

April 7, 1992

LB 291

the bill is to be interpreted. And I concur with Senator Kristensen's reading of that language.

SPEAKER BAACK: Thank you, Senator Lindsay. Senator Chambers. Need some help with those books out there, Senator Chambers?

SENATOR CHAMBERS: Mr. Speaker, members of the Legislature, generally Senator Wesely will stack the books so that they make a perfect platform on which to place these books. But he threw me a curve there and stacked them a little high. I figured something was wrong, but it didn't quite come to me until I began to study the situation. Senator Kristensen, I would like to ask you a question from (interrupted).

SPEAKER BAACK: Senator Kristensen, would you respond, please.

SENATOR CHAMBERS: And this language occurs on another page, too. It has to do with the amount of time that a person can be prohibited from driving by a judge if involved in motor vehicular homicide. And the period of time ranges from 60 days to 15 years.

SENATOR KRISTENSEN: Yes.

SENATOR CHAMBERS: Can you tell me what the purpose is for having such a wide range?

SENATOR KRISTENSEN: Yes, I can. As you understand, motor vehicle homicide is not a drunk driving offense, per se.

SENATOR CHAMBERS: Okay, right.

SENATOR KRISTENSEN: And that it does not necessarily have to be an intentional homicide. Drunk driving could be if you are .11 and you're driving down the street and someone may step out in front of you and you run them down, you could have committed motor vehicle homicide because you caused the death of someone while you were over .10. So it isn't necessarily an intentional. The period of time, the policy choice for making it between 60 days and 15 years is that that's the maximum range of revocation for all drunk driving. First offense, you're going to lose your license for at least 60 days. That's the least you will lose it for. The most you could lose it for, under third offense, is 15 years. And since there aren't first, second and third degree motor vehicle homicides, and you may not