

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

February 6, 2004 LB 227

AM2236. Have you all voted who care to? Record please, Mr. Clerk.

CLERK: 1 aye, 12 nays, Mr. President, on the amendment.

SENATOR CUDABACK: The motion was not successful.

CLERK: Mr. President, Senator Chambers would move to reconsider the vote just taken on FA1443.

SENATOR CUDABACK: Senator Chambers, you're recognized to open on the motion to reconsider the vote just taken.

SENATOR CHAMBERS: Mr. President, members of the Legislature, I'd like to ask Senator Foley a question. I thought his was the one vote up there, but it wasn't.

SENATOR CUDABACK: Senator Foley, would you respond?

SENATOR FOLEY: Yes.

SENATOR CHAMBERS: Senator Foley, would you be willing to add a provision that says this exception shall not apply if the child is an unborn child?

SENATOR FOLEY: (Laugh) Senator, you're raising some very good points on this bill and I'm following your discussion and Senator Aguilar's discussion. I think we're really caught in a dilemma here because, as I understand...and I apologize for taking all of your time, we can get you more if you need it, but we're really caught in a dilemma here because I understand that the law is vague right now and it's not being applied consistently, and the sheriffs are not uniformly applying the law, so we've got these kids riding around in these pickup trucks. Senator Aguilar is concerned about that. He wants to do at least something to try to improve that situation, to get more of those kids in belts and restraints so that they're safe. But he recognizes that when he offers a bill that requires that, that there's some very serious political consequences that prohibit the passage of that bill, so he put an exception in it.