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FLOOR DEBATE

June 1, 2005

LB 70

asking you if that provision is in your bill. That was in the green copy of the bill.

SENATOR SMITH: There...

SENATOR BEUTLER: You indicated we were returning...

SENATOR SMITH: Yes.

SENATOR BEUTLER: ...to the green copy.

SENATOR SMITH: Yes.

SENATOR BEUTLER: I assume this is in the bill.

SENATOR SMITH: Yes.

SENATOR BEUTLER: Pardon me?

SENATOR SMITH: If your question was, is that in there, yes.

SENATOR BEUTLER: Yes.

SENATOR SMITH: And it equates to a 21 year age condition.

SENATOR BEUTLER: Well, there are three different conditions. And if you don't meet these three different conditions, it's a secondary offense, is it not, if you're not wearing a helmet?

SENATOR SMITH: That is correct.

SENATOR BEUTLER: Okay. How does the police officer know, if he has to know whether you have a Class M license issued prior to January 1, 2005? And furthermore, how does he know if you're close to the age of 19, in some cases? But especially with regard to the existence of the appropriate license, issued prior to January 1, 2005, how does a police officer, looking at somebody without a helmet, know that?

SENATOR SMITH: Exactly the same way they would look at a car driver and as it relates to age.