

April 14, 1992      LB 1098

it does say great bodily injury, Senator Chambers, and there's...

SENATOR CHAMBERS: Yeah, great bodily injury.

SENATOR WICKERSHAM: ..and there's a difference because bodily injury is defined in statute.

SENATOR CHAMBERS: Right, great bodily injury or to life.

SENATOR WICKERSHAM: Yeah, I think that what you're pointing out there is that that concluding sentence in Section 3 is simply in conformity with the other line in Section 2 that you've been pointing out that begins on line 25 and, even though there is some difference between the use of the word...words "great bodily injury", perhaps, and the use of the words "serious bodily injury", I would not view that as a serious definitional difficulty.

SENATOR CHAMBERS: All right. Suppose a woman thinks that a man is going to walk up and grab her. That is not serious bodily injury or a threat to life, is it?

SENATOR WICKERSHAM: Well, I suppose that depends on the extent of the grabbing. If you're grabbed around the neck...

SENATOR CHAMBERS: Around the ankle.

SENATOR WICKERSHAM: ..that has a different impact than being...shaking someone's hand.

SENATOR CHAMBERS: Okay, you grab them by the hand and you just hold on and she doesn't want you to hold her hand. That's not...that's not great bodily harm or a threat to life, is it? In other words, you could actually have physical contact with a woman under this bill and not rise to the level required for the definition of stalking.

PRESIDENT MOUL: One minute.

SENATOR WICKERSHAM: It says that there is a threat which does not necessarily mean a present act, only the...

SENATOR CHAMBERS: But it must...