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March 17, 2003 LB 209

SENATOR BOURNE: Okay, so how long, in your estimation, does an appeal like this last?

SENATOR CHAMBERS: I really don't know, and I had asked Senator Bromm are these cases expedited, because my concern was the period of time that a person could lose his or her license, even if innocent. But there was no way to determine with precision, I don't think, how long the appeal process would take.

SENATOR BOURNE: Okay. I'm concerned as well about cutting off an appeal, and again I'm trying to... maybe I'll yield my time to Senator Bromm, and it could be that I didn't hear this, but I'm trying to get a justification of why we can't allow the appeal process to run its course. And if, Senator Bromm, if you need some additional time to explain that I'd be happy to yield that to you, if you would like it.

SENATOR CUDABACK: You have about two and a half minutes, Senator Bromm.

SPEAKER BROMM: Thank you, Senator Bourne. Okay, we're talking here about the ALR process and not the criminal side where you have the criminal prosecution of the DUI charge. On the ALR side, you have the license revocation right away. If the party requests a hearing before the DMV, they get that hearing. The hearing officer is charged with the responsibility of determining whether there is probable cause to believe that you were operating the vehicle and whether you were operating it with over the limit of alcohol in your blood. If that... if they determine that, then they revoke your license. If they revoke your license, you have the right to walk into district court, or have your attorney go in there and file an appeal of that ALR administrative decision. That, under the present law and what Senator Chambers is arguing for, the filing of that appeal, whether it have grounds or not, stays the revocation of the license, stays it. And I'm suggesting that it be able to be stayed under certain circumstances but not automatically stayed. And my amendment will go a ways in granting some leeway in giving reasons why the license should be stayed. Another question came up in your discussion was, how long is the license revoked under the ALR? On the first offense it's 90 days. On