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March 17, 2003 LB 209

testimony given, it doesn't sound like they have the opportunity to present all aspects of due process. What I'm suggesting to you is if the ALR says, yes, the license is revoked, and you're going to check to see how many times out of the 9,200 that has happened, what if the individual...what if there are grounds to get their license back? So what I'm trying to say is the ALR says, yeah, your license is gone; then 45 days later this individual gets a hearing. At the hearing, it's presented that the police officer didn't have probable cause to pull them over or the breathalyzer machine was "miscalibrated" or whatever.

SENATOR CUDABACK: One minute.

SENATOR BOURNE: I assume there's numerous causes. Well, what do we do for that individual who's lost their license for 45 days without cause?

SENATOR BAKER: First, I don't think there's any of them taking 45 days. Once they request a hearing, that's set up I think almost immediately for that hearing with the person requesting the hearing. I don't think there's any 45 days. This is...now I'm talking about the ALR, the administrative hearing.

SENATOR BOURNE: Right.

SENATOR BAKER: The district court hearing is the problem in that, automatically right now...and we are the only state of the 50 states that absolutely says if you appeal your ALR hearing to the district court your license is automatically reinstated. We're the only state in the nation with that currently in our statutes.

SENATOR BOURNE: Well, I guess my question is, all right, if...but if the individual...if the appeal is not "stayable," what incentive is there for the individual to use the ALR? And, again, I assume the ALR is a method to avoid the courts and ease...

SENATOR CUDABACK: Time. Thank you, Senator Connealy and Senator Bourne. Senator Janssen, followed by Senators Dwite Pedersen, Beutler, Hartnett, Kruse, and Connealy. Senator