

SENATOR HIGGINS: It is in a sealed...I mean, if it is in an open container, it is against...if your container is open, you are obviously drinking.

SENATOR SIECK: No, that's where the problem is. If you have got an open container and the...

SENATOR HIGGINS: Well, how else are you going to drink if it isn't open?

SENATOR SIECK: If the police officer is there, he has to catch you drinking it.

SENATOR HIGGINS: That's not what the present law says.

SENATOR SIECK: That's what the present law says. That's what the present law says.

SENATOR HIGGINS: Okay.

SENATOR SIECK: He has to catch you drinking it. It has been proven by court.

SENATOR HIGGINS: He has to catch you drinking. And you are saying that the bill as you have now amended it is going to make it so that he will catch you drinking.

SENATOR SIECK: That he will...no, that you have been drinking because you have got an open container.

SENATOR HIGGINS: Because I have got an open container?

SENATOR SIECK: That has alcohol in it.

SENATOR HIGGINS: But there is five of us in the back of the recreational vehicle and only one can of beer is open. Now you tell me by the time that vehicle pulls over and the patrolman pulls up to it, how he is going to know which of the five had that open container that probably is empty now?

SENATOR SIECK: Okay, the first one who will be under arrest would be the driver.

SENATOR HIGGINS: Well, why should he be if he is not drinking? Like my husband, he doesn't drink.