

SENATOR SIECK: Okay, that's...

SENATOR SMITH: That's just how you ended just now.

SENATOR SIECK: Yes, that is what the amendment says.

SENATOR SMITH: But...

SENATOR SIECK: If the driver...if there is a container within his reach, within his reach, he would be subject for a citation.

SENATOR SMITH: Even if he wasn't drinking?

SENATOR SIECK: Even if he wasn't drinking.

SENATOR SMITH: So we are right back to what Senator Higgins was asking you about then.

SENATOR SIECK: Right, but it will give the others that are drinking in that car, make them subject to citation also.

SENATOR SMITH: So they will all be subject to citation?

SENATOR SIECK: Could be.

SENATOR SMITH: Thank you.

SPEAKER NICHOL: Senator Higgins, please.

SENATOR HIGGINS: Thank you, Mr. Chairman. Senator Hoagland said that he thought this was a very fair bill and I will tell you I think it is a bill that is very confusing now because first Senator Sieck said that his amendment to the amendment would prosecute the driver even though the driver had not drank any alcoholic beverages. And then I think he changed it to, well, no it won't prosecute the driver and I personally can't see anybody enticing someone to drive and drink. Now maybe Senator Sieck takes this as a personal thing between he and I. You weren't at the Executive Session, Senator Sieck, when I said myself and Senator Hefner remembers it, I said, I am a hundred percent in favor of this bill but that was as I understood it at the time. But now I find we already have a law that says you can't consume alcoholic beverages in a vehicle as long as that