

**ONE HUNDRED SECOND LEGISLATURE - FIRST SESSION - 2011**  
**COMMITTEE STATEMENT**  
**LB12**

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**Hearing Date:** Friday January 21, 2011  
**Committee On:** Judiciary  
**Introducer:** Wightman  
**One Liner:** Eliminate "without parole" provisions relating to life imprisonment

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

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**Vote Results:**

**Aye:** 8 Senators Ashford, Council, Coash, Harr, Larson, Lathrop, Lautenbaugh, McGill  
**Nay:**  
**Absent:**  
**Present Not Voting:**

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**Proponents:**

**Representing:**

**Opponents:**

**Representing:**

**Neutral:**

WILLIAM WAYNE

**Representing:**

SELF

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

LB 12 would remove from Nebraska Statutes the words "without parole", when those words are used in conjunction with the criminal penalty of "life imprisonment"

Currently our state statutes contain the phrase "life imprisonment without parole", however the Nebraska Supreme Court in the case, State of Nebraska v. Conover, 270 Neb. 446; 703 N.W.2d 898 (2005), ruled that the implementation of the penalty of "life imprisonment without parole" during a 2002 Special Session was outside the scope of the governors call and therefore unconstitutional.

LB 12 attempts to remove the words "without parole" across the six sections of statutes where the penalty of life imprisonment "without parole" is currently found.

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Brad Ashford, Chairperson