

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

May 19, 2005

LB 117

this comment the other day, when Senator Landis talks about gas, people tend to listen to him. When Senator Chambers talks about statutory language, people tend to listen to him. But in this case, I think Senator Chambers is wrong. Because if you read carefully what it says, it says placed in or near the processing, the cooking, or the manufacturing of methamphetamine. It's not...to say that you will be charged with child abuse if a child is in a meth cooking pot is absurd. Read it carefully: placed in or near the processing; placed in or near the cooking; placed in or near the manufacturing of methamphetamine. It's as clear as clear can be. I don't see a problem. Listen, what we're trying to do here is say that the placement of children in an environment where methamphetamine is being processed, cooked, or manufacturing should receive a heightened scrutiny, so to speak, and that it will be considered child abuse. Could you argue that...

SENATOR CUDABACK: One minute.

SENATOR BOURNE: ...child abuse occurs if...under the current section of the statute, specifically it says where it's a...specifically the place where it says "placed in a situation that endangers his or her life or physical or mental health"? Sure, you "betcha." You could also say that it's child abuse when one is deprived of necessary food, clothing, shelter, or care. Senator Synowiecki mentioned that most of these houses where meth is being cooked don't have food, clothing, shelter, or appropriate care, and I would agree with that. What we are saying is that methamphetamine is such an insidious harm to our state that we are placing a heightened level, punishable under the child abuse statutes for parents, guardians, foster parents, whatever it is, any adult that places a child in that environment. I think it's appropriate.

SENATOR CUDABACK PRESIDING

SENATOR CUDABACK: It's now your time, Senator Bourne.

SENATOR BOURNE: Thank you, Mr. President. Members, again, if you read it carefully, I don't believe there's a language problem, and I would say to you that I'm as fussy as Senator