

# One Hundred Fifth Legislature - Second Session - 2018

## Introducer's Statement of Intent

### LB1083

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**Chairperson: Senator Laura Ebke**

**Committee: Judiciary**

**Date of Hearing: February 07, 2018**

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

Under current law, a person charged with a crime may file a motion for discovery pursuant to Sec. 29-1912. If the court sustains the motion, then the prosecutor is required to produce certain evidence or information to the defendant's attorney, which include the "names and addresses" of witnesses.

LB1083 adds that "telephone numbers and email addresses, if known" of witnesses also be disclosed to the defense in addition to their names and addresses. Today, these forms of communication are often preferred by all parties over mail or home visits.

Courts often sustain the motions for discovery and order that they are reciprocal, meaning the defendant is also required to disclose any witnesses and their names and addresses to the prosecution. In those cases, both the defense and the prosecution would then have access to telephone numbers and email addresses of witnesses under this bill.

**Principal Introducer:** \_\_\_\_\_

Senator Matt Hansen