

body, I, too, would rise and ask that you would look at the logic of the situation, and that historical precedent, this bill, 1114, which does drop the blood alcohol concentration level should be rereferenced to Transportation. I talked with Dr. Rodgers, and that was his final word on it, said that it should be. It does not, it does not in any way create a new offense. It does not create a newly defined crime. It simply should go to Transportation. As in the past the commercial trucker blood alcohol level bill that had to meet federal regulations and was dropped to .04, that was considered a DWI bill, this is the same kind of bill, and as in the past, it should return to Transportation. And when we are talking about the realities of the public, and so forth, and so on, we have to realize that those bills are working with controlled substances. There is a difference, and I would just respectfully ask the members of the body, in order that this bill might have a complete and total hearing, when you look at the number of bills that are in Judiciary and the number of bills that are in Transportation, allow that bill, this is a public forum, the public hearing process has been developed so that bills might go forward and their merit then be decided on the floor of the body. This is a short session. We are on our forty... I think we have 49 days left. I would like for that to happen to this bill and I am not asking anything that is not outside of historical precedent here in the body. And I think if we look at it logically and we count the number of days, we count the number of bills, we look at historical precedent, there is no other place for this bill to go but in Transportation. And so I would ask that that would happen, that if this bill is not proven to have merit, although the public does seem to support it at this time very strongly, then those of you in the body then can vote it out, but I would like to see it go to Transportation so that it might have the hearing that has been done as history has provided. Thank you very much.

PRESIDENT: Thank you. Senator Labeledz, please, followed by Senator Chizek and Senator Baack.

SENATOR LABEDZ: Thank you, Mr. President. As Chairman of the Exec Board, I feel it my responsibility to rise in support of the Exec Board's position on rereferencing LB 1114 to the Judiciary Committee. In committee, Senator Chambers made the motion to reference it. It was seconded, and it received five votes, Senator Baack, Senator Chambers, Senator Rod Johnson, Senator Labeledz, and Senator Schmit voted with Senator Chambers.