

earlier, last year I think we worked out a very good proposal that, as Fred Zwonechek has stated, works, but yet we come in with a proposal that totally rewrites the operation of how we deal these individuals who refuse to take the test, and shift that burden of proof onto the individual. They are the ones who now have to file the report. We just adopted an amendment that gave the arresting officer an extra four days...

SPEAKER BARRETT: One minute.

SENATOR HALL: ...in which to, basically, mail a license into the department, but yet we are going to deny that individual, if they haven't filed their petition within ten days, when they have been told this at the time of arrest. What about this scenario? What if an individual is drunk, they refuse to take the test, they are given the warning by the arresting officer, I mean the fact of the matter is they probably don't even know what is being said to them, or it is very likely that they wouldn't. Well, when they wake up in the morning, they don't remember it, but yet the argument could be made that they have been given due process. I think not. I think that this bill has a tremendous number of problems and I apologize for not taking a look at it prior to this, but I am going to take a look at offering some amendments because it looks like the bill has a lot of support, and I don't think that there has been much discussion to date on it, and I would urge you to reject the advancement at this time. Thank you, Mr. President.

SPEAKER BARRETT: Thank you. Senator Bernard-Stevens, please, followed by Senators Hartnett and Haberman.

SENATOR BERNARD-STEVENS: Thank you, Mr. Speaker, and members of the body. Senator Beyer and I were chatting just briefly and he and the department, I think, are aware of the time frame difficulties and they will be working on some amendments, if not on General File, on Select File to try to alleviate that. My understanding is they still need to be within the 45 day period in order to still qualify for 408 funding at the federal level. So I guess it is just a matter of whether they are going to extend it on the front end or on the back end. That is yet to be seen, but I do have some other questions I think I would like to ask, and I think I would like to ask Senator Lindsay if he would yield to some questions, so I can get the answers at least on the record.