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

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gotten to the department, or must the person personally bring it? Because it doesn't say how this return is to occur. And you don't have to really answer that now, but just consider that because you're going to look at that idea of "immediately." Now, if the person fails to return the registration, based on what you said in response to the word "immediately," there would be some kind of time frame, if we keep this approach, during which the person would have to act, and it would only be after the expiration of that term, without an explanation, which would trigger this other thing, based on the notion of a failure to return. I don't think it should just be a failure. There should be a refusal, meaning that there's not a justification for it. But again, that can be worked out. I'm going to turn my light on. Oh, it is on. I'll wait till I'm recognized, because now we're getting to what I consider to be...

SENATOR CUDABACK: Time, Senator Chambers.

SENATOR CHAMBERS: ...the really objectionable part. Thank you, Mr. President.

SENATOR CUDABACK: Heard the opening on the Chambers amendment, FA441. Open for discussion. Senator Flood, followed by Senator Baker, and Senator Chambers. Senator Flood.

SENATOR FLOOD: Thank you, Mr. President. Members, I object to Senator Chambers' FA441 striking the language in the committee amendment that was adopted on page 6, lines 5 through 14, for several reasons. But first of all, I think we have to look at carrier enforcement in Nebraska a little bit differently than we do the rest of law enforcement. Senator Chambers made some arguments about the fact that we're doing things here in this bill without a warrant, without probable cause, without a lot of the other Fourth Amendment protections that citizens of our state and our nation enjoy. We have to remember that we are dealing with a licensee here and an administrate...and an executive branch agency that governs those licensees. If you are a trucker, there is no protection from being pulled over. A carrier enforcement officer or a State Patrol officer does not have to have probable cause to stop you, to weigh you, to check your paperwork, to see what you've got inside the cab, make sure