

ONE HUNDRED FIFTH LEGISLATURE - FIRST SESSION - 2017
COMMITTEE STATEMENT
LB516

Hearing Date: Thursday March 09, 2017
Committee On: Judiciary
Introducer: Pansing Brooks
One Liner: Change provisions relating to a report on juvenile facilities

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

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

Verbal Testimony:

Proponents:
Senator Patty Pansing Brooks
Amy Miller
Brandon Holding

Representing:
Introducer
ACLU Nebraska
ACLU

Opponents:

Representing:

Neutral:
Julie Rogers

Representing:
Office of Inspector General of Nebraska Child Welfare

Summary of purpose and/or changes:

LB 516 amends language of current statute that requires juvenile facilities to submit a quarterly report on juvenile confinement. As it presently stands, Neb. Rev. Stat. Sec. 83-4,134.01 requires a quarterly report "on the number of juveniles placed in room confinement." LB 516 strikes the "number of" portion of this statute and requires a quarterly report "on the juveniles placed in room confinement." Furthermore, LB 516 clarifies that the report shall redact all personal information of the juveniles, but shall provide individual, rather than aggregate, data. The bill also establishes that any person who intentionally and knowingly fails to comply with this section shall be guilty of a Class V misdemeanor.

Explanation of amendments:

The language of the Amendment serves to clarify that placement of a juvenile in a room alone constitutes room confinement, even if the juvenile is in a room or cell that is monitored by video or other electronic monitoring. The Amendment further adjusts the penalty provisions of the original bill by making failure to comply with the reporting requirement subject the disciplinary action outlined in current statute, including closing of the facility for a period of time or revocation or refusal to renew a license of a licensed residential child-caring agency.

Laura Ebke, Chairperson