

April 5, 1982

LB 568

SENATOR CHAMBERS:but I will not vote to advance this bill and I would advise the rest of you to allow some quiet time to intervene. Think about this. Have them put into a final form what the bill actually is, not a summary or an outline, but the bill itself and determine if that is what you want to put your name to. Mr. Chairman, when they move to advance this bill I'm going to be the one to ask for a Call of the House and a roll call vote because I want a record.

SENATOR LAMB: Motion on the desk.

CLERK: Mr. President, Senator Wesely would move to amend the bill. (Read Wesely amendment.)

SENATOR LAMB: Senator Wesely.

SENATOR WESELY: Mr. President, members of the Legislature, I think we can act on this fairly quickly. I think Senator Chambers made a good point in this particular section of the law and I talked to Senator Hoagland about it and I think he agrees that it may be a little severe to take away somebody's license for the rest of their life on the third conviction. Some may not think that is too severe but I think it is. I think what we are talking about here, I just suggested that we allow that....to take away their license for up to five years. That is a long time. Five years without being able to drive. I think that is a pretty severe penalty and I think that is a much more reasonable proposal. I'd ask your support for that amendment.

SENATOR LAMB: I am assuming that Senator Vickers and Senator Koch want to speak on the bill or the amendment? Senator Vickers.

SENATOR VICKERS: Mr. President, I think I'll support Senator Wesely's amendment, but I believe that we are in a situation here with this bill where there are very few people that understand what is in it, or the ramifications of what is in it. I would suggest to you that no matter what we do with the mandatory sentence, it is not going to make any difference anyway because everybody is going to be put on probation anyhow. I think we are creating a system where the conditions of probation will turn out to be the sentences that everybody has imposed on them. I'm not sure that that is the right message that we should be sending to the people of the State of Nebraska. I was one of the cosponsors of one of the pieces of legislation dealing with this issue at the beginning of the session. I'm not too proud of the position that LB 568 is in at this point in

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