

that is only one of two or three constitutional problems with Senator Venditte's amendment. If the name of the doctor or if the name of the referring physician has to be made part of the public record, why as Judge Urbom indicates, that is going to identify very nicely in many counties in Nebraska, the name and identity of the woman. But again, Senator Labedz, that is only one of a couple of different constitutional problems with going the route of Senator Venditte's amendment. The concerns raised by Senator Cope are another whole set of constitutional problems and I just don't see any reason to get into those now. I think we have got a satisfactory statute and we should go with it.

SENATOR LABEDZ: One more question. Now, if that section that you are speaking about is unconstitutional, would it be just that line that would be severed from the bill, with the severability clause or would it be the whole record-keeping section?

SENATOR HOAGLAND: It is really hard to answer that, Senator Labedz. It could be the line. It could be the whole section. It could be the whole statute. It is really very very difficult to predict how the court would respond to that and it would depend upon a number of considerations and arguments that I don't think any of us have really had a chance to think through very thoroughly.

SENATOR LABEDZ: Inasmuch as we haven't had time, as you say, to think of it clearly, I still think that if it is unconstitutional, the section or the lines that he has added will be severed from the bill. I still support the amendment.

SPEAKER MARVEL: Senator Dworak and then Senator Venditte to close. Senator Dworak. Senator Dworak's light is on. Is he in the Chamber? I will call for Senator Dworak once more. Mr. Sergeant at Arms, see if Senator Dworak... Senator Dworak, do you wish to be recognized? I recognize you and then Senator Venditte to close.

SENATOR DWORAK: Mr. President and colleagues, I have a question of Senator DeCamp if Senator DeCamp would be agreeable to using some of my time. Senator DeCamp, the section that Senator Venditte is trying to strike is in Section, as I look at this bill, it looks like Section 10 in the white copy that you sent out. Is that correct, Senator DeCamp? My question is that it appears that the section Senator Venditte is striking is the section that, in fact, does protect the confidentiality of the mother.