

May 8, 1989

LB 769

amendment last week and that is that this is one of the vaguest statutes ever written. And...

PRESIDENT: One minute.

SENATOR ASHFORD: ...just recently there was a decision in the Florida Supreme Court that put in question the Florida parental consent law or notification law. So I think the...and I'm going to bring up additional amendments, at least on Select File, that deal with the fact that there is absolutely no standard of procedure for review in these cases that go before...in the judicial bypass. There are 10 or so questions that are unanswered in the procedure of the judicial bypass process. So I will say again what I have said before and that is we have a law on the books, there is absolutely no reason to adopt a new law that is as vague and inconsistent and unworkable as this one. So I support the Chambers amendment.

PRESIDENT: Thank you. Senator Bernard-Stevens is next, followed by Senator Lindsay. But may I introduce some guests of Senator Jacky Smith first. In the north balcony, from Morton School in Hastings, Nebraska, we have 31 sixth grade students and their teachers. Would you teachers and students please stand and be recognized by the Legislature. Thank you for visiting us today. Senator Bernard-Stevens, please.

SENATOR BERNARD-STEVENS: Thank you, Mr. President, and members of the body, I say a couple of things mostly for the record and also to review the body some of the things that were discussed last week so that we can have refreshed memories on our discussions today. And, again, for the record, Senator Chambers, certainly...or, excuse me, Judge Chambers, certainly...correct me if I'm wrong but whenever we talk about a physician or attending physician in this particular context in this particular bill we are referring to, by definition within the statute, to that person who is actually performing the abortion. Is that correct?

SENATOR CHAMBERS: Mr. Chairman, may I respond?

PRESIDENT: Yes, please do. Excuse me.

SENATOR CHAMBERS: Yes, Senator Bernard-Stevens, the rest of the bill, it defines physician and attending physician as the one actually performing the abortion, but when we get to the penalty