

SENATOR CHAMBERS: And a warrant for that person's arrest would issue.

SENATOR KRISTENSEN: I believe that it says "and" so that you have to have both, yes.

SENATOR CHAMBERS: Right. Now, does...when it says a warrant would issue, does that mean it has to actually have been served?

SENATOR KRISTENSEN: No.

SENATOR CHAMBERS: And the complaint, when filed, would not necessarily mean that the person against whom it was filed was in custody at the time.

SENATOR KRISTENSEN: Oftentimes they are not in custody and they have no idea that a complaint has been filed or a warrant has been issued for their arrest.

SENATOR CHAMBERS: So, if all that does is toll the statute of limitations, how long would the complaint and the warrant be valid, for what period of time, or is there any limit as to how long they would be valid?

SENATOR KRISTENSEN: Well, I think once the complaint is filed there is no statutory time that a complaint becomes stale and invalid, as with a warrant, although the courts have their own internal system of determining what has become stale and will tell the prosecution that if they don't act or serve the warrant within a specific period of time it's invalid.

SENATOR CHAMBERS: Could you give any general idea, and this wouldn't apply in all cases, but so we have a notion of what might be entailed, would it be years or months or what?

SENATOR KRISTENSEN: Well, generally what happens, and I can give you some specific examples, such as a ticket for somebody who doesn't show up, let's...can we use the traffic ticket situation...

SENATOR CHAMBERS: Sure.

SENATOR KRISTENSEN: ...because that is where it happens. They'll file that complaint and they'll issue the warrant for the person, if they ever show back up in the State of Nebraska,