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SPEAKER BROMM: The elements of avoiding arrest, are they...on your summary sheet, are identified as speeding or turning off headlights.

SENATOR KRUSE: Yes. The main item there would be speeding up.

SPEAKER BROMM: And is this where we get into some of the areas Senator Chambers was alluding to, about whether we have a definition of the crime that is adequate to meet the...?

SENATOR KRUSE: He is questioning that. And I would certainly want to take some more look at that to make sure that it works. To me, speeding would be adequate evidence that the person is trying to avoid arrest. But I'm not an attorney, as you are.

SPEAKER BROMM: But this could be a first offense?

SENATOR KRUSE: Yes, it could be.

SPEAKER BROMM: Okay. All right.

SENATOR KRUSE: Well,...yes, on that part of it.

SENATOR CUDABACK: One minute.

SENATOR KRUSE: It could be. Yes, it could be. It would have to be a second offense on a high BAC.

SPEAKER BROMM: And then on your summary sheet you've got a section on the back that you define as final conviction.

SENATOR KRUSE: Yes.

SPEAKER BROMM: And what is the intent of that section?

SENATOR KRUSE: That is to prevent somebody from appealing a conviction. And we've had persons that have appealed second...you know, several second offenses in order to prevent enhancement. They go on for a long time. The person has several convictions on their record, but cannot be charged with a fourth offense. This means that when the court says...gives