

SENATOR LUEDTKE: If they want to go to court they can go to court....

SENATOR DUIS: No, say why couldn't they give him \$25.00 and if that is going to be the fine and go on about their way. Or demand to be taken immediately to the court.

SENATOR LUEDTKE: If you are asking my opinion I wouldn't want to have any system set up where you pay the officer the \$25.00.

SENATOR DUIS: Alright then why couldn't he demand the court appearance immediately.

SENATOR LUEDTKE: I suppose that he could go into court and demand it.

SENATOR DUIS: I know why he can't because they don't want to come down there at 2:00 a.m. to sit there. But I think that person arrested on a minor violation has the perfect right. He has the right to a hearing at that time as well as he does at 4:00 p.m. If he is going to be arrested and have his drivers license picked up.

SENATOR LUEDTKE: I'm not quite willing to agree that he has the perfect right that he be heard immediately.

SENATOR DUIS: Well he may be innocent. There is always that very slight possibility. I'll grant you that in most cases it is a very slight possibility because he has to argue his own case, but he may be innocent.

SENATOR LUEDTKE: He certainly may be and that is what this provides for a means of his driving and continuing to do what he has always done without any fear of having to put up any bail money. People have been really harassed by bail.

PRESIDENT: Chair next recognizes Senator Kime.

SENATOR KIME: Mr. Chairman, members of this body, I would like to ask a question of Senator Luedtke. Senator who proposed this bill, who would like to have such a bill passed by this legislature?

SENATOR LUEDTKE: Well if you will look at the committee statement you will see that it was by the Ralph Nelson the corporation of the city of Lincoln and the Municipal Court of the City of Lincoln and they all appeared in favor of this bill. This has been much talked about in law enforcement circles. I think the patrol did not oppose the bill. The patrol felt that it would be a very helpful tool to them as I say. In the interim though the uniform citation, the traffic citation act, rule of court does the same thing except that they don't take up the license, that is the only thing.

SENATOR KIME: May I continue Mr. President?

PRESIDENT: Go ahead sir.

SENATOR KIME: I don't understand why they should demand a drivers license for a minor fraction, for a minor traffic violation. Perhaps for drunken driving or willful wreckless driving that might be an excuse but if you loose that license regardless of how you loose it it is going to be mighty hard to get back in many cases. As Senator Duis has brought out here, the man who commits this minor fraction he might be a business man someplace else a or he might be a