



Ninety-Ninth Legislature - Second Session - 2006
Introducer's Statement of Intent
LB 774

Chairperson: Patrick J. Bourne
Committee: Judiciary
Date of Hearing: January 19, 2006

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

Legislative Bill 774 addresses the issue of operating a motor vehicle to avoid arrest. Currently, the crime of operating a motor vehicle to avoid arrest is tied to the crime prior to the flight. LB 774 would make flight to avoid arrest a Class I misdemeanor unless one of the following three factors is present:

- It is the second violation of the statute
- The flight results in the death or injury to any person
- The flight includes the willful, reckless operation of a motor vehicle

If any of the three factors are present the flight would be a Class IV felony. Additionally, the bill harmonizes the penalty of loss of operating privileges to match the severity of the crime. It establishes a one-year loss for a misdemeanor and a two-year loss for a felony.

Principal Introducer:

Senator Mike Friend
District 10