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

April 26, 2005 LB 70A

SENATOR SCHIMEK: ...because we don't need that provision anymore, according to you, because it's now a secondary offense?

SENATOR SMITH: Right. I mean, that's...

SENATOR SCHIMEK: So ...

SENATOR SMITH: That was a consistency that I think is necessary. I came from the...a philosophical standpoint that I think law enforcement has better things to do than pull someone over for merely not wearing a helmet and that alone. So that fit with my philosophical standpoint. I'm not getting as much as I, obviously, originally wanted. But there are several folks who suggested that this would be a good, consistent way. We get an 80 percent, an 80 percent compliance rate with seat belts as a secondary offense, 80 percent. And I know some folks aren't happy with that. I...

SENATOR CUDABACK: Time, Senator Schimek.

SENATOR SMITH: ...am very happy with that.

SENATOR SCHIMEK: I'm sorry, did you say time?

SENATOR CUDABACK: Your time is up. I did.

SENATOR SCHIMEK: Thank you, Mr. President.

SENATOR CUDABACK: On with discussion. Senator Jensen, followed by Senator Bourne.

SENATOR JENSEN: Thank you, Mr. President, members of the Legislature. And I wasn't going to speak on this this morning. But an A bill should reflect the cost or implementation of a bill or statute. That's the reason that we have these. I've at one time or another argued that the A bill was too high, or didn't reflect, perhaps, the cost. But...and I also believe that when you pass a statute, the A bill should also be passed along with that. I mean, that's generally common knowledge. And there are very, very infrequent times that I would ever vote not to pass an A bill along with the bill, as set forth in the