

SENATOR CHAMBERS: Senator Witek, what I'm trying to explain is the fact that the law is designed to give guidance to those authorized to enforce the law,...

PRESIDENT ROBAK: One minute.

SENATOR CHAMBERS: ...those who carry the designation peace officer. We have many statutes that regulate what they do, stops, searches, seizures, all arrests, we have language on the statute books, despite the existence of federal decisions and the U.S. Constitution and the Nebraska Constitution. This language that I'm offering is necessary, in my opinion, because we have this kind of bill before us, and it lets the citizen know, it lets the officer know that this person can use reasonable force when there is eminent danger of death or bodily injury. You think that the person is just going to let the dog bite him or the horse kick him and then say going to court is what I want to do?

SENATOR WITEK: No, I think it seems to me that if a dog should bite or a horse should kick, as animals tend to do sometimes, not even urged on by the police officer, as you seem to think would happen in every case, that those individuals...

PRESIDENT ROBAK: Time. Thank you, Senator. Senator Cudaback would like to announce that the following guests are visiting the Legislature, Timothy Lowenstein is here from Kearney. He is the Chairman of the Buffalo County Board, he is under the north balcony. Mr. Lowenstein, would you please stand and be recognized, please. Welcome to the Legislature. Senator Schmitt, your light is next, followed by Senators Chambers, Wehrbein and Witek.

SENATOR SCHMITT: Yes, Madam President, I just wanted to take up a little bit where I and Senator Chambers left off on this with these dogs. I wasn't here when Senator Elmer talked about the kinds of dogs that they had, but I don't believe that the patrol has any Doberman's or dogs like that, they are German Shepherds, that shepherd's, these type of dogs. They are not really trained, I don't believe, as attack dogs either. Most of them are drug dogs and they're used either on a leash or within command range of the officer that has them. And to clarify that, I guess, I don't know what happened in the Omaha situation with the horses, but I would have to agree with Senator Chambers on that. If they were using the horse to actually pin somebody