

and talked about. The county attorneys, who have been opposed to it in the past, agreed to the committee amendments which strikes the provision as it deals with a limitation in the number of years. So in other words, the issue of prior bad acts can be addressed, you can go back as far as possible for purposes of looking at what may or may not have transpired in the past. There are a couple of recent Supreme Court cases, one went back 20 years for purposes of introducing evidence; the other went back I think over 30. That ability would still be there, under the bill, though, the evidence of a prior bad act would have to take place at an in camera proceeding, which means it would take place outside of the presence of the jury. It would more than likely be in the judge's chambers. The judge would make a determination based on the evidence that was presented, whether or not this is relevant, excuse me, clear and convincing evidence for purposes of the crime, wrong, or act that was currently being prosecuted. And that's exactly what the bill would do. The committee amendments strike the provisions that deal with the five year limitation from the bill, so that the prosecuting attorneys or the county attorneys could still go back as far as they chose and bring those issues forward as long as they met the burden of proof required under the bill. With that, I would urge the adoption of the committee amendments.

SPEAKER BAACK: Thank you, Senator Hall. Any other discussion on the committee amendments? Seeing none, do you wish to close, Senator Chambers. Waives closing. We will now vote on the committee amendments. All those in favor vote aye, opposed vote no. Record, Mr. Clerk.

CLERK: 25 ayes, 0 nays, Mr. President, on adoption of committee amendments.

SPEAKER BAACK: The committee amendments are adopted. I will go to Senator Hall to open on the bill. Senator Hall.

SENATOR HALL: Thank you, Mr. President and members. Again, the LB 598 is a bill that has been before the Judiciary Committee at a number of different times. I've introduced it over the last seven years. It simply does this, it says that if there is a prosecution of a crime, that the prosecuting attorney or the county attorney should choose to look back at the record of that individual who is being charged with that present crime, they would have to use evidence of that prior bad act only in a