

has served as a county judge for many, many years and DWI, working with drug and alcohol abuse prevention. I had a tremendous amount of respect for his opinion and so what he did was to go through LB 291, but with the amendments as far as AM5258, so it's not the current one, but I would like to share considering Senator Hall's amendment the one statement from his letter and it says, and keeping in mind this was not on this amendment, it was on an earlier one as far as committee amendments go. Increasing the maximum for second time offense DWI is good, is logical, but reducing the minimum to five days is not good and is not logical in view of the minimum seven days for the first offense. Anyone, anyone convicted of second offense and who does not deserve probation ought to serve at least 30 days in jail. For that reason and for his opinion I will be opposing the Hall amendment.

SENATOR WARNER: Senator Crosby.

SENATOR CROSBY: Thank you, Mr. Chairman and members, I skipped the first time but the more I listen, the worse it gets. I'm listening to everything you're saying, Senator Hall, about your amendment but I'd like to ask, and these are all rhetorical, you don't have to stand up and answer. What about the expenses of people who lose a child or a spouse or a mother or a father to a drunk driver? What about the expense of those people who drive around without any insurance and then they're in an accident and they hit somebody else and quite often they end up on public money paying for repairs and for hospitalization and that kind of thing. And the other thing, the second and third thing that really concern me, quite often second and...first and second even are amended some way or another to reduce to reckless driving and so on and they get off. The DWI is never brought up. How many of those people go to treatment or how many go to AA? Not many. If you would look at the percentages you know that's true. Not many go to AA. And AA or any of those treatment programs are only as good as the person that goes. You and I can't do it for them. That person has to decide he or she has a problem and will go to that program and stay in it. I have a good friend that I knew in high school and he finally hit the bottom with his problem and he goes. If he comes to visit us from California, he will look for an AA meeting because he needs that, but that is up to the individual and getting that individual to go is the problem. So I cannot go along with this idea of saying well, they will go into treatment. Most of them don't. They stay in as long as they have to, if they have a