

SENATOR BEYER: I don't believe it does.

SENATOR LINDSAY: Thank you, Senator Beyer. I think there is...the important thing here is I think Senator Hall has said it and I think we said it at General File is this is an important piece of legislation. It's...we can't take it lightly. We're going to get \$500,000 a year. What a bargain for chipping away rights from our citizens. It just doesn't seem right to me to be able to do that. Let me point out what is going to happen in actuality, when we take this away from the abstract and put it in the concrete. This is an actual case that happened, I believe it happened in Omaha and I believe Judge Troia is the one that threw out the case on a refusal. Officer arrests a suspect for DWI, takes him to the hospital, says I want to draw your blood for DWI. He says, no problem, draw all the blood you want. They go to the hospital. The hospital says, sign this release of liability. He looks at it, it releases the hospital from everything. They can cut his arm off if they want and he has released them from liability. He says, I'm not going to sign this. If I'm infected from a needle that may have been used on somebody who has had contact with AIDS, if the doctor misses my vein and injects something in there by mistake, if a whole host of things that happen in any medical malpractice case, and they do happen, if any of those things happen he has released them from liability. He refused to sign the liability form, but said, take all the blood you want. The officer says, you've refused the implied consent. You've refused to allow us to take your blood because you wouldn't release somebody completely from liability if they screw it up. That's the kind of effect we're going to have and from that point on, from the time that he does that, even though the judge has said, you can't do that, we can't impose that kind of liability on somebody, or thrust that kind of release on somebody, from that time on that license is suspended. He has paid the price for that. Now I don't know what that guy did for a living, but let's move that kind of scenario on to some of these other cases. Let's talk about truck drivers. Let's talk about somebody who is a commercial truck driver. They're out of business, not convicted, but they're out of business. Let's move that on to a salesman who has to drive from store to store selling whatever they're selling, selling products to a drug store.

SPEAKER BARRETT: One minute.