

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 648

Introduced by Pirsch, 4.

Read first time January 23, 2013

Committee: Judiciary

A BILL

1 FOR AN ACT relating to crimes and offenses; to amend section 28-806,
2 Reissue Revised Statutes of Nebraska; to change the
3 penalty for public indecency; and to repeal the original
4 section.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 28-806, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 28-806 (1) A person, eighteen years of age or over,
4 commits public indecency if such person performs or procures, or
5 assists any other person to perform, in a public place and where the
6 conduct may reasonably be expected to be viewed by members of the
7 public:

8 (a) An act of sexual penetration; or

9 (b) An exposure of the genitals of the body done with
10 intent to affront or alarm any person; or

11 (c) A lewd fondling or caressing of the body of another
12 person of the same or opposite sex.

13 ~~(2) Public indecency is a Class II misdemeanor.~~

14 (2) In cases in which the victim has not attained the age
15 of sixteen years, public indecency is a Class IV felony.

16 (3) In cases in which the victim is sixteen years of age
17 or older, public indecency is a Class II misdemeanor.

18 Sec. 2. Original section 28-806, Reissue Revised Statutes
19 of Nebraska, is repealed.