

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FIFTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 243**

Introduced by Bolz, 29.

Read first time January 11, 2017

Committee: Judiciary

1 A BILL FOR AN ACT relating to assaults; to require the reporting of  
2 certain information concerning assaults that occur in state  
3 institutions.

4 Be it enacted by the people of the State of Nebraska,

1           Section 1.    (1) For purposes of this section, secure state  
2 institution includes:

3           (a) Any facility operated by the Department of Correctional Services  
4 which is used for housing inmates;

5           (b) The Lincoln Regional Center, Norfolk Regional Center, and  
6 Hastings Regional Center; and

7           (c) The Youth Rehabilitation and Treatment Center-Kearney and the  
8 Youth Rehabilitation and Treatment Center-Geneva.

9           (2) If a person is assaulted in a secure state institution by  
10 another person housed or held in such institution, the administrator in  
11 charge of the secure state institution shall:

12           (a) Inform the victim of the assault of all disciplinary actions  
13 that are being taken against the person alleged to have committed the  
14 assault. When all such disciplinary actions have been completed, the  
15 administrator in charge of the secure state institution shall inform the  
16 victim of the results of such disciplinary actions; and

17           (b) Inform the appropriate county attorney of such assault. The  
18 county attorney shall notify the victim of the assault of the charges  
19 being filed against the person alleged to have committed the assault or  
20 the county attorney's rationale for not prosecuting the assault. If the  
21 victim is an employee at a secure state institution, the notification  
22 shall also be sent to a representative of the victim's labor union, if  
23 any. A victim may request that his or her labor union not be notified.

24           (3) Nothing in this section shall be construed to prohibit a victim  
25 from reporting any assault to the appropriate prosecuting authority or to  
26 diminish any rights granted by section 81-1848.