

SENATOR WICKERSHAM: Yes.

SENATOR CHAMBERS: Because you support the bill, so I don't think anybody would feel that you are working against it. Now, in line 19, when we're talking about credible threat, it says the threat...okay, let me go a little fur...higher. Starting in line 18; so as to cause the person who is the target of the threat to reasonably fear for his or her safety. That's what it says there for credible threat. Then, when we get down to Section 2 where we're talking about...that's the definitional section to the actual conduct, then the credible threat has to go to creating fear of death or serious bodily injury. In the definition, it only has to put a person in fear of his or her safety, so would you say there are two different standards that are involved here?

SENATOR WICKERSHAM: Those might be interpreted as different, as different standards, however, I would certainly think that anyone who had a reasonable fear of death or serious bodily injury would also have reasonable fear of their safety.

SENATOR CHAMBERS: But, conversely, may not a person have fear for his or her safety that does not go to serious injury or death?

SENATOR WICKERSHAM: In some limited way I expect so, but, as I remarked earlier, very oftentimes we have opposite problem with criminal statutes than the one you're attempting to point out. Oftentimes we're guilty of leaving them so vague and uncertain that they're unenforceable. This one happens to have a fair degree of certainty and exactitude to it.

SENATOR CHAMBERS: But the...you might say one sentence has exactitude, but when you read it with others it doesn't. So instead of me taking you down to Section 2, let me read this. This is the threat in the definitional section of credible threat: so as to cause the person who is the target of the threat to reasonably fear for his or her safety. Then the very next sentence says, and we could put a however, the threat must be against the life or a threat to cause great bodily harm to a person. So would you say that modifies safety and, unless the target fears great bodily harm or a threat to life, there is no threat to the person's safety under this bill?

SENATOR WICKERSHAM: I'm sorry to be too picky about this, but