

car and I am not drunk and I am just having a sip of beer, a can of beer...

SPEAKER NICHOL: One minute.

SENATOR HIGGINS: ...a screwdriver, as they call them, orange juice with a little vodka, for that I can be arrested in the privacy of my own car with someone else driving and I will have a record for it. And that is just...it is so ridiculous. Get drunk and not get arrested but ride in a car to the football game and discourage other people now from driving and not drinking because they are going to be responsible if the officer can't figure out who it was that had the open can or the open bottle. That is the injustice of it. If Senator Sieck didn't have this amendment to the committee amendments, I wouldn't see that many problems with it. But we already have the law on the books. If it has not been enforced since 1935, Senator Hoagland, I would think that the highway patrol would have a better reason than saying, I didn't actually see them drinking it.

SPEAKER NICHOL: Time is up.

SENATOR HIGGINS: Thank you, Mr. President.

SPEAKER NICHOL: Okay. I believe, Mr. Clerk, you have something on the desk.

ASSISTANT CLERK: Mr. President, Senator Vickers would move to amend the bill.

SPEAKER NICHOL: Senator Vickers, please.

SENATOR VICKERS: Mr. President and members, if it is going to be the wishes of the body to say that any vehicle in this state and on our streets, alleys, parking areas, and so forth, that there shouldn't be any alcoholic beverages in that vehicle unless it is in its original unopened condition with the original seal on it, then to go ahead and say that "or if it is located within the vehicle and in such a fashion so it is not accessible to the operator", I believe is being rather...I think it is making the whole thing a mockery, quite frankly. So my amendment would strike out Section (B) because I don't think you can define what is accessible. I think we would be passing and putting something in the statutes that our law enforcement officials