

ONE HUNDREDTH LEGISLATURE
FIRST SESSION
LEGISLATIVE RESOLUTION 199

Introduced by Ashford, 20;

PURPOSE: To examine the existing first degree sexual assault and statutory rape statute, Neb. Rev. Stat. section 28-319, and research similar laws in other jurisdictions to determine:

(1) If the existing minimum penalties for first offense first degree sexual assault are adequate to protect victims, provide a deterrent, and punish offenders; and

(2) If the current statutory structure for the crime of statutory rape in Nebraska is adequate and whether approaches in other jurisdictions, including those which provide graduated penalties based upon the ages of the parties, which allow for a defense for misrepresentation of fact or for consideration of mitigating circumstances at sentencing would better serve the interests of the state and the victims of this crime.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDREDTH LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.