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while intoxicated, they got a lot more problems than just sitting behind the wheel. It's just then when they're behind the wheel they have a weapon in their hands, and it becomes very dangerous to many other people. So I want to thank you for bringing it forward. And I'll certainly watch and listen to the rest of the debate. Thank you. I'll return my time back to the Chair.

SENATOR CUDABACK PRESIDING

SENATOR CUDABACK: Senator Chambers, you're recognized.

SENATOR CHAMBERS: Thank you. Mr. President, members of the Legislature, six months lock-up for driving without...I mean, under suspension of a license, that's punishment enough. For Senator Jensen's information, based on what I think I may have heard him say, we're not talking about a person who has three DUIs getting picked up again for DUI and only getting six months. This involves only driving the car. No consumption of alcohol whatsoever. And to give you an example that is not impossible, your license can be revoked or suspended for up to 15 years. Let's say that the person has cleaned up his or her life and has been driving to work and hasn't gotten caught. Thirteen years this has gone on. The person rolls through a stop sign, or has a taillight out, but for some reason is stopped and is found to have no driver's license. That person is subject to five years in the penitentiary for simply driving under suspension. Not DUI. And I think that is excessive. It is totally wrong. And as Senator Kruse pointed out, a prosecutor is not going to charge somebody with a Class IV felony for driving without a license. So if that's what the person is brought in for, you don't charge the person with anything. It is a truism and an axiom down through history that if a punishment is too severe, a prosecutor will not file or charge. And if it's charged, a jury will not convict. A Class IV felony entitles a person to a jury. And you cannot say, well, this person has done this, that, and the other; therefore you ought to convict him or her of driving without a license, and convict him or her of a Class IV felony. What you must prove is the Class IV felony. And I don't know if we could get 12 people off this floor who would say that if the only