

April 2, 1985

LB 598

SPEAKER NICHOL: We'll move on to LB 598.

CLERK: Mr. President, 598 was a bill that was offered by Senators Sieck, Lundy, Chronister, Labedz and Hoagland. (Title read.) The bill was first read on January 22 of this year, referred to the Miscellaneous Subjects Committee. The bill was advanced to General File. There are committee amendments pending.

SPEAKER NICHOL: Senator Hefner, please.

SENATOR HEFNER: Mr. President and members of the body, LB 598 deals with the transporting of liquors in motor vehicles while the vehicles are traveling on a street or road. The Miscellaneous Subjects Committee amendment removes original language and inserts new language and, therefore, it becomes the bill. Under the amendment no person shall knowingly transport alcoholic liquor in open containers in any motor vehicles operating on a street or road unless the liquor is, number one, in the original unopened package or a container on which the seal has not been broken and the cap or the cork has not been removed; number two, located in a motor vehicle, but is not accessible to the operator while the motor vehicle is in motion; and the last part of it, it adds a penalty section to the bill which the original bill didn't have. It adds, it is a Class IV misdemeanor offense the first time and a Class II misdemeanor for any subsequent offense. I move the committee amendment.

SPEAKER NICHOL: Senator Haberman, on the committee amendments, please. Then Senator Sieck.

SENATOR HABERMAN: Mr. President and members of the body, may I ask a question of Senator Hefner, please? Senator Hefner, would you please explain to me, it says, located within a motor vehicle, but is not accessible to the operator while the motor vehicle is in motion. Will you explain to me what it means when it says is not accessible?

SENATOR HEFNER: Senator Haberman, I'd say during our discussion in the committee that if it wasn't, if the operator was not able to reach this container of liquor.

SENATOR HABERMAN: Thank you, Senator Hefner. I rise to oppose this bill, not because of the concept, because I