

and search your long recollection, we may be able to come to that conclusion again. I might point out that it's the Judiciary Committee who saw so many bills that it was difficult for them at the end to even get all the bills, decide what they're going to do and many of them carried over. They didn't have enough time really to go through everything, so it's no wonder that sometimes we're a little fuzzy on some of these as they come up, areas that are very, very important to some of the rest of us. I'd like to point out something else that was talked about. Senator Chambers alluded to it in his little colloquy with Senator Kristensen. He said, and I hope the body did not take it too seriously, he said, hey, we've already got this, it's bad legislation, it's bad policy. If you look on the amendment particularly on page 1, line 18, the section (d) says, has committed a misdemeanor in the presence of the officer. I state that again, in the presence of the officer. Now what happens if it hasn't been in the presence of an officer? Now Senator Chambers and Senator Kristensen are correct, now a decision comes, it's decision time. We could have done one of two things on this amendment, on this bill, LB 218. We could have stricken that line or we could have clarified further. We chose to clarify it further on lines 19 to the following page to say, hey, by the way, it is confusing. If it is not in the presence of the officer, we want to clarify it a little bit further, here is some other things we can do. Now Senator Chambers, in the amendment, wants to strike line 3 on page 2, threatening another in a menacing manner. That's one of the things that is at the discretion of the police officer. If he feels there is a threatening situation of one person to another, if the police officer feels in his judgment, and Senator Kristensen is correct, these are all crucial judgment decisions. This bill will not take away judgment calls. It will not take away judgment calls. It will not also set up marginal calls either. This bill will legislate to the police officers and give them the power in a threatening situation to say in a domestic violence now,...

SPEAKER BARRETT: One minute.

SENATOR BERNARD-STEVENS: ...in domestic violence only, we've got the power to separate, to take away, to arrest and we know that by arresting a domestic violence case the repetitive domestic violence cases go down. This is not bad policy, this is not bad legislation, this is clarifying language that people in the field, not people here sitting in cushy chairs, people in