

March 8, 1979

LB 316

SENATOR DWORAK: The abortion reporting form required under this section shall be confidential and shall not be revealed except under the order of court of competent jurisdiction. That is civil and criminal proceeding. Now that is not physician. We are talking about the mother and I think the particular Supreme Court decision on that particular point is very clear and....

SENATOR VENDITTE: Senator Dworak, can I answer your question?

SENATOR DWORAK: You have answered my question, Senator Venditte. Thank you. And I think the Supreme Court is very clear on that particular point, that the mother's confidentiality is to be protected and here we are striking this particular section which provides for the mother's confidentiality and I am going to refer the same question to Senator Johnson to make sure I am not misinterpreting this. Senator Johnson, is this the section that pertains to the confidentiality of the mother?

SENATOR JOHNSON: ...refers to the confidentiality of the mother, however, Senator Labeledz says that is not what is being stricken.

SENATOR DWORAK: Well that was my question of Senator Venditte and he said, yes. We are striking on page 10 beginning with line 18, 19, 20 and 21. That is what we are striking and that is the section that pertains to the confidentiality of the mother.

SENATOR JOHNSON: Yes, line 16, however, on page 10, specifically says that the abortion reporting form required under this section shall not include the name of the person upon whom the abortion was performed. Now I believe under the Venditte amendment that will be preserved. That will be saved.

SENATOR DWORAK: This section will be saved.

SENATOR JOHNSON: Yes, but what his amendment then strikes is the language, "the abortion reporting form required under the section shall be confidential and shall not be revealed except upon the order of a court of competent jurisdiction in a civil or a criminal proceeding." At least that is what Senator Labeledz has just told me.

SENATOR DWORAK: Thank you, Senator Johnson.

SPEAKER MARVEL: Your time is up. Senator Labeledz, then Senator Cope. Senator Labeledz, do you wish to be recognized?