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FLOOR DEBATE

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page 13. Was that in the original bill when we passed in 1992?

SENATOR CUDABACK: Senator Bromm, will you respond?

SPEAKER BROMM: I believe it was, yes.

SENATOR HARTNETT: And what...and why...what's happening now, it's not working? Is that what the discussion is about?

SPEAKER BROMM: That automatic stay by simply filing an appeal is being used vociferously, I should...to use a word, I guess, in order to not receive the imposition of the ALR automatic revocation. Then they proceed through the criminal side of things and most times when the criminal thing is resolved that goes away and is dismissed and there is no...there is just no impact other than the scare of it at the beginning, so...

SENATOR HARTNETT: But I think by...you know, I'm not an attorney or somebody, but it sounds like what you're doing is you're saying I'm stopped, I'm guilty. I'm guilty. You know, I don't have any chance. There is no...you take my license away and, maybe like you say, it's a right, not a...you know, so that's the way it strikes me is that maybe we're going too far with this...with not putting, you know, not leaving this amendment in as it was in the original bill. But I'm...I'll...I guess I'll just...I'll listen to the arguments of why we need to make the change. But that's the way I'm kind of hearing this, that it's...maybe it's...maybe we need, you know, maybe that...you know, maybe I'm falsely accused by the police officer and so forth. So...

SPEAKER BROMM: Well, yeah. Well, that's a...you know, and that's a legitimate policy decision I think, Senator Hartnett.

SENATOR HARTNETT: Yeah.

SPEAKER BROMM: The proposal that I have filed and am prepared to make is that if you can show the court that you're likely to prevail or that you'll be irreparably harmed by that revocation, or whether the threat to the public by you continuing to drive is not sufficient to withhold the license, and then look at your