

at in order to protect her "ownself" and she says, yes, I...how do they do this? Do they say, do they read this to her and they say, you know, you're going to have to have a child unless you say...unless you declare that you are a victim of sexual abuse, neglect or physical abuse, so she says, yes, I was. Okay, what can this do to the family if in case the girl is lying to protect herself? And she, I'm sure, would not be aware of what this will do to her family. When we talk about criminal law in these sections here, what will this force the authorities to do? Senator Ashford, can you answer that for me?

SPEAKER BARRETT: Time has expired. I'm sorry, time has expired.

SENATOR SMITH: I'll press my light again.

SPEAKER BARRETT: Senator Ashford, your light is next, if you'd care to answer Senator Smith's question on your time.

SENATOR ASHFORD: Yeah, I think that's one of the real problems with the bill, thank you, Mr. President, members. What it would do is require the...that that information be turned over to the authorities at which point, I think as any prosecutor, Senator Kristensen and others who have been prosecutors will know, that most likely that would lead to investigation on an incest charge and possibly prosecution which certainly isn't going to enhance the family or try to bring it together. That was one of the problems I also had with the bill. One of the...I really think that, unfortunately, I think we have to come down to not whether or not we believe a fetus is a living person or not. I think what the debate really needs to center on, and I think it has in part, is whether or not this legislation works. And I don't think without the Lynch amendment, without the Bernard-Stevens amendment, it doesn't work. And I think the only evidence we have of a statute like this and how it works is the Minnesota experience and, by the way, the Minnesota Circuit Court is the only court in the United States that has found a law like this to be constitutional. My reading of it, and it is on appeal to the United States Supreme Court and that is a very good reason why the Lynch bracket motion was appropriate. But if you read the case, the Hodgson case versus State of Minnesota and you read the majority opinion, and I'm quoting from the majority opinion here that talks about the problems with this bill. It said, and this is referring to the lower court. The court also, and the lower court found this to be an unconstitutional piece