

AMENDMENTS TO LB 1014

(Amendments to Standing Committee amendments, AM2006)

Introduced by Synowiecki, 7.

1 1. Insert the following new section:

2 Sec. 24. Section 29-2246, Revised Statutes Cumulative
3 Supplement, 2006, is amended to read:

4 29-2246 For purposes of the Nebraska Probation
5 Administration Act and sections 43-2,123.01 and 83-1,102 to
6 83-1,104, unless the context otherwise requires:

7 (1) Association means the Nebraska District Court Judges
8 Association;

9 (2) Court means a district court, county court, or
10 juvenile court as defined in section 43-245;

11 (3) Office means the Office of Probation Administration;

12 (4) Probation means a sentence under which a person found
13 guilty of a crime upon verdict or plea or adjudicated delinquent or
14 in need of special supervision is released by a court subject to
15 conditions imposed by the court and subject to supervision;

16 (5) Probationer means a person sentenced to probation;

17 (6) Probation officer means an employee of the system who
18 supervises probationers and conducts presentence, predisposition,
19 or other investigations as may be required by law or directed by a
20 court in which he or she is serving or performs such other duties
21 as authorized pursuant to section 29-2258, except unpaid volunteers
22 from the community;

1 (7) Juvenile probation officer means any probation
2 officer who supervises probationers of a separate juvenile court;

3 (8) Juvenile intake probation officer means an employee
4 of the system who is called upon by a law enforcement officer in
5 accordance with section 43-250 to make a decision regarding the
6 furtherance of a juvenile's detention;

7 (9) Chief probation officer means the probation officer
8 in charge of a probation district;

9 (10) System means the Nebraska Probation System;

10 (11) Administrator means the probation administrator; and

11 (12) Non-probation-based program or service means a
12 program or service established within the district, county, or
13 juvenile courts and provided to individuals not sentenced to
14 probation who have been charged with or convicted of a crime
15 for the purpose of diverting the individual from incarceration
16 or to provide treatment for issues related to the individual's
17 criminogenic needs. Non-probation-based programs or services
18 include, but are not limited to, drug court programs and problem
19 solving court programs established pursuant to section 24-1302
20 and the treatment of problems relating to substance abuse, mental
21 health, sex offenses, or domestic violence.

22 2. Renumber the remaining sections and correct internal
23 references accordingly.

24 3. Correct the operative date and repealer sections so
25 that the section added by this amendment becomes operative three
26 calendar months after the adjournment of this legislative session.