

ONE HUNDRED FIFTH LEGISLATURE - SECOND SESSION - 2018
COMMITTEE STATEMENT
LB818

Hearing Date: Thursday January 18, 2018
Committee On: Judiciary
Introducer: Chambers
One Liner: Change powers and duties relating to the Jail Standards Board

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

Vote Results:

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

Verbal Testimony:

Proponents:

Senator Ernie Chambers
Amy Miller
Marshall Lux

Representing:

Introducer
ACLU of Nebraska
Ombudsman's Office

Opponents:

Chris Sweeney

Representing:

Douglas County Corrections

Neutral:

Representing:

Summary of purpose and/or changes:

Neb. Rev. Stat. Sec. 83-4,126 currently provides that the Jail Standards Board has authority and responsibility over construction, maintenance, and operations standards for criminal detention facilities. The statute also provides similar powers relating to juvenile detention facilities and staff secure juvenile detention facilities. Currently, this statute excludes from Jail Standards Board oversight any "correctional facilities that are accredited by a nationally recognized correctional association." Facilities within this exception instead have an affirmative obligation to show proof of accreditation to the Board annually.

LB 818 would eliminate this exception, meaning that such accredited facilities would in the future be subject to the oversight of the Jail Standards Board. LB 818 also eliminates a similar exception in Neb. Rev. Stat. Sec. 83-4,131, which currently excludes accredited facilities from inspection and reporting by the Nebraska Commission on Law Enforcement and Criminal Justice.

Note: The Jail Standards Board oversight authority extends to facilities operated by political subdivisions but not those operated by the Nebraska Department of Correctional Services.

Explanation of amendments:

The committee amendment adds a delayed effective date of July 1, 2020.

Laura Ebke, Chairperson