

February 7, 1974

(start belt #10)

PRESIDENT: The motion is to reject the committee amendments. All those in favor of rejecting those amendments say aye, those opposed say no. Committee amendments are objected then and....

CLERK: Read Kremer amendment.

PRESIDENT: Senator Kremer, what is your pleasure.

SENATOR KREMER: I don't know what the correct procedure would be, the amendment Senator Barnett is offering is the amendment that I have agreed upon so it would be necessary to reject my amendment and then pick up his.

CLERK: Unanimous consent would....

PRESIDENT: It wasn't offered and we have to clear it out of the way.

SENATOR KREMER: OK, then I withdraw the amendment.

PRESIDENT: Very good, Senator Kremer is asking unanimous consent to withdraw his amendment. Are there objections to the withdrawal of his amendment? Any objections? Hearing none, so ordered. Then that amendment is withdrawn. Now we are down to the Barnett amendment which he has explained.

SENATOR BARNETT: I move that we adopt the amendment.

PRESIDENT: Now then, the question is shall the Barnett amendment which involves the penalty section in 827 be adopted? All those in favor of adopting the Barnett amendment say aye, oops, excuse me. Senator Luedtke.

SENATOR LUEDTKE: I have a question of Senator Barnett.

SENATOR BARNETT: I yield.

SENATOR LUEDTKE: You mean to tell me that you are going to put into this amendment that provision for putting these people to work on the streets for the failure to have reflective material on bicycles?

SENATOR BARNETT: Yes, that would be part of the penalty as well as fining an 8 year old up to \$15 or \$25 for the same mistake. This gives the court to do what they want. It doesn't say that they have to put them to work. It says that it can make them visit the police station or write an essay also.

SENATOR LUEDTKE: That I would be in favor of.

SENATOR BARNETT: We tried to make it all inclusive as to what could be the proper penalty for the situation as we have done in your committee many times for the situation.

SENATOR LUEDTKE: Mr. President, the point that I am making I don't think that first of all that it is necessary to repeat that in lieu of the fine that the court may sentence such person to work on the street that is already part of our law. That was adopted last session over the objection of some of us but it is a law. I don't think that it is necessary in