

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office
FLOOR DEBATE

January 28, 2004 LB 559

matters such as this. This is what would be left if my language is stricken: Any person who knowingly issues or facilitates the issuance of a renewal, upgrade, replacement, transfer, change of endorsement, or initial operator's license or state identification card, or attempts to do so, knowing the license or card to have been wrongfully issued, is guilty of a Class IV felony. The language that I am striking simply mentions two things which, if done, would cause the issuance to be wrongful. Once you say it's wrongfully issued, it doesn't matter what had been done to make that issuance wrongful. That word includes everything. It includes something that is not even written here. If a person has another individual impersonate himself or herself and obtains this, well, what I just said is not written separately, but it would result in the wrongful issuance. So I'm going to listen to the discussion. And there are only two reasons that people would object to what I'm offering. Either they have not listened or understood my explanation, or...well, I can't think of a second reason. (Laugh) I'm asking that you adopt this amendment. And I will answer any questions you may have. Thank you, Mr. President.

SENATOR CUDABACK: (Microphone malfunction)...opening on FA1430, offered by Senator Chambers. Open for discussion on that motion. Senator Baker.

SENATOR BAKER: Thank you, Senator Cudaback, and thank you, Senator Chambers. I also...I agree with Senator Chambers on this. If it's redundant, why have it in there? It...and it, to me, from a layperson with no law background, it's redundant. We can take that out. And as he explained it, if it's intentionally withheld information...intentionally withholding required information, it should never have been issued in the first place, because it's required; they can't issue it. So it's a detail in there, he's caught it, that we can take that out as far as I'm concerned. I see no problem with it, as it is redundant. So I would support Senator Chambers' amendment. This is getting to be a habit on this bill, supporting Senator Chambers' amendments. But as minor as they may be, it's...there's no point in having those words in there. Thank you.