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SENATOR V. JOHNSON: Okay, so what you are really suggesting then, Senator Labeledz, is that if in a physician's office on a fairly infrequent basis that physician might perform an abortion, because that physician actually engages in a lot of other procedures, that that office is not to be treated as a clinic but when that office, when he proceeds to perform a significant number of abortions, i.e., ten a week or more, that is a pretty good telltale that that is an abortion facility?

SENATOR LABEDZ: That is correct.

SENATOR V. JOHNSON: Okay. Now the second question is maybe a little more difficult. I really have...these are good faith questions. Obviously over the years we made the decision to totally exempt physicians' offices from ever being considered as health clinics even though the physician's office is performing some minor surgery, treating, you know, burns and the like, and yet we have decided that for the performance of an abortion when there are more than ten or more, when it is essentially an abortion facility, it is to be treated as a health clinic. Is there some rational basis for distinguishing the physician's office where other surgical procedures are performed from the abortion facility?

SENATOR LABEDZ: Yes, definitely so because we are talking about follow-up care after an abortion is performed. In the particular clinic that we have in Omaha, and I don't care where it is located, I would have done the same thing if this would have been Lincoln or Grand Island or Scottsbluff or any place. Any place that has or any clinic, any center that performs more than ten abortions should come under the rules and regulations which is proper medical follow-up care, record keeping and so forth and I am surprised that anyone that opposes what I have been trying to do would not consider these amendments as essential for proper follow-up care, rules and regulations of the state and as I read to you and I have here a definition of a clinic that I think you would be interested in but I won't take up your time. On my own time I will show you the definition of a clinic and why I think it is essential that the abortion performed, ten or more at any facility, should be under license by the State of Nebraska and the definition will explain why.

SENATOR V. JOHNSON: Thank you, Senator Labeledz.

SPEAKER MARVEL: Senator Higgins.

SENATOR HIGGINS: Mr. President, Senators, I only rise to say that I am simply amazed that Senator Marsh, who has fought so long and so hard for legalized abortions and whose main argument