

March 17, 1980

LB 822

SENATOR REUTZEL: But if it is in the back seat not hooked up and not functioning, then it is all right.

SENATOR SIECK: That's right.

SENATOR REUTZEL: Thank you, Senator.

SPEAKER MARVEL: Senator Kremer. Senator Kremer. Senator Kremer. Do you want to speak to the Sieck amendment? Okay. Senator DeCamp, do you wish to speak to the Sieck amendment?

SENATOR DeCAMP: Just a kind of question....the way I read the amendment, it is kind of broad and as I understand it, let's assume little old Johnny is going down the road and he has his CB on and he is...well, he is talking to one of his good buddies down the road and he says, hey, good buddy, any bears down the trail? And he says, come back, and I say, any bears down there? And he says, well, there is one at the 314 and so on and so forth, and he says, and there is a bear in the air at about the 340. This uses the word electronic device and the reference to getting information as to whether there is a radar out there, and I just kind of get the impression that under strict construction my poor old CB in conversation with my good buddy down there finding out what is going on, that is going to be illegal, and Senator Clark and I kind of survive sometimes by, well, knowing what is on the trail ahead, for example, whether the road is too icy or whether there is a lot of heavy traffic or maybe a bear in the trail along the way that you kind of want to be awful watchful for, so doesn't this really actually deal with the CB also, Senator Sieck?

SENATOR SIECK: No, as I see it, this bill does not have anything to do with CBs in your car. This is....

SENATOR DeCAMP: Okay. Who drafted the amendment the way it is now?

SENATOR SIECK: The research office and my staff.

SENATOR DeCAMP: It says, any person who has any device which can detect that motor vehicle speed is being monitored.

SENATOR SIECK: Or recorded by radio....

SENATOR DeCAMP: Or recorded by radio microwave or other electronic device shall be guilty of a Class IV misdemeanor. So, certainly my CB is a device and my calling on it gets

8468