

information, while legitimate, is not sufficiently compelling to justify the substantial burden imposed by the requirement of a waiting period between the expression of the informed consent and the performance of an abortion." Then, in 1983, the same kind of ruling was given in the Akron v. Akron Center for Reproductive Health. The U.S. Supreme Court again struck down as unconstitutional a 24-hour waiting period which is what is being attempted in LB 78 and information on fetal development which is also being attempted in LB 78. And again I quote, the ruling was, "The state does not have unreviewable authority to decide what information a woman must be given before she chooses to have an abortion. It remains primarily the responsibility of the physician to ensure that appropriate information is conveyed to his patient, depending on her particular circumstances." The information that is being required in LB 78, and I quote, "is designed not to inform the woman's consent, but rather to persuade her to withhold it altogether." And the description of the anatomical and physiological characteristics of the fetus would involve at best speculation by the physician. In 1986, Thornburgh v. American College of Obstetricians and Gynecologists in Pennsylvania said that states are free under the guise of protecting maternal health to intimidate women into continuing pregnancies. The provisions of the Pennsylvania act that the Court of Appeals invalidated wholly subordinate constitutional privacy interests and concerns with maternal health...

SPEAKER BAACK: One minute.

SENATOR RASMUSSEN: ...to the effort to deter a woman from making a decision that with her physician is hers to make. The resolution is a reasonable logical act to take at this point because we have a court case now pending in the U.S. Supreme Court. We will get a ruling probably sometime in July regarding the constitutionality of this bill and I think it would be very wise to wait until we get that ruling before we proceed with this discussion and, for that reason, I urge you to support the resolution as well as Senator Hillman's amendment. Thank you.

SENATOR MORRISSEY PRESIDING

SENATOR MORRISSEY: Thank you, Senator Rasmussen. Senator Hillman.

SENATOR HILLMAN: Mr. Speaker, members of the body, I'd like to