

have been mentioned by others as well as something as simple as a golf cart which would be considered a vehicle. It is on private property and many of them have been known to carry alcohol beverages. Some of them are not operated that well. They are operated on private property, they would be subject to the driving while intoxicated laws of the state under this bill as it would be passed. Clearly, as Senator Abboud has stated, that is not the intent, but that is not the point here. The point here is that the application of this law would be appropriate in that case, and that is something that I think we have to concern ourselves with as often as we can when we push legislation through here sometimes as fast, sometimes not so fast, as we do, and the idea is to solve a problem. as Senator Chambers has mentioned and I did earlier, that I think is a problem for merchants in a particular area of west Omaha but would impact individuals across the state and could go so far as to, basically, put in statute an act or a policy that has taken place in the Omaha area, and that is that it is not unusual for an individual who does not feel that they are capable to drive home to, basically, go out to the parking lot and sleep it off in the car. Well, under this law, that individual would be ticketed, could be ticketed for driving under the influence because under the definition they would be in control of that vehicle, and that is really the kind of situation that has led to the introduction of this legislation. There are two conflicting statutes, as Senator Abboud pointed out, and this bill was introduced to clarify those. Well, it clearly clarifies it in favor of those individuals who have no intention of driving on or being in the public roadway. They have, in many cases, taken steps to ensure that they are not, whether they are on their property, whether they are in some kind of activity, simple as a golf game, but yet would be subject to these laws. If that is the intent of the legislation, whether it was the purpose for introduction or not, it clearly is going to have that application once it has been passed. I appreciate the work that Senator Lamb and the committee has done on the bill but I don't know that you can even make the case that it makes a bad bill better because this is a very broad application of the driving while intoxicated laws and I think it would not be proper at this time for the Legislature to advance this measure.

SPEAKER BARRETT: Thank you. Before recognizing Senator Schmit for further discussion, the Chair is pleased to note that Senator Schellpeper has some very special guests under the north