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Senator Foley a chance to maybe comment on the way that I look at these two different amendments when I'm done with my little exposition here, too. And the way that I see this is is that I'm trying to imagine a situation where if somebody did, for some reason, get mad enough to actually try to take me out and say they shot at me but missed and there happened to be a pregnant woman behind me who was struck by the bullet and she was killed and also the unborn child was killed, Senator Foley's amendment I believe would come into play because the intent was certainly not to kill the pregnant woman or her unborn child, but rather the intent was to kill me, which would be the "or another" of Section 6 that's found in Senator Foley's amendment. And if I could, I would just leave that open. I would cede the rest of my time to Senator Foley and, if you could, just tell me am I looking at the difference between your amendment and Senator Brashear's amendment in the right light?

SENATOR FOLEY: I think you are and I think that's a good explanation of the concept and the doctrine of transferred intent where someone with premeditated malice tries to assassinate you but his bullet misses you and strikes a second person. The intent to kill you then transfers to that other person and they can be charged with first degree murder in that instance. By virtue of the language that I have in my amendment, if that other person happens to be a pregnant woman and both the mother and the child dies, then that would be two counts of first degree murder, presuming the necessary intent and premeditation existed with respect to the killer's intentions on you. I think that's a good layman's explanation of the concept. Thank you, Senator Quandahl, for the time.

SPEAKER KRISTENSEN: Items for the record.

CLERK: Mr. President, thank you. New bills: (Read LB 1138-1145 for the first time.) Mr. President, I also have a series of hearing notices from the Revenue Committee, Health and Human Services Committee. And I also have received, Mr. President, Attorney General's Opinion addressed to Senator Tyson. That's all that I have. Thank you. (Legislative Journal pages 245-247.)