

you get an operator's license for a concept called implied consent. Which means that you, by getting an operator's license, effectively give your consent and allow a test to be taken to determine if you're under the influence of alcohol or drugs. And before the law, in 1993, the first of 1993, we had a penalty in there, or...not a penalty but a requirement that you have to know that if you refuse that you can be convicted of a crime. After 1993, we put in the administrative license revocation, which by the way was upheld by the Nebraska Supreme Court this morning and is not double jeopardy, that the consequences of taking the test also must be advised. This summer the Nebraska Supreme Court, and I will defend the court to the hilt, they have obviously an extremely important and vital branch of government, but I think they issued an opinion that was wrong. And I don't think you ought to just ban the Supreme Court because they issued an opinion that I don't like or other people don't like. But that opinion came down in the case of State v. Smith. And State v. Smith upset the appellation in the state of Nebraska like none other has for some time. They've taken language that we've had in our law for over 20 years and basically said that the advisement form, when you are arrested, the advisement form that the officer reads to you did not sufficiently inform you of the penalties or natural consequences of what failing the test did. For example, it didn't inform you that you were going to have to pay a reinstatement fee. And there's a variety of other ones. That's a...the form that was read was about a page and a half. I just barely got to a page and a quarter, I should have read just a little bit longer. But that's what the original advisement form was like. State v. Smith threw that out and said, you're not advising them of enough. So what else do you have to advise them? Well, the...I was reading, by the way, from the Platte County form that's five pages, single spaced, that you're reading to somebody who is intoxicated at the time. And I got to tell you there's no way they understand that. And this places in jeopardy, serious jeopardy all of our drunk driving convictions in this state. The advisement form may not be enough. We have obviously people who are trying to prosecute the offense all over the country, or all over the state, excuse me, who, because of the uncertainty created by the Supreme Court case, don't know what sufficient advisement is. Platte County has gone to five pages. I don't know if the five pages are sufficient. And the worst of it is we may have to do this on a case-by-case basis. If you were charged with murder, you'd be