

**ONE HUNDRED SIXTH LEGISLATURE - FIRST SESSION - 2019**  
**COMMITTEE STATEMENT**  
**LB132**

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**Hearing Date:** Thursday February 14, 2019  
**Committee On:** Judiciary  
**Introducer:** Pansing Brooks  
**One Liner:** Change penalties for certain felonies committed by persons under nineteen years of age

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

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**Vote Results:**

<b>Aye:</b>	7	Senators Brandt, Chambers, DeBoer, Lathrop, Morfeld, Pansing Brooks, Wayne
<b>Nay:</b>		
<b>Absent:</b>		
<b>Present Not Voting:</b>	1	Senator Slama

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**Oral Testimony:**

**Proponents:**

Senator Patty Pansing Brooks  
Juliet Summers  
Kenny Jacobs  
LaVon Stennis Williams  
Spike Eickholt

**Representing:**

Introducer  
Voices for Children in Nebraska  
Nebraska Criminal Defense Attorneys Association  
ReConnect, Inc.  
ACLU of Nebraska

**Opponents:**

Tressa Alioth  
Larry Storer

**Representing:**

Douglas County Attorney's Office  
self

**Neutral:**

Kellee Kucera Moreno

**Representing:**

self

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**Summary of purpose and/or changes:**

Section 28-105 provides the penalties for various classifications of felonies. Class IC felonies have a mandatory minimum of five years and a maximum sentence of fifty years. Class ID felonies have a mandatory minimum of three years and a maximum sentence of fifty years.

LB132 would amend Sec. 28-105 to add a new subsection to provide that Class IC and ID felonies do not have a mandatory minimum sentence when the person is convicted of an offense that was committed when that person was under nineteen years of age.

A person sentenced pursuant to this new subsection would be eligible for probation pursuant to Sec. 28-105(4). A person sentenced under this new subsection would also begin to accrue good time credit immediately pursuant to Sec. 83-1,110.

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Steve Lathrop, Chairperson