

March 22, 1990

LB 799

this bill on General File it was advanced to Select File. There was some discussion that I would meet with the people and try and work out some of the concerns they had. We did address some of those concerns. I've never heard back from any of them yet, so we did go ahead and draft up an amendment and filed it. What this amendment does, does three things. One of the things we discussed was that DMV didn't think they could get the hearing held within the 30 days that's in the bill, so we went and changed that, added the 10 days to make it a 40 day request which keeps us within line of what the federal says we have to do. We changed the time period for revocation of the driver's license on first offense from one year down to six months. The revocation period for refusal to take the test remains as one year as is currently in the implied consent law. Then we inserted language to say that if a person has had his or her license revoked administratively and subsequently is found innocent by a court of law, the license will be restored by DMV without payment of the reinstatement fee of \$50. So with that I would urge your adoption of these amendments. Thank you.

SENATOR LABEDZ: Mr. Clerk.

CLERK: Madam President, Senator Lindsay and Beyer would move to amend Senator Beyer's amendment. Senator, I've got AM3086 in front of me. (Amendment appears on pages 1581-82 of the Legislative Journal.)

SENATOR LINDSAY: I think for the record, I don't think Senator Beyer is on that amendment.

CLERK: Okay.

SENATOR LINDSAY: Unless he'd like to jump on now, that's... Thank you, Madam President, members of the body, what this amendment would do is to change the Beyer amendment would accomplish six items. First, is that it would...if you recall, let me bring you back up I guess a little bit on the bill itself. The bill itself would suspend drivers' licenses from the time of the arrest regardless of whether a conviction has occurred at the ti...well, actually, a conviction would not have occurred at that time. It's an immediate suspension of driver's license, or impoundment I should say, then an administrative revocation procedure following that. What this amendment would do is add to the Beyer amendment so that it would strike the provisions regarding suspension of license for failing a