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City of Las Vegas

Legislative Review/Comment Form

BILL NO: AB34 <http://www.leg.state.nv.us/72nd/bills/AB/AB34.html>

SUMMARY: Provides that once person has been convicted of felony for operating vehicle or vessel while under influence of alcohol or controlled substance, any subsequent violation is treated as felony.

DATE: February 6, 2003

FROM: Val Steed

TO: Betsy Fretwell, Deputy City Manager

City of Las Vegas' position on this bill:

SUPPORT X	OPPOSE	NEUTRAL	AMENDMENT X	DOES NOT APPLY TO CLV
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Fiscal Impact?

NO X	YES	AMOUNT \$
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Comments

This bill should receive strong support. Two suggestions for amendments to make it better:

1. Make it clear that it applies to anyone who currently has a prior felony DUI and is not limited to those who get their first felony DUI after the effective date of the statute; and
2. Recognize that if the per se level is reduced statutorily from .010 to .08, it needs to be made clear that references to prior felony convictions (and similar out-of-state convictions) include both levels of per se violation.

PREPARED BY: Val Steed

APPROVED BY: Betsy Fretwell

CONTRIBUTORS: Ben Little

ASSEMBLY JUDICIARY

DATE: 3/7/03 ROOM: 3138 EXHIBIT M

SUBMITTED BY: GARY BOCKER