

Legislature - First Session - 2019

Introducer's Statement of Intent

LB173

Chairperson: Senator Steve Lathrop

Committee: Judiciary

Date of Hearing: March 13, 2019

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB173 creates a "yes means yes" or an affirmative consent standard for sexual assault cases by adding a provision to the meaning of "without consent." LB173 stipulates that "without consent" means consent to engage in sexual contact or sexual penetration was not knowingly or voluntarily given and lack of consent may be inferred based on all the surrounding circumstances. Further, all the surrounding circumstances must be considered in determining whether a person gave consent.

Principal Introducer: _____

Senator Patty Pansing Brooks