

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

February 12, 2004 LB 227

18 years of age. We didn't change his bill at all in that regard. It then goes on to omit the employer-employee exception that was in the original bill and which was considered unnecessary and/or unwise by different people on the floor. So that paragraph that was in Senator Aguilar's original bill, and he's agreeable to deleting this, that talks about an employee, including agricultural workers, being an exception to this law, that is deleted so that there is not an exception for that purpose. Senator Aguilar also had a second exception and that is for parades, and in his original paragraph he had the exception worded "parades, caravans or exhibitions," and then some additional language. His office cleaned that language up so that the exception is only for a parade or exhibition, and the parade or exhibition is being conducted in accordance with applicable state law and local ordinances and resolutions. There was some discussion on the floor as to whether the words "parade," "caravan," and "exhibition" were too vague. Senator Aguilar accepted the idea that "caravan" was too vague, and that was deleted; kept in "parade or exhibition." We've gone through the statutes. Those words, however vague they may be, appear in a number of motor vehicle laws and in other laws, so it appears to be something that is very difficult to further define and probably best left to the courts to determine on a case-by-case basis. So, in short, the exception with regard to parades and exhibitions is left in there, and that relates to the next item that I wanted to talk about, and that is the fact that the 25 mile-per-hour amendment, which we did adopt as an exception last time around, is not in this amendment. Further discussion among the people involved with the bill basically ended with the thought that 25 miles an hour may be safe enough if you're just driving along, but it's not a very good deal if somebody coming 60 miles an hour hits you from the other direction. So there is no 25 mile-per-hour limitation. It fits in with the idea of parades, however, in the sense that a parade is a very slow-moving, special situation to which we've...for which we've created a special exemption, and that, in the end, is the only exemption. Finally, with respect to the current child support law for those children who are between the ages of 6 and 16, now turning to 18, the offense under current law is a secondary offense. It will continue to be a secondary offense. We're not going to change that except we do make an exception with regard