STONEY: I will have to challenge the Chair on that please and I will call for a Call of the House and a roll call vote.

SENATOR LAMB: Roll call has been requested. Shall we go under Call? Those in support vote yes, those opposed vote no. Senator Marsh, for what purpose do you rise?

SENATOR MARSH: In the meantime, can we debate it? When you ruled it was not germane, I had nothing further to say. When that is being appealed, I do have something further to say.

SENATOR LAMB: Well, we have been following the procedure that we had one person on either side state their reasons for germaneness.

SENATOR MARSH: Then I would like to state my reasons for feeling that it is not germane.