

February 26, 1979

LB 316

favor of the mother.

SPEAKER MARVEL: Senator Venditte, do you wish to be recognized on the Johnson amendment.

SENATOR VENDITTE: Mr. Speaker and members of the body, this is to the Johnson amendment.

SPEAKER MARVEL: We are now speaking to the Johnson amendment to your amendment (2).

SENATOR VENDITTE: Okay, and, Senator Johnson, I guess I have a question of inquiry to you and that is in the first Venditte amendment that was adopted, I said in section 3, 28-329, that no abortion shall be performed when necessary to preserve the woman and so on. Okay. Now why is it necessary that you come back in another section and incorporate the same language that we have already passed and adopted?

SENATOR JOHNSON: The reason I am including the very same language that we just adopted is to make certain that there really are no ambiguities. I just want to make sure.

SENATOR VENDITTE: Senator, don't you think that in section 3, 28-329, it is the same language.

SENATOR JOHNSON: Yes.

SENATOR VENDITTE: Why are we wanting to weigh this bill down. Let's leave it alone. I don't understand what you are attempting to do with this at this point in time.

SENATOR JOHNSON: There is no flimflam at work or nothing else. I do think, however, that when we are dealing with a very sensitive subject of criminal liability, we need to make certain that our sections are absolutely consistent with one another. That is exactly why I am putting that language in. I didn't think you would have any difficulty with it, Senator Venditte, simply because I was really using your language from section 1 and sticking it in section 2.

SENATOR VENDITTE: But is this usual procedure with most pieces of legislation that are drafted, that we do this in almost every section of the law?

SENATOR JOHNSON: I think when you get down to criminal statutes, yes, it becomes very customary procedures and that is what we are dealing with, criminal statute.