

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

March 17, 1998 LB 309

Next amendment, Mr. President, Senator Chambers, I have what was AM3305. Senator, I believe it's the one you may want to withdraw.

SENATOR WILL: Senator Chambers.

SENATOR CHAMBERS: Is that that lengthy one, Mr. Clerk?

CLERK: Yes, sir.

SENATOR CHAMBERS: Yes, I do want to withdraw that.

SENATOR WILL: The amendment is withdrawn. Next item.

CLERK: Mr. President, Senator Chambers would move to amend. This is your first floor amendment, Senator, page 41, line 13. (FA591 is found on page 1099 of the Legislative Journal.)

SENATOR CHAMBERS: Thank you.

SENATOR WILL: Senator Chambers.

SENATOR CHAMBERS: Mr. President, members of the Legislature, this is the amendment which of those that I'm offering I believe will be the easiest. What this section of statute deals with that I am attempting to amend is the .02 concentration that applies only to people under the age of 21. If a person is found with a concentration of .02 alcohol, that is, he or she is cited for a traffic infraction. If you look on page 41 of AM7206, which are head...are titled E & R amendments, you will see what it is that I'm dealing with. In subsection (3), which is not what I'm dealing with, it points out that any person arrested and handled in this fashion who has a chemical concentration of alcohol of .02, that person shall be found guilty of a traffic infraction. If you actually have the .02 in your system, you're guilty of the infraction. I am dealing with subsection (2) above. What that subsection does, under the amendments found in LB 309, is to strike the language that requires a person to be cited for some other violation before enforcement of this .02 comes into play. The federal government said I want that peanut-head Legislature in Nebraska to change that law and say that this .02 requirement can be enforced