

AMENDMENTS TO LB500

Introduced by Judiciary.

1           1. Strike the original sections and insert the following new  
2 sections:

3           Section 1. Section 29-1301, Reissue Revised Statutes of Nebraska, is  
4 amended to read:

5           29-1301 All criminal cases shall be tried in the county where the  
6 offense was committed, except as otherwise provided in section 25-412.03  
7 or sections 29-1301.01 to 29-1301.03 and section 2 of this act, or unless  
8 it shall appear to the court by affidavits that a fair and impartial  
9 trial cannot be had therein. In such case the court, upon motion of the  
10 defendant, shall transfer the proceeding to any other district or county  
11 in the state as determined by the court.

12           Sec. 2. (1) If a person uses an electronic communication device to  
13 commit any element of an offense, such person may be tried in the county  
14 where the electronic communication was initiated or where the electronic  
15 communication was received.

16           (2) For purposes of this section:

17           (a) Electronic communication has the same meaning as in section  
18 28-1310; and

19           (b) Electronic communication device has the same meaning as in  
20 section 28-833.

21           Sec. 3. Original section 29-1301, Reissue Revised Statutes of  
22 Nebraska, is repealed.