

ONE HUNDRED THIRD LEGISLATURE - SECOND SESSION - 2014
COMMITTEE STATEMENT
LB1034

Hearing Date: Thursday February 20, 2014
Committee On: Judiciary
Introducer: McGill
One Liner: Change provisions and penalties relating to unlawful intrusion

Roll Call Vote - Final Committee Action:
Advanced to General File with amendment(s)

Vote Results:
Aye: 7 Senators Ashford, Christensen, Coash, Davis, Lathrop, McGill, Seiler
Nay:
Absent: 1 Senator Chambers
Present Not Voting:

Proponents:
SEN. AMANDA MCGILL
JON EDWARDS

Representing:
INTRODUCER
NE COUNTY ATTORNEY'S ASSOCIATION

Opponents:
AMY MILLER

Representing:
ACLU NEBRASKA

Neutral:

Representing:

Summary of purpose and/or changes:

LB1034 would amend 28-311.08 to provide that it is unlawful for any person to knowingly photograph, film, record, or broadcast an image of the intimate area of any other person without his or her knowledge and consent when their intimate area would not be generally visible to the public regardless of whether the person is located in a public or private space. LB1034 would also provide a definition of "intimate area" and under the bill would mean "the naked or undergarment-clad genitalia, public area, buttocks, or female breast of an individual."

LB1034 would make a violation of this section a Class I misdemeanor, would make a subsequent violation a Class IV felony and would make a violation of this section a Class III felony if the violation involved a video or an image recorded. LB1034 would amend 28-367.01 to provide that a violation of 28-311.08 [Section 1] would require registration under the Sex Offender Registration Act.

Explanation of amendments:

AM2343 would insert "live" so that the bill would make it unlawful to live broadcast an image of the intimate area without his or her knowledge and consent.

Brad Ashford, Chairperson