

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office
FLOOR DEBATE

May 19, 2005

LB 117

manufacturing of drugs, because if that were it, why don't you include cocaine? Why don't you include crack? Crack is manufactured. There are crack babies. Why not marijuana, the production of marijuana? No, this is getting on the bandwagon of methamphetamine because it is the latest thing. This bill is ill-advised, in my opinion, and it's in response to an outcry by the media and others. And you see similar bills to this all over the country and they all will refer to Oklahoma or some other state and say look what they're doing, look what Iowa has done, but they still have serious methamphetamine problems, more than 90 percent, I'm saying that, but it's certainly more than 80 percent, even by what the State Patrol tells us. The State Patrol says less than 20 percent of the methamphetamine used in this state is produced within this state. All of these provisions in this bill are aimed at people who are innocent of any crime, they have no intention to commit a crime, but it's a popular political reaction to a serious problem and it shows what happens when politicians offer the solution to a problem and they are driven by law enforcement people. They're not sociologists. They're not psychologists. They're not scientists. They're not medically trained. They are politicians and they wet their finger, hold it in the wind to see which way the wind is blowing and how hard, and that's the way the politicians move. This that Senator Aguilar is offering clutters the bill. I may be the only one who will speak against it, but I'll tell you one part of his amendment that I do agree with. I think it should be child abuse to place a child in the cooking. That's what it says is child abuse, if you place the child in the processing, you place the child in the cooking, you place the child in the manufacturing. I don't want a child placed in the cooking. You got a big old vat and you're going to place a child and cook the child? I'm just reading the language: "Placed in or near," forget the "near" because you're talking about location; placed in the processing, cooking, or manufacturing. You should not place a child in the cooking. But I don't think you need to say that explicitly because you have language that covers it. Anybody who knowingly, intentionally, or negligently causes or permits a minor child to be placed in a situation that endangers his or her life or physical or mental health--which of those is not affected by the processing, cooking, or manufacturing of methamphetamine? The