

AMENDMENTS TO LB 63

(Amendments to E & R amendments, ER8031)

Introduced by Ashford, 20.

1           1. Insert the following new sections:

2           Sec. 31. Section 47-632, Revised Statutes Cumulative  
3 Supplement, 2008, is amended to read:

4           47-632 (1) The Community Corrections Uniform Data  
5 Analysis Cash Fund is created. The Except as provided in  
6 subsection (2) of this section, the fund shall be established for  
7 administrative purposes only within the Nebraska Commission on Law  
8 Enforcement and Criminal Justice, and shall be administered by  
9 the executive director of the Community Corrections Council, and  
10 ~~The fund shall consist of money collected pursuant to section~~  
11 ~~47-633. The fund shall only be used to support operations costs~~  
12 and analysis relating to the implementation and coordination of  
13 the uniform analysis of crime data pursuant to the Community  
14 Corrections Act, including associated information technology  
15 projects, as specifically approved by the executive director of  
16 the Community Corrections Council. The fund shall consist of money  
17 collected pursuant to section 47-633.

18           (2) On the effective date of this act, the State  
19 Treasurer shall transfer three hundred fifty thousand dollars  
20 from the Community Corrections Uniform Data Analysis Cash Fund to  
21 the Violence Prevention Cash Fund.

22           (3) Any money in the ~~fund~~ Community Corrections Uniform

1 Data Analysis Cash Fund available for investment shall be invested  
2 by the state investment officer pursuant to the Nebraska Capital  
3 Expansion Act and the Nebraska State Funds Investment Act.

4           Sec. 32. Section 60-497.01, Revised Statutes Cumulative  
5 Supplement, 2008, is amended to read:

6           60-497.01 (1) An abstract of the court record of every  
7 case in which a person is convicted of violating any provision of  
8 the Motor Vehicle Operator's License Act, the Motor Vehicle Safety  
9 Responsibility Act, ~~or~~ the Nebraska Rules of the Road, or section  
10 5 of this act, as from time to time amended by the Legislature,  
11 or any traffic regulations in city or village ordinances shall be  
12 transmitted within thirty days of sentencing or other disposition  
13 by the court to the director. Any abstract received by the director  
14 more than thirty days after the date of sentencing or other  
15 disposition shall be reported by the director to the State Court  
16 Administrator.

17           (2) Any person violating section 28-306, 60-696, 60-697,  
18 60-6,196, 60-6,197, 60-6,213, or 60-6,214 who is placed on  
19 probation shall be assessed the same points under section 60-4,182  
20 as if such person were not placed on probation unless a court has  
21 ordered that such person must obtain an ignition interlock permit  
22 in order to operate a motor vehicle with an ignition interlock  
23 device pursuant to section 60-6,211.05 and sufficient evidence is  
24 presented to the department that such a device is installed. For  
25 any other violation, the director shall not assess such person  
26 with any points under section 60-4,182 for such violation when  
27 the person is placed on probation until the director is advised

1 by the court that such person previously placed on probation has  
2 violated the terms of his or her probation and such probation has  
3 been revoked. Upon receiving notice of revocation of probation,  
4 the director shall assess to such person the points which such  
5 person would have been assessed had the person not been placed on  
6 probation. When a person fails to successfully complete probation,  
7 the court shall notify the director immediately.

8           2. On page 3, line 26, after the period insert "A copy  
9 of an abstract of the court's conviction, including an adjudication  
10 of a juvenile, shall be transmitted to the director pursuant to  
11 sections 60-497.01 to 60-497.04.".

12           3. On page 43, line 24, after the third comma insert  
13 "60-497.01,"; and in line 25, after "sections" insert "47-632,".

14           4. Renumber the remaining sections accordingly.