

SENATOR MOREHEAD: Yes.

SENATOR LABEDZ: Will that go on your record?

SENATOR MOREHEAD: If there are points and I believe that there are the way the bill stands now.

SENATOR LABEDZ: Okay, well, what...we removed the points, I am sure.

SENATOR MOREHEAD: Senator Chambers, what was...

SENATOR LABEDZ: We removed the points.

SENATOR MOREHEAD: Okay. Senator Labeledz, only if you are stopped for some other violation. It is secondary right now.

SENATOR LABEDZ: But it is suspected violation. In other words, in Omaha we have what we call check points where they stop every single car because they are suspected of drunk driving and they check them out. If they aren't, they let them go on by. So at that point, at a check point where they are checking for drunk driving could they give a traffic infraction to anyone they stop to check whether there is any drunk driving if they don't have their seat belts?

SENATOR MOREHEAD: Senator Labeledz, I am sorry but I don't know the definite answer to that. I, personally, find that the safety patrol uses extreme good judgment and all in making those decisions as I do with warning tickets and all, but I do not have the answer. I found them to use extremely good judgment.

SENATOR LABEDZ: So now we have the policemen using good judgment whether or not they should charge us with a traffic infraction. One other thing that is very important to me, last year I got the bill passed that did not require a written test if there was no moving violation on your record. Now if not wearing a seat belt goes on the record, when those people that have had no moving violation or traffic violation, would they have to take the test because they were not wearing the seat belt? And I don't know who could answer that for me, possibly an attorney like Senator