

can cure if we have the time and if we can bring some other lawyers in to scrutinize the bill in the next week. Now, there are also some societal protections that were I think diminishing here to a certain extent. You haven't asked me to elaborate on those. But, they do exist and I think with a week to take a real hard look at this draft that we can take care of those problems as well.

SENATOR DWORAK: Thank you, Senator Hoagland.

SPEAKER MARVEL: Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature, I am looking at the committee amendments, not the part that Senator Nichol offered just yet but the ones that are in the book right now prior to his offering and I see on the first page of the standing committee amendments, the full first page sub-division two which defines a mentally disordered sex offender. But, the term "mental disorder" is not defined in the statute itself. I understand that there are medical reference works where this term is defined. But, I think when we are dealing with a criminal statute, punishment for certain conduct and the punishment to be meted out is determined by the status of the individual concerned. There should be a definition in the statute of the very element which is to be the basis of that sentence. It is like saying that, like the statute said a mentally disordered sex offender shall etc., etc., etc., but then when we have to determine what a mental disorder is that justifies the triggering of all of these other provisions there is no guidance in the statute as drafted to tell what that mental disorder is. So, I'm going to ask Senator Nichol a question, and this is for the record, if you don't have the answer I don't have it either but it is to see if maybe in your discussions somebody had touched on it. Could there be more than one mental disorder which could be the cause of disposing a person to repeated commission of sexual offenses?

SENATOR NICHOL: I understand that probably there are and I would just say, Senator Chambers, that mental disorder is defined in the American Psychiatric standards and I believe that county attorneys, judges and so forth have no problem with that definition. As you well know sexual sociopath has no definition and that is the big problem.

SENATOR CHAMBERS: And, Senator Nichol, the sexual sociopath part is not what I am concerned about, but criminal statutes