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April 8, 2004            LB 958

SENATOR CHAMBERS:    And could I say something about your...

SENATOR SCHIMEK:    You certainly may.

SENATOR CHAMBERS:    ...prior discussion with Senator Foley?

SENATOR SCHIMEK:    Yes.

SENATOR CHAMBERS:    Senator Foley is not quite correct because if you go to line 24, Section 5, "A person commits the offense of assault of an unborn child in the second degree if he or she recklessly causes serious bodily injury to an unborn child with a dangerous instrument," and a car has been held to be that and, in some cases, a deadly weapon. So it is not limited to this section down here talking about the reckless driving. Somebody who did as you mentioned could be prosecuted under this bill when they were inattentive or drove that car in a way that was considered reckless, and that's whether the person was struck by the car or the person was a passenger in the car.

SENATOR CUDABACK:    One minute.

SENATOR SCHIMEK:    Thank you, Senator Chambers.    And I'll give Senator Foley a chance to also respond, if he wishes.

SENATOR FOLEY:        Senator Chambers is absolutely correct. The...if a person operates in a reckless manner, it's not addressed specifically in Section 6, which is where you were directing me to.

SENATOR SCHIMEK:    Right.

SENATOR FOLEY:        That's the drunk driving statute.    But Senator Chambers is correct, and I should have been more clear.

SENATOR SCHIMEK:    That's fine.    Thank you very much.    Thank you, Mr. President.

SENATOR CUDABACK:    Thank you, Senator Schimek.    Senator Friend.

SENATOR FRIEND:      Thank you, Mr. President.    And, again, members