

May 18, 1995

LB 371

SENATOR LINDSAY: Right. The 25 years would be 25 years.

SENATOR BEUTLER: Okay, so even if they're 50 years old when they're convicted and made a habitual criminal, they would be in prison until they were 75 or died.

SENATOR LINDSAY: Right.

SENATOR BEUTLER: Okay. And with respect to pardons, mandatory minimum terms are...people under those kinds of terms, can they be pardoned?

SENATOR LINDSAY: Yes.

SENATOR BEUTLER: They can be pardoned. Is that being changed by this bill?

SENATOR LINDSAY: Not unless we can get a constitutional amendment.

SENATOR BEUTLER: That is protected or that is a...

SENATOR LINDSAY: That's constitutional.

SENATOR BEUTLER: ...constitutional provision.

SENATOR LINDSAY: Yes.

SENATOR BEUTLER: Okay, so not only do we have to consider in considering what we're doing here whether we want the 25 or the 10 years to apply, but we have to consider whether we're going to do away with good time and do away with parole as well. Is that right?

SENATOR LINDSAY: Kind of broad but good time parole as it applies to mandatory minimums, not good time and parole...

SENATOR BEUTLER: Right.

SENATOR LINDSAY: ...to everything. But to answer your question, given that parameter, yes.

SENATOR BEUTLER: Yeah, but I'm...but I'm...what I'm trying to get at is, in thinking myself which way I want to go, I have to also think whether I want to do away with good time...