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

April 19, 2005 LB 70

grant you freedom as long as it's applied in a responsible fashion via the education and experience. Seeing Senator Jensen get probably more fired up about this issue than I've ever seen him fired up about any other issue is perhaps telling. But you know, I know that I call this freedom; he doesn't call it freedom. I will call it a restriction. And I think most people would agree that it is a restriction. Now, I've heard a lot of senators in here stand up and rail against restrictions. I've heard Senator Jensen rail against restrictions in committee, out of committee, and otherwise. And it generally has to do with And that's fine. the business world. He offers a business perspective, and maybe some of those restrictions affected him. don't know. And that's fine if they did. But let's, again, stand back, take a good look at the issue at hand, throw aside the emotions. I'd ask you to throw aside any biases you might have, but that's humanly impossible. We all have a bias. quess even though I don't ride a motorcycle right now, I'm biased in the opposite direction of most nonmotorcyclists. I hear the surveys that Senator Beutler cites. And there are a lot of surveys out there one way or another, and there's speculation, and there are price tags of injuries that are set by physicians and hospitals, with a bias, again. And Senator Jensen spoke well of the physician that chose to write me some letters that were, you know, less than professional. him if he spoke up and represented...or, if he was indicating the position of Creighton University. He said yes, and I found out otherwise. So he was either misinformed or misleading, intentionally so. So let's just stand back, take a good look at all the issues, and find out that the biggest determiner of deaths is the number of motorcycles on the road. There are a lot of activities that are inherently dangerous, a lot of activities. Horseback riding, a lot of head injuries associated with horseback riding. Shall we try to mandate helmets on horses? Talk about cosmetic, Senator Jensen. We couldn't pull that one off, I'm sure. Do we mandate helmets on big wheels?

PRESIDENT SHEEHY: One minute.

SENATOR SMITH: Or if you really want to save lives, you'd ban tobacco altogether, ban saturated fat altogether. No. Let's step back. Let's allow the freedom and responsibility of