

Nebraska Supreme Court indicated that a fairly archaic motor vehicle homicide statute should apply in a motor vehicle death and the result of that statute is to allow a maximum sanction of six months in jail and \$500 fine. This amendment is to strip that particular statute out. And, in addition, it also is to put in the provisions of LB 631 which this body has already discussed and advanced, which is a bill that deals with driving while under the influence, a relatively safe bill. But I believe that we need to suspend the rules to allow the consideration of these issues for the reason that they probably are not germane to the bill as drafted and I don't think the Speaker should be put in a position of having to rule them not germane and so on. So the best thing to do is suspend the rules and 30 votes are required.

SPEAKER NICHOL: The question is, shall the rules be suspended? All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 34 ayes, 0 nays, Mr. President.

SPEAKER NICHOL: The rules are suspended. Senator Vard Johnson.

SENATOR V. JOHNSON: Mr. Speaker and members of the Legislature, I think I have discussed this amendment adequately. It does deal with a very recent Supreme Court decision. It is designed to strike from our motor vehicle code an archaic statute that deals with a fine for motor vehicle homicide and to in effect allow the regular manslaughter statutes to cover the situation. And, in addition, it also incorporates the terms of LB 631, which deals with driving while under the influence, in the amendment.

SPEAKER NICHOL: The question is the adoption of the amendment. All those in favor vote aye...to return the bill. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 33 ayes, 0 nays, Mr. President, on the motion to return the bill.

SPEAKER NICHOL: The bill is returned. Senator Vard.

SENATOR V. JOHNSON: I don't think I am going to deal...I am not going to discuss this at length because I know time is of importance. Senator Hoagland, it's...okay, there will be no discussion then. I move the amendment.