

Senator Hall had a good suggestion that maybe a group of us can get together and try to hammer this out. But I want to try to clarify something for the body before we get off of this and we go onto other issues so that we can maybe have a mind-set when we get back to it on Select File, and that is, number one, in talking to the prosecuting attorneys that are here within the body, they are going to tell you that one out of 20, or excuse me, about one out of 20 or one out of 30 or one out of 18 of the cases they have had of DWI actually go to court, actually go to court. So for people who stand on the body and say this amendment guts the bill and is status quo is nonsense, because if it is one out of 20, 19 of those people who do not go to court will have their license revoked for one year by 799 through the exact procedure that Senator Beyer has. One of those 20 is saying I think I have gotten a raw deal, I am challenging this, not in the petition process of DMV, but in the court system. And it is that one individual or two that I am saying we should at least wait until the court decides whether they are guilty or not before we, as a state, decide they are guilty before that time. Senator Warner says if there is a good attorney that the attorney will let his client know that, listen, if you want to keep your license for another three months, we will go ahead and file in court because Bernard-Stevens says by his amendment that if there is a case pending, then they can't do anything to you through DMV. Think about that people. The only person who is going to file against me if I am a drunken driver is the county attorney, and he is going to file charges if he thinks he can get me. If I am guilty and he has a case, he will file. I, if I go to an attorney, I am not going to file a case against myself. It doesn't happen that way and it's not going to happen that way. So it's clear to me that we're not really clear on what we're trying to do on this amendment and I will withdraw it as soon as I'm finished here, not because it's a bad amendment, but I think we're really confused on where we're going and I think we need to set down with Senator Beyer and get these things worked out. But before I withdraw it I do want to emphasize the fact that you need to go and check with your county attorneys and people and say, how many DWIs actually go into the court system? And if it is one out of 20 or one out of 10 or one out of 15, then what we're saying is, Senator Beyer's bill of 799 will cover each and every one of those cases that are not going to court, the 19 of the 20, and the Bernard-Stevens amendment will protect the one person who is going to court who is saying, I think I've been unjustly accused and it seems ludicrous for the state to