

injury occurs, only the touching, and it's a misdemeanor. And it would extend the statute of limitations five years on a misdemeanor, and the current law allows an 18 year statute of limitations on a misdemeanor. So that means if someone touches an individual, causes no injury, that person can be brought up on a charge for a period of five years, and that doesn't mean he or she did it, it means a complaint can be filed, the charge can be brought and that person can be taken to trial. And that doesn't concern you, and maybe it concerns nobody else on the floor, but it concerns me. And it's peculiar to me that we have age requirements and first degree sexual assault, and in sexual assault on a child, but not in second degree sexual assault where there is only touching. On the sexual assault on a child we have 28-320.01, and it says, a person commits sexual assault of a child if he or she subjects another person, 14-years of age or younger, to sexual contact and the actor is at least 19-years of age or older. So, sexual assault of a child would require the actor to be 19-years or older. I would ask Senator Langford this question, suppose a person is 18-years-old and the actor is 14-years or younger. That person cannot commit sexual assault of a child, or can they?

PRESIDENT: One minute.

SENATOR LANGFORD: Certainly.

SENATOR CHAMBERS: How? Let me ask Senator Kristensen the question.

SENATOR LANGFORD: Well, here you're talking about second degree sexual assault.

SENATOR CHAMBERS: No, I'm talking about sexual assault of a child, where the actor must be at least 19, so I'm asking you, if somebody is 18 and does the same thing, that is not sexual assault of a child, is it?

SENATOR LANGFORD: Certainly.

SENATOR CHAMBERS: I'd like to ask Senator Kristensen a question.

PRESIDENT: Senator Kristensen, please.

SENATOR CHAMBERS: Senator Kristensen, does 28-320.01 define