

thinking about here. I'm not sure that I agree that they should be let off with a misdemeanor charge, because I have a situation which I won't bring out, that was a very atrocious situation, where it was a grandfather molested eight grandchildren, and before that time molested his own three children, and there was a family fight about it because they didn't want it brought out and that sort of thing, but in the end the man got off with a misdemeanor charge and, to my knowledge, Bill is not receiving any kind of treatment. I've had numerous letters on this over a couple years time, and I won't go into the whole case. But what I'm saying is if this were removed, could they then lower his...the charge to something more than the misdemeanor charge? And I think he should have had more than a misdemeanor charge, but he happened to have a good attorney.

SENATOR KRISTENSEN: Well, your frustrations with the criminal system, and we'll debate the issues of whether plea negotiations are good things to do or not...

SENATOR SMITH: No, what I'm asking you is, if that were removed, is there something else they could lower...the other charge above that that they could lower it to which would still leave the statute of limitations in, the five years that we're talking about?

SENATOR KRISTENSEN: What was he charged with?

SENATOR SMITH: He ended up getting off with a misdemeanor.

SENATOR KRISTENSEN: Okay, but originally what was he charged with? A Class IV mis...a Class IV felony?

SENATOR SMITH: I don't know, I can't tell you.

SENATOR KRISTENSEN: Or Class III, it just depends what he was charged with whether there is anything else you could plead to. You know you kind of have to have it in the ballpark, you can't be charged with a Class IV felony and...or a Class III felony of sexual assault and go over to burglary and...

SENATOR SMITH: All right, now just let me give you...

SENATOR KRISTENSEN: ...plead to that just to get another charge.