

LEGISLATURE OF NEBRASKA
ONE HUNDRED EIGHTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1281

Introduced by McDonnell, 5.

Read first time January 16, 2024

Committee: Judiciary

1 A BILL FOR AN ACT relating to the Nebraska Juvenile Code; to amend
2 section 43-255, Reissue Revised Statutes of Nebraska; to change
3 provisions relating to when a juvenile detained or placed in an
4 alternative to detention must be released; and to repeal the
5 original section.

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

1 Section 1. Section 43-255, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 43-255 Whenever a juvenile is detained or placed in an alternative
4 to detention infringing upon the child's liberty interest under section
5 43-250 or 43-253, the juvenile shall be released unconditionally within
6 forty-eight hours after the detention or placement order or the setting
7 of bond, excluding nonjudicial days. If, at any point ~~, unless~~ within
8 such period of time, while the juvenile is still detained or placed in
9 such alternative to detention, (1) a motion has been filed alleging that
10 such juvenile has violated an order of the juvenile court, (2) a juvenile
11 court petition has been filed pursuant to section 43-274, or (3) a
12 criminal complaint has been filed in a court of competent jurisdiction, a
13 hearing shall be held to determine if the juvenile shall be released.

14 Sec. 2. Original section 43-255, Reissue Revised Statutes of
15 Nebraska, is repealed.