

All in favor vote aye, opposed vote nay. Record.

CLERK: 10 ayes, 1 nay to go under call, Mr. President.

SENATOR CONWAY: The house is under call. Will all members please return to the Chamber and record your presence. The house is under call. All members please return to the Chamber. Abboud, Ashford, Beutler, Lamb, Lindsay, Moore. Senator Chambers, please check in. Senator Pirsch, please return to the Chambers. Senator Robak, Senator Rogers, Senator Elmer, Senator Haberman, Senator Baack, Senator Warner, Senator Schrock, Senator Kristensen, Senator Hefner. Call-in votes have been authorized.

CLERK: Senator Lindsay voting yes. Senator Hartnett voting yes. Senator Beyer voting yes. Senator Coordsen voting yes. Senator Lynch voting yes. Senator Abboud voting yes. Senator Peterson voting yes. Senator Rogers voting yes. Senator Hall voting yes. Senator Pirsch voting yes. Senator Wesely voting yes. Senator Schellpeper voting yes. Senator Hefner voting yes.

SENATOR CONWAY: Record.

CLERK: 25 ayes, 0 nays to cease debate, Mr. President.

SENATOR CONWAY: Debate is ceased. We will now turn to Senator Chambers for closing on his amendment.

SENATOR CHAMBERS: Mr. President and members of the Legislature, what this amendment would say...first of all, the way the bill is drafted now, it applies only to a passenger in the first seat as far as triggering an offense under this law. If a passenger in the front seat is not wearing a seat belt, then the driver is guilty of an offense even if the driver is wearing a seat belt. So what my amendment would say is that the only way the driver is held liable is if the driver is not wearing the seat belt. Make the driver responsible only for his or her conduct. The way it exists now, if the driver is wearing a seat belt which would ordinarily make him or her innocent and the passenger is not wearing a seat belt which would make him or her guilty, you let the guilty one go and you punish the innocent one. So here's what happens. If you have somebody in the front seat not wearing a seat belt, the driver may as well not wear one anyway...either, because he's going to get a ticket and pay a