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SENATOR CUDABACK: Senator Foley.

SENATOR FOLEY: Thank you, Mr. President. Thank you, Senator Beutler. I haven't read the precise language of what someone had suggested but I'm familiar with the concept so I think I can speak to it. In fact, there was a rather robust debate on the floor of the United States Senate...

SENATOR CUDABACK: One minute.

SENATOR FOLEY: ...two weeks ago on that very concept. Under the way that the U.S. Senate rules were structured, the bill was brought to the floor under a rule that allowed for the consideration of the main bill, the bill that eventually went to the President for his signature, and a substitute bill so that we could...so that the members of the U.S. Senate could debate both sides of the question. And the substitute bill, as I understand that bill, was similar to what you described, and that bill was what I would call a single victim enhanced penalty approach to addressing the question. Under that bill, you'd recognize only the mother as the victim, and if she was pregnant and her unborn child died or was injured...

SENATOR CUDABACK: Time.

SENATOR FOLEY: ...I'll...

SENATOR CUDABACK: Thank you, Senator Foley and Senator Beutler. There are no further...Senator Foley.

SENATOR FOLEY: Thank you, Mr. President. I'll continue. And under that approach, only the mother was recognized as the victim, but if she was pregnant and the unborn child died or was injured, then there was an allowance for enhanced penalties. I think that's more or less what the substitute approach was when it was offered on the floor of the U.S. Senate. And, in fact, we had a very similar debate on that concept two years ago when our fetal homicide bill was being debated. I think there was an amendment offered that tried to take us down that path, and that didn't have any great appeal to me. I think that the U.S. Supreme Court has specifically given recognition to the