

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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FLOOR DEBATE

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LB 208

Senator Foley's amendment, but I'm going to continue to oppose the bill. I don't think that the place to make this clear and understandable to the average person in Nebraska is here on the floor. So I will vote yes on Senator Foley's amendment, and renew the discussion on how bad this bill is after this amendment is adopted. Senator Foley.

SENATOR CUDABACK: Thank you, Senator Bourne. Senator Foley.

SENATOR FOLEY: Thank you again, Mr. President. Thank you, Senator Bourne, for the support of the amendment. We've had a pretty good discussion here. Unfortunately, most of the discussion was not on my amendment; it was on the bill itself. And I'm...from what I'm hearing, there's going to be a good deal more discussion yet to come on that bill. But for now, the question before you is not the bill, the entire bill, but rather just a clarifying amendment. Just to recap, Senator Kruse is going to enhance, or seeks to enhance a penalty associated with loss of driving privilege in motor vehicle homicide cases, changing that from 60 days to one year loss of driving privilege. And I'm simply clarifying, via this amendment, that that would also apply when the victim is an unborn child, to make our laws consistent as they have been when we passed the Homicide of the Unborn Child Act last year. So the immediate question before you is my amendment, which simply brings a parity back to the motor vehicle homicide statutes between the loss of life between the born versus the unborn. And with that, I'd ask for your approval of AM1806. Thank you, Mr. President.

SENATOR CUDABACK: Thank you, Senator Foley. You've heard the closing on AM1806 to AM1774 to LB 208. The question is whether that amendment should be adopted. All in favor of the motion vote aye, opposed nay. The motion before the body is adoption of the Foley amendment. Have you all voted who care to? Record please, Mr. Clerk.

CLERK: 31 ayes, 1 nay, Mr. President, on the adoption of Senator Foley's amendment.

SENATOR CUDABACK: The motion was successful. The amendment has been adopted. Mr. Clerk.