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FLOOR DEBATE

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determines they are not guilty, they have then be punished unfairly. I am not in support of the language in this bill that would change the action or the operation of an appeal. Those provisions are put in law for a reason and they go to the types of things I have been discussing to make sure that a society which has all of the force and power of the state...

SENATOR CUDABACK: Time.

SENATOR CHAMBERS: Thank you, Mr. President.

SENATOR CUDABACK: Thank you, Senator Chambers. Mr. Clerk, item on the desk?

CLERK: Mr. President, Senator Chambers would move to amend with FA1200. (Legislative Journal page 911.)

SENATOR CUDABACK: Senator Chambers, you're recognized to open on your amendment.

SENATOR CHAMBERS: Thank you, Mr. President. Members of the Legislature, I'm going to finish that statement. I want to make sure that the power of the state is not abused, even when time comes to apply it to those people who, if guilty of the charge lodged against them, are worthy of great condemnation. I don't want somebody punished as though guilty when guilt has not been proved. These administrative proceedings do not prove guilt. Senator Bromm pointed out, when he was discussing this bill the first day that we were on it, that some language would be taken out of the statute relative to an officer averring that he or she made a legal arrest, because the arrest does not have to be legal. All that is desired is to spread a wide net, enmesh any and everybody accused of or suspected of operating a vehicle with more than a certain percentage of alcohol in that person's system. Now I will tell you what my amendment will do. On page 12, at the bottom, in the last two lines, 27 and 28, continuing to the top of page 13, the first three lines, I would reinstate the stricken matter. I'm going to read for you the language that I would reinstate. "Such appeal shall suspend the order of revocation until the final judgment of a court finds against the person so appealing. The period of revocation shall