

February 13, 1992 LB 111

more than one offense.

SENATOR LINDSAY: Right.

SENATOR PIRSCH: Now wouldn't an offense be an employee who is embezzling over a series of days from one employer because it's one person in the bill in one course or conduct? So how does...how does that affect that then?

SENATOR LINDSAY: Well, the prosecutor will have the choice to file that as a series of misdemeanor charges or if it aggregated into an amount which would rise above felony level, could...could file that as a felony. What the prosecutor could not do is take...the first three might add up to felony level...

SENATOR PIRSCH: Right.

SENATOR LINDSAY: ...and the next three add up to another felony and the next one add up to a third felony.

SENATOR PIRSCH: Okay.

SENATOR LINDSAY: It's either charge it as a scheme or charge it as separate incidents.

SENATOR PIRSCH: As separate instances.

SENATOR LINDSAY: Right.

SENATOR PIRSCH: Okay. Okay, thank you. I...I was confused as to which amendment but I do support this amendment.

SPEAKER BAACK: Thank you, Senator Pirsch. Senator Kristensen.

SENATOR KRISTENSEN: Thank you, Mr. President, and members, Senator Lindsay, if I may, I need to ask you some questions and do some hypotheticals. Let's just pick out what amount we want to have for felonies here. Shall we just say \$1,000?

SENATOR LINDSAY: That's...I think that's what it is right now.

SENATOR KRISTENSEN: Okay, let's just pick out a...

SENATOR LINDSAY: Whatever the statute reads.