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LB 364

SENATOR JANSSEN: All right. That's fine. In looking at the statute book here and, gee, there's a lot of...there are a lot of other things included here, a lot more than what is on this sheet. Who will determine those or will there be...will these be the only ones, then, that will be in that?

SENATOR BRASHEAR: These are the only ones. Now, you...what...you notice what we did in this sheet, if you look at it. First of all, we've reported to you on the offenses which have inmates who have been adversely...whose sentence has been impacted by 529, and then we added to it. At the end where you see zero, zero, zero starting with attempted manslaughter, attempted motor vehicle homicide, those are the other present Class IV felonies that we would increase to Class IIIA and make subject to the present imposition of 529. We did not report on all those that we are leaving in Class IV which do not affect...where an inmate is not serving under those sentences. In other words, you can find all the other offenses, but you won't find any inmates serving under those offenses.

SENATOR JANSSEN: Right. Some of the ones that are listed here, after what we went through yesterday, abortion procedure violations, child abortion...child aborted live improper care and so on like that...these would be the ones that...where we would go back to pre-529, right?

SENATOR BRASHEAR: They are Class IV now. They would remain Class IV. One, two. They would now be subject to the impositions of 529, which would be a sentence...a sentence of no less than the minimum, between the minimum and the maximum. And now they would be a minimum of no more than one-third of the maximum.

SENATOR JANSSEN: Okay. Thank you. Thank you, Senator Brashear.

SPEAKER WITHEM: Senator Abboud.

SENATOR ABOUD: Yes, Mr. President, members. I'll have a couple of comments and then I guess we'll move on to the vote. The issue I think...having served on the committee, I think it