

ONE HUNDRED SECOND LEGISLATURE - FIRST SESSION - 2011
COMMITTEE STATEMENT
LB665

Hearing Date: Thursday March 10, 2011
Committee On: Judiciary
Introducer: Pirsch
One Liner: Change provisions relating to criminal child enticement

Roll Call Vote - Final Committee Action:
Advanced to General File

Vote Results:

Aye: 8 Senators Ashford, Coash, Council, Harr, Larson, Lathrop, Lautenbaugh, McGill
Nay:
Absent:
Present Not Voting:

Proponents:

SEN. PETE PIRSCH
MARTY CONBOY

Representing:

INTRODUCER
NEBRASKA COUNTY ATTORNEYS ASSOCIATION,
OMAHA CITY PROSECUTOR

Opponents:

Representing:

Neutral:

Representing:

Summary of purpose and/or changes:

LB 665 would amend 28-311(Criminal child enticement; attempt; penalties.) by adding a new subsection (b) to prohibit the actual luring, enticement, coaxing or solicitation or the attempt of the previously listed efforts of a child under the age of fourteen into any place in an attempt to seclude the child from their parent or guardian. The age of the child at the time of the violation need not be known to the offender for a violation to occur.

For purposes of this act, seclude means: to take, remove, hide, secrete, conceal, isolate, or otherwise unlawfully separate.

A violation of this section is a Class IIIA felony (5yrs/\$10,000/ or both), however if the person convicted has a previous conviction for: (1) criminal child enticement under this section, (2) sexual assault of a child in the first degree under 28-319.01, (3) sexual assault of a child in the second degree under 28-320.01, (4) child enticement by means of an electronic communication device under section 28-320.02, or assault under section 28-308 thru 310, kidnapping under 28-313 or false imprisonment under 28-314 or 28-315 when the victim was under eighteen years of age when such person violates this section, such person shall be guilty of a Class III felony (1-20 years/\$25,000/ or both).
