

I was asking about how long a warrant might be viable. So let's get out of the traffic situation, and I'll ask you, are you aware of any criminal...any warrants for criminal charges having been issued where the person was not in custody and his or her whereabouts was unknown?

SENATOR KRISTENSEN: Oh, yes, that happens frequently.

SENATOR CHAMBERS: And how long, if there is any general rule of thumb, might a warrant like that be deemed valid?

SENATOR KRISTENSEN: It's going to depend on how serious the crime. Obviously, if it's not a very serious crime, the warrant will sit out there and no one will actively work it. The more serious the crime, it will sit out there until the police officers determine, or the prosecutor determines that there is no hope to find that, and they'll close the case. But, if it's a serious crime, they'll keep it open longer.

SENATOR CHAMBERS: Okay, that is all that I have to ask you right now on that aspect of it. Now, do you have a copy of 28-318 before you?

SENATOR KRISTENSEN: 28-318?

SENATOR CHAMBERS: Yes, because that is referenced in the bill in lines...on page 3, oh, 28-319 is what I would want.

SENATOR KRISTENSEN: I have it right now.

SENATOR CHAMBERS: Okay. The three sections referenced in the bill that would be covered by this legislation are 28-319, 320, and 320.01. So I would like you to look at 319, first, because we're dealing with first degree sexual assault.

SENATOR KRISTENSEN: That's right.

SENATOR CHAMBERS: All right. Now, that would require penetration, which would be based on the definition in the statute, in 28-318, subsection (5), it would be ordinary intercourse, oral sex, anal intercourse, or any intrusion of any part of the actors or victim's body, however slight; or any object manipulated by the actor into the genital or anal openings of the victim, and the activity could not reasonably be construed to be for medical or health purposes. And there is no