

Apparently they realized that she was a lady with somewhat limited intellectual capacity and so the agency actually read it to her. Now was that sufficient or wasn't it sufficient? These matters are for the court to decide. Now, under Nebraska law a relinquishment is only valid if it is knowingly and voluntarily given. Each case is going to be different. This case was litigated, apparently both in the district court and the Supreme Court. I don't know whether it went through the Court of Appeals or not.

SENATOR CHAMBERS: (inaudible) appellate court, that's where it went, the Appeals Court.

SENATOR MATZKE: Okay, apparently went to the Court of Appeals, but it was in two courts. It's the responsibility of those courts to determine if that relinquishment was knowingly and voluntarily given and, you know, we can't...we can't second-guess the courts. We can't re-argue a case here because we don't have all the facts, but we do know one fact and that was that it was...and apparently that was persuasive with the court that the consent and relinquishment was actually read to her. Now, again, I think the issue here is whether we are going to come in on Select File and make a tremendous change in Nebraska law regarding the matter of revoking or withdrawing a relinquishment. That isn't what this bill was designed to address. I strongly oppose Senator Chambers' amendment. Would ask that you vote it down.

PRESIDENT ROBAK: Thank you, Senator Matzke. Senator Wesely.

SENATOR WESELY: I'm just going to take a couple minutes again. I have acknowledged that I think Senator Chambers is raising an important issue, one that I have thought about as well, but again it's the timing issue, as Senator Matzke says, and its impact is of concern, so I oppose the amendment, but I think again Senator Chambers is making some...a very important issue known to us and I, again, am committed to working with Senator Chambers on the issue and I would...I would give the rest of my time to Senator Chambers.

PRESIDENT ROBAK: Senator.

SENATOR CHAMBERS: Thank you, Senator Wesely. Madam President, members of the Legislature, I hope you all listened to what Senator Matzke said. This woman was known to have such a poor