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SENATOR CHAMBERS: Senator Foley, what is your understanding of serious bodily injury in the context of a criminal statute?

SENATOR FOLEY: Actually, Senator Chambers, it makes no difference whatsoever what my understanding is, because the term is already defined in statute.

SENATOR CHAMBERS: So tell me then, if you've looked at it, what it means, according to the statute. Because I gave the cite (inaudible) yesterday.

SENATOR FOLEY: Let me read from the bill. Senator, let me read from the bill where we pick up some language out of the DUI statutes. I'm reading from line 18: "For purposes of this section,"...line 18 of page 3: "For purposes of this section, serious bodily injury shall mean bodily injury which involves a substantial risk of death, a substantial risk of serious permanent disfigurement, or a temporary or protracted loss or impairment of the function of any part or organ of the body."

SENATOR CHAMBERS: At the time of conception, is it your understanding, because that's what we're dealing with now, that these provisions can be met when you have a zygote? Can these conditions be met?

SENATOR FOLEY: I'm going to...I'm going to answer your question this way, Senator. Yes, it is possible to inflict serious bodily injury at the very earliest stages of pregnancy.

SENATOR CHAMBERS: Which...

SENATOR FOLEY: Now...

SENATOR CHAMBERS: ...which means...

SENATOR FOLEY: ...now...let me...

SENATOR CHAMBERS: ...from your position, so I understand, because it's my time and I want to get as clear as I can, from the point of conception, you feel that serious bodily injury can