

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office

February 25, 1999 LB 356

quite often, the people who are the victims of these accidents. So on the other side you have freedom then and, of course, freedom is extremely important but freedom is also an endless word, and freedom, in its extreme, obviously cannot be accepted totally in a civilized society because there are balancing interests. Back in the early 1980s, the research and the records were not so clear with regard to how important this particular factor was with regard to safety. Now that's become much more clear, and whatever you think about the balancing things to be measured against that safety factor, I think everybody has to admit that we would surely save a lot of lives if we encouraged people or made people wear seat belts more often. Now in this year, the debate has become a little more complicated in that Senator Chambers has brought up another problem relating to this debate. What I would like to suggest, if it's acceptable to Senator Byars and Senator Chambers, is that...is that we follow this process; if Senator Chambers would agree to an up or down vote to let it go to Select File, perhaps Senator Byars would agree in return that it would sit on Select File until next year. Meantime, in that interim, I would pledge to Senator Chambers some of my time and some of my resources, and I am sure Senator Byars would do the same, and I'm sure others would become involved, to figure out a way to alleviate or eliminate some of the consequences that Senator Chambers envisions with regard to the incidental repercussions of this...of this kind of new law. In other words, I think the black caucuses in different areas, and I think there is material out there that has the effect, and it is a difficult problem because you're dealing with the constitution, too, but I think you can effectuate the severing of an arrest for this kind of a violation from some of the normal consequences that accrue in terms of the police's right to further search and seize materials. And so I think if we work along this line to satisfy some of Senator Chambers' concerns, perhaps all of them,...

PRESIDENT MAURSTAD: One minute.

SENATOR BEUTLER: ...that the problem...that this problem can be resolved and next year we can go back to a straight up or down vote on the question of safety and the societal concerns there versus that endless word "freedom". So I would throw that out and I don't have any more time, apparently, but I would invite