

March 28, 1983

LB 170, 286A, 306

SPEAKER NICHOL: The bill is advanced. We will move on to LB 306.

CLERK: Mr. President, if I may right before that, a new A bill, LB 286A (read title). (See page 1209 of the Journal.)

Mr. President, LB 306 (read title). The bill was read on January 17th, originally referred to Judiciary, re-referred to Public Health and Welfare, Mr. President. I now have pending committee amendments from the Public Health and Welfare Committee.

SPEAKER NICHOL: Senator Fenger, are you going to take those committee amendments?

SENATOR FENGER: Thank you, sir. The first amendment on the committee amendment exempts from compliance taxicabs, mopeds, motorcycles, any vehicle manufactured '63 or before. The second amendment states that when one child in not in a restraint in the same vehicle at the same time, this is treated as one offense. A person who is charged in violation can subsequently buy or rent a restraint, and upon presenting proof to the court, this is an absolute defense and cause for dismissal of the charges. The last section of the second amendment treats as one offense the failure to produce the required statement of waiver from compliance by a medical physician if there is more than one child in the vehicle not using a restraint. I would move adoption of the committee amendments.

SPEAKER NICHOL: Senator Marsh, did you wish to speak to the committee amendments? The question is the adoption of the committee amendments. All those in favor vote aye, opposed nay. Please vote on the committee amendments. Record, Mr. Clerk.

CLERK: 25 ayes, 0 nays, Mr. President, on adoption of the committee amendments.

SPEAKER NICHOL: The committee amendments are adopted. Senator Marsh.

SENATOR MARSH: Mr. Speaker, and members of the Legislature, car accidents are the leading cause of death for small children and infants. We mandate that we protect the children of the state by immunizing them against polio, diphtheria, whooping cough, measles. Does legislation which would undoubtedly provide for the safe transit of children ages from birth to four thus protecting them from their number one killer present any less serious a need for state action? We can measure the