

ONE HUNDRED SEVENTH LEGISLATURE - SECOND SESSION - 2022
COMMITTEE STATEMENT
LB1241

Hearing Date: Thursday February 10, 2022
Committee On: Judiciary
Introducer: Lathrop
One Liner: Change provisions relating to law enforcement officer training and certification

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

Vote Results:
Aye: 8 Senators Brandt, DeBoer, Geist, Lathrop, McKinney, Morfeld, Pansing
Brooks, Slama
Nay:
Absent:
Present Not Voting:

Oral Testimony:

Proponents:

Senator Steve Lathrop
Kevin Spencer

Neil Miller
Mark Montgomery
Bob Lausten
Jim Maguire

Elaine Menzel
Gregory Lauby
Ken Clary
Lynn Rex

Opponents:

Neutral:

Representing:

Introducer
Police Chiefs Association of Nebraska & League of
Nebraska Municipalities
Nebraska Sheriffs Association
Police Officers Association of Nebraska
La Vista Police Department & United Cities of Sarpy County
Nebraska Fraternal Order of Police & Omaha Police
Officers Association
Nebraska Association of County Officials
Sr Et Tu, LLC
Bellevue Police Department
Nebraska League of Municipalities

Representing:

Representing:

Summary of purpose and/or changes:

Section 1 would amend Sec. 81-1401 to revise the definition of "training academy" to include facilities operated by multiple agencies pursuant to an interlocal agreement. Current law already allows an agency to operate its own academy with Police Standards Advisory Council ("PSAC") approval.

Section 2 would amend Sec. 81-1414 to clarify the process for an officer to be appointed pursuant to a reciprocity program.

Section 3 would amend Sec. 81-1414.07 to remove the requirement for a law enforcement officer to complete continuing education requirements in the year of their retirement.

Section 4 would amend Sec. 81-1414.13 to change the reciprocity process for law enforcement officers certified in another state. An applicant would need to be eligible for admission to a training academy, pass a physical fitness test, and pass a reciprocity test approved by the PSAC. The applicant would also need to have completed a training program equivalent to a Nebraska academy or actively engaged in performing the duties of a law enforcement officer. An applicant under this section would be allowed to serve as a noncertified conditional officer. This section would require the reciprocity test to be offered at least once per month and PSAC would be required to develop a study guide.

Section 5 is the repealer clause.

Section 6 is an emergency clause.

Explanation of amendments:

The amendment would reword Section 3 to clarify that an officer can retire in good standing without completing that year's continuing education.

The amendment would also change Section 4 to removes the four year limit for applicants that have completed an approved training program in another state. The amendment would remove the provision that would allow applicants that have not completed an approved training program to apply for reciprocity if they have performed the duties of a law enforcement officer in the past four years.

The amendment also requires the council to take action on a completed application within 45 days and publish a study guide for the reciprocity test by July 1, 2022.

Steve Lathrop, Chairperson