

in a home, and I guess the reason that I bring you this second language that I think, frankly, is better in terms of recognizing the kind of judgment call that a person has to make out there. And I think we are probably doing the best we can in terms of a policy statement of saying, we know that when it comes right down to it, it is you, on the front line, who is eventually going to make that decision about, is the child at greater risk in the home or out of the home, and so I think this is a standard that will work. It is okay with me if you feel uncomfortable about it, Senator Wesely, and I will want to keep working on this, I share your concern for the welfare of the child. But I think this may get us down the road a ways as far as solving some of those problems, and if it doesn't, I am sure we will revisit this issue. Thank you.

PRESIDENT: Thank you. The question is the adoption of the Scofield amendment. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 26 ayes, 0 nays, Mr. President, on adoption of Senator Scofield's amendment.

PRESIDENT: Senator Scofield's amendment is adopted.

CLERK: Mr. President, Senator Pirsch would move to amend the bill. (See page 1875 of the Legislative Journal.)

PRESIDENT: All right, Senator Pirsch, please.

SENATOR PIRSCH: Thank you, Mr. President, and hopefully this is the last amendment. I appreciate the patience of this body in dealing with this serious matter. As you will recall, we did agree with Senator Chambers' removal of the "Threatening another in a menacing manner" at the top of page 4 and reinstating the old language. Really, the problem with that language is that who can define the imminent serious bodily injury, and I would like to read how those terms are defined in the statutes and tell you that my amendment would take out "serious" and leave in "of imminent bodily injury", imminent bodily injury meaning physical pain, illness, or any impairment of physical condition. Now that by fear is a great deal, but when it comes to how do you prove the intent of that fear when it comes to serious bodily injury, which means substantial risk of death, substantial risk of serious permanent disfigurement, or protracted loss or impairment of the function of any part or