

a misdemeanor? If so, what class of misdemeanor? Sometimes on the floor we have had tremendous debates on whether it should be a Class IV or a Class I, or a Class I felony or a Class IV felony, and we have had some tremendous debates on that. I will be interested in the discussion on this particular amendment because what this amendment does is change the Lindsay amendment. It strikes the Class I misdemeanor and inserts Class III. And the reason I put Class III, a Class III misdemeanor, I guess is really twofold. I would like to hear the arguments of why it should be a Class I. I would like to know why they feel it should be up to one-year imprisonment and, too, I think we need to be consistent in the body. I know on this bill that is an absurd thing to say but I will nonetheless try to do so anyway. We need to be consistent, at least legally in the body, because my understanding of the law, though limited, implies or says to me that in most cases of law that I am aware of, failure to notify in most cases is a Class III misdemeanor. Failure to notify in most cases is a Class III misdemeanor. What we have here, basically, is a failure to notify in some of the possible cases, so I feel we need to try to be consistent. With that, I have offered the amendment to the amendment to make it a Class III misdemeanor and I would yield the rest of my time to Senator Chambers.

SPEAKER BARRETT: Senator Dierks.

SENATOR CHAMBERS: Hey!

SPEAKER BARRETT: I am sorry. Senator Chambers.

SENATOR CHAMBERS: Thank you, Mr. Chairman. Senator Dierks, no offense intended by the Chair by confusing us in that fashion. Mr. Chairman and members of the Legislature, I am supporting Senator Bernard-Stevens' amendment. If you will read the bill, itself, you will see that the bill makes reference on page 5, in line 21, where we are talking about notice, to Section 28-711. That relates to whom notice must be given. If you continue to read the following sections, you wind up at Section 28-717, and 28-717 makes failure to provide that notice a Class III misdemeanor. Now the only thing, as I read this bill, that a person could do that would violate the act would be a failure to give notification, and that would be found on page 5 starting in line 7. If notification is not given, and that is all that this bill is talking about, that failure to give notification is what brings the law into operation on the one performing the