

ONE HUNDRED FIFTH LEGISLATURE - SECOND SESSION - 2018
COMMITTEE STATEMENT (CORRECTED)
LB1112

Hearing Date: Thursday February 22, 2018
Committee On: Judiciary
Introducer: Vargas
One Liner: Change provisions relating to placement and detention of juveniles and permit an additional use of funds under the Community-based Juvenile Services Aid Program

Roll Call Vote - Final Committee Action:
Advanced to General File with amendment(s)

Vote Results:
Aye: 7 Senators Baker, Ebke, Halloran, Hansen, Krist, Pansing Brooks, Morfeld
Nay:
Absent: 1 Senator Chambers
Present Not Voting:

Verbal Testimony:

Proponents:

Senator Tony Vargas
Juliet Summers
Christine Henningsen
Rico Zavala
Elaine Menzel
Anne Hobbs
Scout Richters

Representing:

Introducer
Voices for Children
self
Cedars Youth Services
Nebraska Association of County Officials
University of Nebraska Juvenile Justice Institute
ACLU of Nebraska

Opponents:

Representing:

Neutral:

Shakil Malik

Representing:

Nebraska County Attorneys Association

Summary of purpose and/or changes:

LB 1112 makes changes to the placement and detention of juveniles.

Sections 1 and 2 of the bill would adjust placement and detention provisions of current statute to provide that a juvenile shall not be placed at a youth rehabilitation and treatment center unless such placement is a matter of immediate and urgent necessity. It would further provide that a juvenile shall not be detained unless the physical safety of those in the community is threatened or to secure the presence of the juvenile at the next hearing demonstrated by the willful failure of the juvenile to appear and a court hearing within the last 12 months. It would further prohibit the detention of the juvenile for purposes of allowing a parent to avoid their legal responsibility, punishing, treating, or rehabilitating the juvenile, permitting convenient administrative access to the juvenile, facilitating further interrogation, or due to a lack of more appropriate facilities.

Section 3 would authorize the use of Community-based Juvenile Services Aid Program funds for one time use by an aid recipient to convert existing juvenile detention facilities to use as an alternative to detention, to invest in capital

construction for a facility for use as an alternative to detention, or for the lease of a facility for use as an alternative to detention.

Explanation of amendments:

AM 2070 to LB 1112 adds a requirement that determinations as to whether grant funding should be approved be based, in part, on an examination of disproportionate minority contact.

Laura Ebke, Chairperson