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to speak again, whether you would accept an amendment that would indicate, both with respect to first-degree and second-degree assault, that the person committing...

SENATOR CUDABACK: Time, Senator Beutler.

SENATOR BEUTLER: ...the assault knew of the pregnancy.

SENATOR CUDABACK: Senator Foley, your light is next.

SENATOR FOLEY: Thank you, Mr. President, and I put my light on so that I could give a fair response to Senator Beutler because I think it raises an interesting question and it's...he would recall that it's...we addressed this question two years ago on the fetal homicide bill, because that very same issue came up. And in the case of that bill, an amendment was offered and accepted by me which related to the first-degree killing of the unborn child. And in that instance, we did accept the premise that there must be knowledge of the pregnancy and we included that phrase, "knowledge of the pregnancy," in the first-degree instance. We did not include it in the lower degrees. And Senator Beutler has offered an amendment or two that addresses this matter. I think that I can work with you, Senator Beutler, on that question of knowledge of the pregnancy as it relates to first degree, but I don't think I can go to the second degree and also include that language because that would then exonerate someone from inflicting serious bodily damage and then walking away from it by claiming, hey, I didn't know she was pregnant. We don't allow people to walk away from reckless acts by saying, gee, I didn't know somebody was around the corner when I swung my ax around the corner. That's...they can still be prosecuted for reckless conduct in that instance. So I'm not going to let people walk from their reckless acts simply because they didn't know of the pregnancy. Now, in the first degree, that's a separate question and I think I can work with you on that, as we did on the fetal homicide law two years ago. And I hope that's an answer that's fully responsive to your question, Senator. Thank you.

SENATOR CUDABACK: Thank you, Senator Foley. Senator Chambers, there are no further lights on.