

CLERK: Mr. President, when we were last on LB 335 the E & R amendments were adopted on January 29. There was an amendment from Senator Marsh that was adopted on February 10. There was an amendment from Senator DeCamp that was adopted on February 24. I now have pending an amendment from Senator Landis. It is found on page 731 of the Legislative Journal.

SPEAKER MARVEL: Senator Landis, do you want to reoffer your amendment?

SENATOR LANDIS: I do. Mr. Speaker, members of the Legislature, I'm having passed out for you a copy of the amended amendment to 335 so that you can take a look at what we did last time and you can take a look at the language that I am offering here. As these hit your desk it is a two sided piece. It will be there very shortly. They are being passed out now, Marg. The idea of this amendment is clear and I talked about it the last time I was up. Child abuse and adult abuse are separated. The definitions of adult abuse are narrowed somewhat, taking out the language that really doesn't make sense to apply to them such as, "leaving them unattended in a car," and also some other tightening of definitions. Those appear here in this section, lines 7 through 17, with respect to the privileges to the confidential nature of exchanges between professionals and individuals. If you pass this amendment it puts the bill into this form. Child abuse goes back to the law the way that we've had it, that is that there are no privileges applicable. With respect to adult abuse there are applicable privileges. Those are for the attorney, for the media, for the physician and for the clergyman. That is what is contained in this amendment to 335 and I would move its adoption.

SPEAKER MARVEL: Senator DeCamp.

SENATOR DeCAMP: Mr. President and members of the Legislature, I oppose the amendment and I would like to tell you the form the bill is in right now and I believe that form makes eminent sense if you're going to have this proposal. As the bill exists now with the amendment you adopted the other day, as it exists now, a physician must report child abuse or adult abuse and as it exists now with the amendment you adopted the other day, the clergy are exempt, such as a priest in confession for child abuse, any priest in confession is exempt, "for adult abuse." As the bill exists now a lawyer's privilege is retained between lawyer and client for child abuse and it is retained for adult abuse. Now, that to me, if you are going to deal with this concept makes eminent sense. Why? Three reasons for sure. Number one, who is better in a position to know if true abuse of either adult or a child is going on than "a physician?" Who is in a better