

January 17, 1992 LB 191

SENATOR CHIZEK: Well I think there is a couple of areas. Number one, Section 3 talks about willfully interferes with hunting. I'm assume you're talking about public land. I don't know as you identified that. If it is private land, it's different, but on public land I assume that's what you are talking about.

SENATOR LANDIS: I could have permission to be on that land and a private land to have my picnic. I could also be in a public setting, so both of those, I think the hypothetical applies in both. And my guess is that when I go back there and turn that radio up even louder in the face of that request to turn it down, I am being willful. So I think...

PRESIDENT MOUL: One minute.

SENATOR CHIZEK: Well, you know I think, I don't think that is going to happen, number one. If you're there and you and your wife are having a picnic, I don't know anybody that is going to want to come on the property and hunt, number one. It's just like if there are a group of hunters...

SENATOR LANDIS: That's a different subject. That is what is likely. My question to you is, what does the bill criminalize and your answer to me was that that would not criminalize this behavior and I'm looking for the section where that is the case.

SENATOR CHIZEK: I think it says "willfully" and now my response has...you have another question then from you say, well, if you go back and turn it up, we were talking about the initial action and I don't think it would based on Section 2.

SENATOR LANDIS: Madam Speaker, that's...I was trying to get to this because I think Senator Chizek has made a good faith attempt to pull out of this the goal that we'd like to achieve but that goal...

PRESIDENT MOUL: Time.

SENATOR LANDIS: ...I think is people behaving well. We'd like them to be respectful of each other. And it is hard for me to criminalize behavior which really is a matter of protocol, I think, and some amount of accepting of each other which will be difficult to capture in this measure. I've got a little difficulty of...