

other senators, that there was nothing wrong with a child to be involved in any types of sexual child pornography. And I think the problem with it is that a lot of these individuals just fail to see any harm in their acts against a child because most of the time...

SPEAKER BAACK: One minute.

SENATOR ABOUD: ...they have been committed against themselves.

SENATOR SCHMIT: Thank you, Senator. I just want to say this. I couldn't agree more with what you have just said. The problem is that, as long as we have prosecutorial discretion insofar as filing of charges is concerned, you can do about anything you wish relative to making the statutes and the penalty more severe and I doubt very much that it is going to do anything to deter the crime. The prosecutors are going to continue to shy away from certain cases and they are going to continue to jump with alacrity upon others, but insofar as justice is concerned I doubt very much that we're going to see any more justice in regard to the prosecution of crimes, of sexual crimes against children. I commend you for what you're trying to do, Senator, but so long as there is prosecutorial discretion involved, it has been my experience that it always leans away from listening to children.

SPEAKER BAACK: Time.

SENATOR SCHMIT: Thank you very much.

SPEAKER BAACK: Thank you, Senator Schmit. Further discussion, Senator Pirsch.

SENATOR FIRSCH: Thank you. I appreciate what Senator Schmit had to say. We rely a lot on our law enforcement, our prosecution and our judges to carry out the intent of what we put into statute, but I think it's very important that we do give direction to the court, particularly in this particularly offensive sexual assault of a child. And this will give some direction to the court that, yes, after the first offense we are going to demand that there be a more serious penalty for the second and subsequent offenses. Incidentally, we were the last state in the Union to do away with corroboration, something that I'm not really proud of, but Nebraska was the last state to do away with corroboration and those kinds of evidence that the