

March 19, 1979

LB 348

You know, whatever the wishes of this body are is fine. It was merely to bring us into compliance. I think the one point, in all seriousness, Senator Duis, the point about what was adopted on the committee amendments where towing companies will tow a car. They don't even bother to check to see whether or not the car is stolen and then keep the car for an indefinite period of time and don't bother to check again to see if it is stolen, and then if you finally go to get your car, you find that it has been in storage for a hundred and fifty days and pay a bill, that part I would like to keep in because I think that is a real problem. If you want to strike the rest of the language, fine?

SENATOR DUIS: Would it be possible, Senator Simon, for some person who had one of these lots next to their place of business or wherever it might be to have a deal with the parking, I mean, with the towing company that they call the same towing company all the time?

SENATOR SIMON: That is general practice.

SENATOR DUIS: Yes, I can understand that and would there be any possibility of a little kickback say of \$10?

SENATOR SIMON: I would assume that there very definitely is, Senator Duis, in some cases.

SENATOR DUIS: Well, don't you think then that this is a little bit of a bad situation?

SENATOR SIMON: I would not argue that point at all, Senator Duis.

SENATOR DUIS: I sure do thank you for your cooperation. I think we should have something drawn on this in regard to this thing that might be happening.

SPEAKER MARVEL: Senator Fowler and then Senator Burrows.

SENATOR FOWLER: Well, when I was going to stand up to speak on this, I thought I was the only person that had a car towed but obviously other people have had the same experience. My recollection is with the criminal code that this was not just inadvertent or an accident, that in fact we did strike the existing law because of all the problems that were raised here on the floor and all the questions as far as liability, damage to the car, who has authority to call and so on. Now I visited with Senator Simon and