

AMENDMENTS TO LB 908

Introduced by Judiciary

1 1. Strike the original sections and insert the following
2 sections:

3 Section 1. Section 29-3921, Revised Statutes Supplement,
4 2011, is amended to read:

5 29-3921 (1) The Commission on Public Advocacy Operations
6 Cash Fund is created. The fund shall be used for the operations
7 of the commission, except that transfers may be made from the fund
8 to the General Fund at the direction of the Legislature through
9 June 30, 2011. The Commission on Public Advocacy Operations Cash
10 Fund shall consist of money remitted pursuant to section 33-156.
11 It is the intent of the Legislature that the commission shall
12 be funded solely from the fund. Any money in the fund available
13 for investment shall be invested by the state investment officer
14 pursuant to the Nebraska Capital Expansion Act and the Nebraska
15 State Funds Investment Act.

16 (2) On July 1, 2011, or as soon thereafter as
17 administratively possible, the State Treasurer shall transfer
18 one hundred thousand dollars from the Commission on Public
19 Advocacy Operations Cash Fund to the Supreme Court Education
20 Fund. The State Court Administrator shall use these funds to
21 assist the juvenile justice system in providing prefiling and
22 diversion programming designed to reduce excessive absenteeism and
23 unnecessary involvement with the juvenile justice system.

1 (3) The State Treasurer shall transfer the following
2 amounts from the Commission on Public Advocacy Operations Cash Fund
3 to the Court Appointed Special Advocate Fund:

4 (a) On July 1, 2011, or as soon thereafter as
5 administratively possible, one hundred thousand dollars; and

6 (b) On July 1, 2012, or as soon thereafter as
7 administratively possible, two hundred thousand dollars.

8 (4) No later than July 15 of each year from 2012 through
9 2017, the State Court Administrator shall certify to the State
10 Treasurer the number of court filings made in any county containing
11 a city of the metropolitan class in which the indigent defense
12 fee provided in subsection (1) of section 33-156 was paid to the
13 Commission on Public Advocacy Operations Cash Fund during the prior
14 fiscal year. The State Treasurer shall transfer an amount equal to
15 the number of such certified filings multiplied by one dollar and
16 fifty cents from the fund to the county treasurer of such county
17 for credit to the Indigent Defense Services Fund of the county on
18 September 1 or as soon thereafter as administratively possible. Any
19 county receiving funds under this section shall create an Indigent
20 Defense Services Fund in the county treasury and all indigent
21 defense services shall be funded through such fund.

22 Sec. 2. Original section 29-3921, Revised Statutes
23 Supplement, 2011, is repealed.

24 Sec. 3. Since an emergency exists, this act takes effect
25 when passed and approved according to law.