

SENATOR LINDSAY: Thank you, Mr. Speaker, members. I rise in opposition to the Landis amendment and I do so for a couple of reasons I guess. First of all, earlier in the debate I think there was some mention as far as parents wanting to be involved and parents, I guess there was a poll that showed how many people supported a parental notification bill and that's parents do want to get involved, you know. They do want to know what is going on and I don't think it's because they want to know so that they can, especially not some of the dysfunctional families, so that they can cause trouble. So the key is that we're talking about parents involvement and that should not be extended to include the extended family or to include a brother a year or two older than, or a sister a year or two older who may not have any more maturity than the young woman involved. More importantly though, I guess I rise, and I can't tell you for sure because I don't know, but I got to thinking about the question of constitutionally, would this amendment make the bill constitutionally suspect and the question being, one of the things that the state can balance in enacting legislation of this type is the rights of parents versus the rights of a young woman to the privacy right created within the number of the several different amendments. And in balancing those parental rights, I don't know that we can extend that interest that parents have to an uncle, to an aunt, to a brother, to a sister. This may be enough, and like I say, I think we're in such a movement within the Supreme Court I don't think anybody can really tell you what is constitutional and what is not, but I question whether or not this doesn't defeat one of the bases that the Supreme Court used to uphold the constitutionality of parental notification statutes in Minnesota, Indiana and Ohio. I raise that issue, like I say, not because I know that it's one way or the other, but I can see where the issue comes up. I think it's something that we should consider and take that into consideration when we're balancing the questions of whether the Landis amendment should or should not be adopted.

SPEAKER BAACK: Thank you, Senator Lindsay. Senator Labedz.

SENATOR LABEDZ: Thank you, Mr. President. Since it's after five o'clock, I'll be very brief, but I just showed Senator Brad Ashford LB 728 in which he is the major sponsor. It's called to adopt the Parenting Act and one of the section reads as follows: "Parenting function shall mean those aspects of the parent-child relationship in which the parent makes decisions and perform