

would ask the body to not support this motion and leave the bill with the Judiciary Committee. Thank you.

PRESIDENT: Thank you. Senator Rod Johnson, please, followed by Senator Wehrbein and Senator Nelson.

SENATOR R. JOHNSON: Mr. President, and members, like Senator Baack, I, too, voted to rereference the bill to Judiciary based upon many of the compelling arguments that Senator Chambers and Baack stated during the Executive Board meeting, and as Denny has said, we don't always agree with what Mr. Rodgers brings to us as recommendations for committee referencing, and if we did, there would be no reason for a Referencing Committee report every day that we have been meeting. I might also add that as Chairman of the Agriculture Committee, if you look under the issues that are to come to the Agriculture Committee, many times those issues don't end up in the Agriculture Committee, and one that comes to mind is ethanol issues. You look under the subject matter that should be covered in Agriculture, one of the listings is ethanol or gasohol, but it does not...in fact, we have very few bills that have been referenced to Agriculture in that area, and many of those bills end up on Natural Resources. I don't make a big fuss about it. I happen to be on that same committee anyway so I get my shot at them either way, but the Exec Board and Mr. Rodgers don't always agree and that sometime we disagree on where these bills should go, and it is in a very open process. I would say that there is a concern that if it goes to Judiciary that means that the bill is dead. My hope is it will get a fair hearing as all bills do, and I think that that concern should not be, I think, exercised here today because we do have a personal priority bill status, which senators, even if they get their bills out of committee late, still have a chance to get their bills up under the priority bill system that we have. So I am sure Senator Chizek and the Judiciary Committee will give this bill a fair hearing and I plan on not supporting the rereferencing of the bill as I did not do the other day.

PRESIDENT: Thank you. Senator Wehrbein, please.

SENATOR WEHRBEIN: Yes, Mr. President, and members, I guess I disagree. I believe it should go to the Transportation Committee and my primary reasons, I have heard the arguments, we are talking about whether it makes it a criminal offense to go from .10 to .08, but the point is it is not illegal to be drunk