

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
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FLOOR DEBATE

April 3, 2002      LB 1073

SENATOR CUDABACK PRESIDING

SENATOR CUDABACK:      Thank you, Senator Smith.      Senator Smith, there are no further lights on. Do you wish to close on your AM3470?

SENATOR SMITH:      Yes, Mr. President.      Thank you.      Again, this amendment states that no driver shall operate a motor vehicle upon a highway or street in this state if the driver or any passenger in the vehicle is smoking when a minor under the age of 18 years is a passenger in the vehicle.      Any person who violates this section shall be guilty of a traffic infraction, and so forth.      Basically, I think this is a public health issue.      This issue has been a concern of mine long before this amendment came along and I think LB 1073 is a very useful and legitimate tool and I can support LB 1073 without further amendments.      I can support LB 1073 with the addition of AM3470 and I would urge the adoption of AM3470.      Thank you.

SENATOR CUDABACK:      Thank you, Senator Smith.      You've heard the closing on AM3470 to LB 1073.      The question is, shall that amendment be adopted?      All in favor of adoption of that amendment vote aye, opposed nay.      You're voting on the adoption of the Smith amendment.      It's AM3470.      We're voting on the Smith amendment to LB 1073.      Have you all voted who care to?      Senator Smith, for what purpose do you rise?

SENATOR SMITH:      Record vote, please.

SENATOR CUDABACK:      A record vote has been requested.      Have you all voted who care to?      Record, please, Mr. Clerk.

CLERK:      (Record vote read, Legislative Journal page 1390.)      It's 9 ayes, 11 nays, Mr. President, on the amendment.

SENATOR CUDABACK:      The Smith amendment is not adopted.      Mr. Clerk, next amendment.

CLERK:      Mr. President, Senator Smith, I understand you want to withdraw AM3178 and AM3148.      Is that right, Senator?