

May 18, 1995

LB 371

SENATOR PIRSCH: Yeah. Which is what the committee amendments add. How...how are you drafting this so...well, let me ask you the first question.

SENATOR CHAMBERS: Okay.

SENATOR PIRSCH: You can have any combination of the original green copy of felonies and let's say sexual assault and kidnapping and if you then had a vehicular homicide at that time, you would not be called a habitual criminal. Is that correct?

SENATOR CHAMBERS: Right, with what I'm talking about, right.

SENATOR PIRSCH: Yeah. Uh...

SENATOR CHAMBERS: Because that would be the third felony.

SENATOR PIRSCH: So if you...if you had vehicular homicide and then you added kidnapping and sexual assault on another occasion later, that...you would not be a habitual criminal.

SENATOR CHAMBERS: For the 25 years purpose, but for the 10-year you would be. See, they've got two things going here. Under the ten-year, that...

SENATOR PIRSCH: Right.

SENATOR CHAMBERS: ...you know, they don't...

SENATOR PIRSCH: I understand.

SENATOR CHAMBERS: ...none of those would have to be...okay.

SENATOR PIRSCH: Yes, and in ten years it's really five years because you have good time.

SENATOR CHAMBERS: Well, if they don't make the other changes that they're talking...

SENATOR PIRSCH: Right.

SENATOR CHAMBERS: ...about in this bill.