

## LEGISLATIVE BILL 200

Approved by the Governor February 16, 1989

Introduced by Chizek, 31

AN ACT relating to crimes and offenses; to amend section 28-514, Reissue Revised Statutes of Nebraska, 1943; to provide penalties for theft as prescribed; and to repeal the original section.

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

Section 1. That section 28-514, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-514. A person who comes into control of property of another that he or she knows to have been lost, mislaid, or delivered under a mistake as to the nature or amount of the property or the identity of the recipient commits theft if, with intent to deprive the owner thereof, he or she fails to take reasonable measures to restore the property to a person entitled to have it. Any person violating the provisions of this section shall, upon conviction thereof, be punished by the penalty prescribed in the next lower classification below the value of the item lost, mislaid, or delivered under a mistake pursuant to section 28-518. Any person convicted pursuant to this section when the value of the property is one hundred dollars or less shall be guilty of a Class III misdemeanor for the first conviction, a Class II misdemeanor for the second conviction, and a Class I misdemeanor for the third or subsequent conviction.

Sec. 2. That original section 28-514, Reissue Revised Statutes of Nebraska, 1943, is repealed.