

SENATOR LUEDTKE: In the first place you people are all jumping to the conclusion that they would actually take your license on that kind of an offense. WE already had a standardized citation system by rule of court which in most cases they would not take your license. It is only if there is a problem of whether or not you were going to appear. Lets say such a situation where you might...some person might be going out say might be going through and they might say will he come back or will he not? These are the type situations. This is to give some kind of aid to the individual so that he can be on his way. If there is any question. It just gives them the authority to do it. I would say that in the majority of cases law enforcement officers under the new citation system traffic citation system probably wouldn't even do this. But at least they would have it as a tool, a law enforcement tool. They wouldn't have to do it though.

PRESIDENT: Senator Murphy, Senator Nore, Senator Duis, then Senator Kime.

SENATOR MURPHY: A question of Senator Luedtke. Doesn't this actually place the determination of whether or not that license will be picked up in the hands of the arresting officer of which the state has several hundred?

SENATOR LUEDTKE: Yes sir.

SENATOR MURPHY: And you are going to put the determination of whether a mans license should be taken in the mans hands rather than the courts.

SENATOR LUEDTKE: You again are jumping to the conclusion that that license is being suspended. It is only being held as a receipt for an insurance in lieu of bail or to insure the court that I will appear. It is not suspending, it is only holding it. The receipt that he gives you is as valid as the drivers license as far as this bill is concerned.

SENATOR MURPHY: I'm still saying that the decision is being made by the arresting officer.

SENATOR LUEDTKE: Yes sir, it is.

SENATOR MURPHY: Who may have been in the force for two days or for 10 years.

SENATOR LUEDTKE: Well we have some laws on the book now that says that that law enforcement officer must receive some training. We have advanced that far in Nebraska that law-enforcement officers have requirements before they can serve. They do have a training program.

SENATOR MURPHY: Thank you.

PRESIDENT: Senator Nore.

SENATOR NORE: Mr. President, fellow members I have some of my constituents who have had some difficulties in this. My advice to them is to hold on too that drivers license if they ask for it, keep it in your hand and show it to them and show it to them and then put it back into your pocket. Now when you are talking about taking a test some of my constituents failed to study their lesson and some of them have failed the test and some of the examiners have said well leave your