

LEGISLATIVE BILL 1

Approved by the Governor January 26, 1979

Introduced by Marvel, 33, Chmn., Executive Board

AN ACT to amend section 28-306, Revised Statutes Supplement, 1978, relating to crimes and punishment; to correct an erroneous internal reference; to repeal the original section; and to declare an emergency.
Be it enacted by the people of the State of Nebraska,

Section 1. That section 28-306, Revised Statutes Supplement, 1978, be amended to read as follows:

28-306. (1) A person who causes the death of another unintentionally while engaged in the operation of a motor vehicle in violation of the law of the State of Nebraska or in violation of any city or village ordinance commits motor vehicle homicide.

(2) Except as provided in subsection (3) of this section, motor vehicle homicide is a Class I misdemeanor.

(3) If the proximate cause of the death of another is the operation of a motor vehicle in violation of section 39-669.01, ~~39-669.02~~ 39-669.03, or 39-669.07, motor vehicle homicide is a Class IV felony.

Sec. 2. That original section 28-306, Revised Statutes Supplement, 1978, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.