

SENATOR MORRISSEY: One minute.

SENATOR LINDSAY: Senator Rasmussen has suggested from a 1982 case, I believe, that a similar law was struck down. Yes, that's the case. But look at the Supreme Court back then and look at the Supreme Court now and, more importantly, since last year when we talked about the same things that the bill is unconstitutional and we can't, we shouldn't pass it, since last year we've added one more. The court has even changed further, but, more importantly since last year, the third circuit in hearing that Pennsylvania case that's going on in the Supreme Court, upheld the 24-hour waiting period, upheld the provision of information and said that these are constitutional and in doing so, cited Sandra O'Connor, Justice Sandra O'Connor's dissent in the case that Senator Rasmussen referred to, Akron v. Center for Reproductive Health, and they said that that is the narrowest decision upon which they could arrive at a decision. The bill is constitutional. All we're waiting for now is an affirmance by the U.S. Supreme Court and I don't think any legal scholar or for that matter anybody, if I remember right,...

SENATOR MORRISSEY: Time.

SENATOR LINDSAY: ...people on both sides of the issue have said that that is what has happened, that is what the court will do. If we're to be realistic, the bill is constitutional. There may be policy reasons, but it is constitutional.

SENATOR MORRISSEY: Thank you, Senator Lindsay. Before we go to our next speaker, I'd like to announce that Senator Coordsen has some guests, Mr. and Mrs. Robert Heider from Hebron, Nebraska, under the north balcony. Would you folks please rise and be welcomed to the Chamber. I'd also like to announce that Senator Bohlke has some guests, 30 fourth graders from the Morton School in Hastings, Nebraska, in the south balcony, with the principal and teachers. Would you folks please rise and be welcomed to the Legislature. Thank you for coming. Our next speaker is Senator Nelson.

SENATOR NELSON: Mr. Speaker, I, of course, would hope that you would support Senator Bernard-Stevens' amendment and also Senator Hillman's amendment to that. It's even difficult today, I wish that, I guess the same as I think most people in Nebraska, this issue would never have come up in front of the Nebraska Legislature this late in this session. I fully agree