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SPEAKER BROMM:    Senator Chambers.

SENATOR CHAMBERS:    Thank you, Senator Schimek. Thank you, Mr. President...Mr. Speaker. Members of the Legislature, going back again to what Senator Brashear and I have been talking about, Senator Brashear, if you will yield, I'd like to continue our discussion.

SENATOR BRASHEAR:    (Microphone malfunction)...Senator Chambers.

SENATOR CHAMBERS:    Senator Brashear, we had reached the point in our discussion where a person might try to change his or her appearance by use of a wig, to take that example. And it makes the point. So that's going to lead me to my next series of questions. Because, as you pointed out, people may wear hairpieces without any intent to mislead, they may dye their hair, or cut it a different way, shave off a moustache or a beard, that is why it is my contention that since this section will create a Class IV felony for somebody who does anything that this subsection prohibits, we should require that all of these things, each and every one of them, be done knowingly and intentionally to give false information or to mislead. Then when we come to the evidence, it should have to be done, given knowingly and intentionally to mislead. So those words about the knowing and intentional commission of these acts is what I'm asking you about. Do you think we ought to require that these actions be done knowingly and intentionally to accomplish the prohibited conduct, before the person is guilty of a Class IV felony?

SENATOR BRASHEAR:    Senator Chambers, I don't think it would be...provided we have pure motive here, I don't think it would be wrong to include it, but I think those are elements of proving. If a prosecution were brought under the penalty prescribed, I think you'd have to prove that it was a knowing and intentional act in providing the false information. If somebody accidentally put on a wig when they went in just for the fun of it...I mean, without having the motive and the intent, I don't think they've provided false information.