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FLOOR DEBATE

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regarding this. Our own findings were this: First, that the list of felonies requiring DNA samples needs to be expanded beyond the very basic sex and offender...and violent crimes to include, at least, burglary and robbery. There is a 50 percent carry-over between these two culprits. In other words, if a person is convicted of a sex offense, he has greater than a 50 percent chance that he also will have committed a burglary or a robbery. The source of funding must be definite and clear, and we will get into that as we go through this morning. The other thing that became clear to me is the administration must be clear. You might recall an article in the Omaha World-Herald here a few months back where there seemed to be considerable confusion regarding our sheriffs and the county jails, but there is even greater confusion amongst our probation officers. So we think that this should be brought out in statute as well. All in custody, regardless of their site of incarceration, should be sampled. In other words, it's done by the nature of the crime, not by the site. Of course, we must allow for quality assurance. The way that DNA testing is now done has already been improved and, undoubtedly, will be improved again. One of the things that is already in the law and is most important is that we have postconviction testing so that the convicted person has the ability to prove his innocence. This is already present in the statutes. I think at this time I will yield to Senator Dwite Pedersen for the committee amendments.

SPEAKER BROMM: Thank you, Senator Johnson. Mr. Clerk.

ASSISTANT CLERK: Mr. President, I do have amendments from the Judiciary Committee.

SPEAKER BROMM: Senator Dwite Pedersen, Vice Chair of Judiciary Committee, you're recognized to open on the committee amendments.

SENATOR Dw. PEDERSEN: Thank you, Mr. Speaker, and members of the Legislature. The committee amendment, AM1057, incorporates LB 662, as amended by the committee, into LB 139. Currently, the DNA Detection of Sexual and Violent Offenders Act requires those convicted of the following crimes provide DNA samples: kidnapping of a minor, incest of a minor, sexual assault in the