

ONE HUNDRED EIGHTH LEGISLATURE - SECOND SESSION - 2024
COMMITTEE STATEMENT
LB974

Hearing Date: Thursday February 29, 2024
Committee On: Judiciary
Introducer: Holdcroft
One Liner: Change penalties for motor vehicle homicide of an unborn child

Roll Call Vote - Final Committee Action:
Advanced to General File

Vote Results:

Aye:	6	Senators Bosn, DeBoer, DeKay, Ibach, Holdcroft, Wayne
Nay:	1	Senator McKinney
Absent:	1	Senator Blood
Present Not Voting:		

Testimony:

Proponents:

Senator Rick Holdcroft
Ryan Lindberg
Darla Bengtson
Mike Guinan
Scott Thomas

Representing:

Opening Presenter
Nebraska County Attorney Association
Self
Attorney General's Office
Village in Progress

Opponents:

Spike Eickholt

Representing:

American Civil Liberties Union of Nebraska |
Nebraska Criminal Defense Attorneys Association

Neutral:

Representing:

* ADA Accommodation Written Testimony

Summary of purpose and/or changes:

LB974 would amend section 28-394 to increase the penalty for motor vehicle homicide of an unborn child by a person driving under the influence of alcohol or drugs from a Class IIIA felony (up to 3 years imprisonment and 18 months post-release supervision) to a Class IIA felony (up to 20 years imprisonment). This section would also increase the penalty for motor vehicle homicide of an unborn child by a person driving under the influence of alcohol or drugs with a prior conviction of driving under the influence from a Class IIA felony (up to 20 years imprisonment) to a Class II felony (1 to 50 years imprisonment).



Justin Wayne, Chairperson

