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SENATOR ENGEL: You were...you've been quoting different...different people who were given...not given the death sentence but were given life in prison and the crimes that you described that they performed were as heinous as any of those that got the death penalty. Now, do you feel that those people that did not get the penalty should have under current law?

SENATOR BRASHEAR: I think under current law all people committing similar crimes ought to get similar treatment, and I cited those cases because they were used in the Chief Justice's dissent in...isn't coming to me, in one of the cases. I used those because I think they are what we call a prima facie evidence of an inconsistent and unfair and, therefore, unjust application.

SENATOR ENGEL: Well, I...prima facie and so forth is a nice legal term and I appreciate that, and I all...but I do get the gist of what you're saying and I don't disagree with you. But the thing is, I guess you haven't convinced me that, because some people did not get what they deserved, that those people that did get what they deserved should be...should be let off from...I mean, that's why I still believe that they should suffer a more...this...they should suffer for the crime they committed, even though the other people who have committed the same crime were not convicted of that crime. One other thing I'd like to mention too. As far as the death penalty itself, it's...it's very difficult for me too because I'm very pro-life. I believe in the sanctity of life, but I also consider that different people will...do not agree with the death penalty for someone who has committed a heinous crime, like the Oteys and the Jouberts and those type of people who have committed these heinous crimes. We...two things, we forget the victims, I believe, in these cases. Another thing, those same people who support that, letting them off and not...not making them pay for their crimes with the death penalty, those same people are saying that the most innocent of the innocent, it's okay to kill them, and I'm talking about the abortion issue. Under the guise of freedom of choice, we kill 5 million a year in the United States, 125,000 or so since Roe v. Wade in the state of Nebraska. So when we quote the Pope and where he agree...we