

LEGISLATIVE BILL 111

Approved by the Governor April 16, 2003

Introduced by Mossey, 3; Brown, 6; Cunningham, 40; Erdman, 47; Friend, 10; Hudkins, 21; Quandahl, 31; Smith, 48; Wehrbein, 2; Burling, 33; Thompson, 14; Synowiecki, 7; Combs, 32; McDonald, 41; Preister, 5; Redfield, 12; Mines, 18; Stuthman, 22

AN ACT relating to crimes and offenses; to amend section 28-813.01, Reissue Revised Statutes of Nebraska; to change penalty provisions for possession of child pornography; to repeal the original section; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 28-813.01, Reissue Revised Statutes of Nebraska, is amended to read:

28-813.01. (1) It shall be unlawful for a person to knowingly possess any visual depiction of sexually explicit conduct, as defined in section 28-1463.02, which has a ~~minor~~ child, as defined in such section, as one of its participants or portrayed observers.

(2) Any person who violates this section shall be guilty of a Class ~~II misdemeanor~~ IV felony.

Sec. 2. Original section 28-813.01, Reissue Revised Statutes of Nebraska, is repealed.

Sec. 3. Since an emergency exists, this act takes effect when passed and approved according to law.