

SENATOR AVERY: Yes, with some language that the counsel has proposed, I would ask to substitute for one that I offered you.

CLERK: Is it the amendment you brought up just a few minutes ago, Senator?

SENATOR AVERY: Right.

CLERK: Okay. (See FA536 found on page 1203 of the Legislative Journal.)

PRESIDENT ROBAK: Is there any objection? Seeing none, it is so ordered. The Chair recognizes Senator Avery to open on his amendment.

SENATOR AVERY: Thank you, Madam President. This...this amendment does three things. The point I would like to bring up is some of the discussion has centered around different speeds, and the goods, bads about that, but what I feel hasn't had a lot of discussion is what some have termed fudge factor or how much is going to be given in terms of law enforcement. We've said law enforcement, it has been stated on the floor that they are not able to enforce a strict law, be it Senator Chambers brought up and argued very good about the difference and the ability to actually enforce what is there. In light of that, the three areas that I bring up is the three parts of the amendment, one would be to eliminate the point lost, so it's not on your driver's record if the speed limit is exceeded by five miles per hour. This is both the interstate and two-lane highways. The next section, which I know we have discussed, but I say it is not...was not in light of the change in penalties, would be changing the speed limit from 75 to 70 on the interstate, and the third, for that five mile an hour on the interstate, it would reduce the fine to \$10 from 25. Looking at this, we are reducing, there was a lot of discussion in committee, and I think committee was somewhat split with what speed should be traveled out there, and on that basis, I bring this amendment because of the split in the committee. So, basically, what the bill does is eliminates those individuals that might have had new tires put on, may have overinflated the tires and the fact that realistically we are looking at some type of, as it was called before, fudge factor in terms. If you consider that five mile an hour range as a range that is going to be very difficult to enforce, be it law enforcement, be it equipment reasons, be