

March 19, 1982

LB 869

SENATOR STONEY: I would move the E & R amendment to LB 869.

PRESIDENT: Motion is to adopt the E & R amendment on LB 869. All those in favor signify by saying aye, opposed nay. The E & R amendments are adopted. Anything further, Mr. Clerk?

CLERK: Mr. President, Senator Chambers would move to indefinitely postpone the bill. That would lay it over unless Senator Stoney wishes to take it up at this time.

PRESIDENT: There is a motion to indefinitely postpone by Senator Chambers. Senator Stoney, what do you wish to do?

SENATOR STONEY: Let's take it up.

PRESIDENT: All right you want to take it up. Senator Chambers, you may proceed with your motion to indefinitely postpone LB 869.

SENATOR CHAMBERS: Mr. Chairman, members of the Legislature, this is a companion bill of one that Senator Stoney had dealing with false identification used by people or which may be used by minors to obtain liquor illegally. I didn't try to stop the bill on General File because I thought there might have been merit to it but I misread it on General File. I read it hastily and I missed some of the factors in it that make me feel that the bill can not be amended to take care of the objections that I have while being in a form that would accomplish what Senator Stoney wants. If you will follow with me on this bill you will see very clearly the points that I am making, whether you agree with them or not is a different point. All of the material that I will be dealing with is found on page 3 of the green sheet. If you start at line six where the new language begins, it says, "any person who knowingly" and I'm going to read it in the way it bothers me, "any person who knowingly alters any form of identification for the purpose of sale or delivery to a person under the age of twenty years." Now first of all when you say, "any person" it could mean a minor, one kid doing something for another. When that is done or if that is done the person must be, if found guilty, sentenced to twenty-four hours in jail or a hundred dollar fine or both. Forgetting that this would allow those with money to get out of going to jail and the ones without money to have to serve the time look at the type of classification that we have here. It is a proposition that could deal with minors in the same way it would deal with a company if such a thing could be envisioned that was engaged in this type of activity. The bill is not aimed at trying