

February 2, 1996 LB 645

offenses, plus the mental abnormality or personality disorder which makes that person likely to engage in sexually violent offenses.

SENATOR CHAMBERS: But here...

SENATOR ABOUD: So let's just say, for example, a person was convicted of child pornography. Would...he would also have to show a mental abnormality or personality disorder which makes that person likely to engage in sexually violent offenses.

SENATOR CHAMBERS: Well, if the person...

SENATOR ABOUD: So there's a second requirement there.

SENATOR CHAMBERS: What's the difference between somebody who, who has this personality...

SENATOR CROSBY: One minute.

SENATOR CHAMBERS: ...disorder who is likely to do it again but hasn't done it again, and a person who is determined not to have a personality disorder but does it again and again and again and again?

SENATOR ABOUD: I would say that person that does it again and again and again probably has a mental abnormality or personality disorder, which...

SENATOR ABOUD: No, that's what you say, but now they're going to have to go to experts in the field.

SENATOR ABOUD: Um-hum.

SENATOR CHAMBERS: And if an expert determines that this person does not have a personality disorder or a mental abnormality, then you just have a repeat offender who does not have to register. But on the other hand, if a person is convicted of the child pornography, or let's say the kidnapping, where nothing sexual occurs at all, and does it twice, and you say this person has this abnormality and they might do it again, then for kidnapping they are labeled a violent sexual offender even though they did nothing sexual.