Committee Statement: LB132
Judiciary Committee
Page 1

Hearing Date: Thursday February 14, 2019
Committee On: Judiciary
Introducer: Pansing Brooks
One Liner: Change penalties for certain felonies committed by persons under nineteen years of age

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

Vote Results:
Aye: 7 Senators Brandt, Chambers, DeBoer, Lathrop, Morfeld, Pansing Brooks, Wayne
Nay: Absent:
Absent: 1 Present Not Voting: Senator Slama

Oral Testimony:

Proponents:
Senator Patty Pansing Brooks
Juliet Summers
Kenny Jacobs
LaVon Stennis Williams
Spike Eickholt

Representing:
Introducer
Voices for Children in Nebraska
Nebraska Criminal Defense Attorneys Association
ReConnect, Inc.
ACLU of Nebraska

Opponents:
Tressa Alioth
Larry Storer

Representing:
Douglas County Attorney's Office
self

Neutral:
Kellee Kucera Moreno

Representing:
sel

Summary of purpose and/or changes:
Section 28-105 provides the penalties for various classifications of felonies. Class IC felonies have a mandatory minimum of five years and a maximum sentence of fifty years. Class ID felonies have a mandatory minimum of three years and a maximum sentence of fifty years.

LB132 would amend Sec. 28-105 to add a new subsection to provide that Class IC and ID felonies do not have a mandatory minimum sentence when the person is convicted of an offense that was committed when that person was under nineteen years of age.

A person sentenced pursuant to this new subsection would be eligible for probation pursuant to Sec. 28-105(4). A person sentenced under this new subsection would also begin to accrue good time credit immediately pursuant to Sec. 83-1,110.