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provide a basis for bringing a charge under this bill. Do you agree with that?

SENATOR FOLEY: I think you phrased it "if the embryo were expelled"?

SENATOR CHAMBERS: Yes. If it (inaudible)...

SENATOR FOLEY: If it...if the embryo were removed from the mother in some way,...

SENATOR CHAMBERS: It came out. Right.

SENATOR FOLEY: ...then it's going to be dead. It's going to be dead.

SENATOR CHAMBERS: So under this bill, there would be no basis for a charge. Is that correct? Do you agree?

SENATOR FOLEY: If I understand your question, Senator Chambers--I'm trying hard--I think you're talking about a case of fetal...a potential case of fetal homicide, not fetal assault.

SENATOR CHAMBERS: But that's not the question that I asked you. I'm trying to find out what you view your bill as covering. You are saying, I think, in a roundabout way, that this bill would not apply to the situation that I presented to you. Isn't that what you're saying, in a roundabout way?

SENATOR FOLEY: If you're asking me...

SENATOR CHAMBERS: Okay. Thank you, Senator Foley, because my time will run. Members of the Legislature, there are circumstances, and Senator Foley, whether he realizes it or not, has acknowledged, that this bill would not cover. Any time, whatever term you're going to apply to a fetus or an embryo, death results as a result of an illegal act of a third party--and I'm being very broad in my use of language to make the point--such an act, if it's to be prosecuted, would not be prosecuted under this bill, if it becomes law, because this bill