

LEGISLATURE OF NEBRASKA  
NINETY-SIXTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 1166**

Introduced by Thompson, 14; Jensen, 20; Price, 26; Suttle, 10

Read first time January 10, 2000

Committee: Judiciary

A BILL

1 FOR AN ACT relating to juvenile services; to amend sections 29-2246  
2 and 33-124, Reissue Revised Statutes of Nebraska; to  
3 create a fund; to change court fees; to harmonize  
4 sections; to provide duties for the Office of Probation  
5 Administration, the Office of Juvenile Services, and the  
6 Revisor of Statutes; and to repeal the original sections.  
7 Be it enacted by the people of the State of Nebraska,

1           Section 1. (1) The Juvenile Community Services Cash Fund  
2 is created. Any money in the fund available for investment shall  
3 be invested by the state investment officer pursuant to the  
4 Nebraska Capital Expansion Act and the Nebraska State Funds  
5 Investment Act.

6           (2) The Juvenile Community Services Cash Fund shall be  
7 funded as provided in sections 2 and 3 of this act.

8           (3) The fund shall be used for services for juvenile  
9 offenders, including, but not limited to, day reporting centers  
10 tracker programs, drug and alcohol treatment programs, community  
11 service opportunities, recreational opportunities, safe havens,  
12 peer mediation programs, teen courts, drug courts, gang prevention  
13 services, parent training, mentoring programs, in-home family  
14 therapy vocational training and employment programs, alternative  
15 schools, and conflict resolution programs. The Office of Probation  
16 Administration and the Office of Juvenile Services shall each use  
17 one-half of the fund to provide such services.

18           Sec. 2. The docket fee for all proceedings heard by a  
19 separate juvenile court or a county court sitting as a juvenile  
20 court shall be the same as the docket fee for district court. For  
21 each proceeding filed in district court and heard by the county  
22 court sitting as a juvenile court, the difference between the  
23 amount of the docket fee in district court and the docket fee in  
24 county court shall be remitted to the State Treasurer with forms  
25 prescribed by the State Treasurer within ten days after the close  
26 of each calendar quarter. The State Treasurer shall credit the  
27 money to the Juvenile Community Services Cash Fund.

28           Sec. 3. A juvenile services fee of five dollars shall be

1 taxed as costs in each case filed in each separate juvenile court  
 2 and district court, including appeals to such courts, and on each  
 3 case filed in each county court except those filed in county court  
 4 pursuant to its jurisdiction under subdivision (5) of section  
 5 24-517 or section 25-2802. A juvenile services fee of five dollars  
 6 shall be taxed as costs for each appeal and original action filed  
 7 in the Court of Appeals and the Supreme Court. Such fees shall be  
 8 remitted to the State Treasurer on forms prescribed by the State  
 9 Treasurer within ten days after the close of each month for credit  
 10 to the Juvenile Community Services Cash Fund.

11           Sec. 4. Section 29-2246, Reissue Revised Statutes of  
 12 Nebraska, is amended to read:

13           29-2246. As used in the Nebraska Probation  
 14 Administration Act and sections 43-2,123.01 and 83-1,102 to  
 15 83-1,104, unless the context otherwise requires:

16           (1) Association shall mean the Nebraska District Court  
 17 Judges Association;

18           (2) Court shall mean a district court, county court, or  
 19 separate juvenile court; ~~7 except a separate juvenile court~~  
 20 established pursuant to sections 43-2,111 to 43-2,113 and 43-2,118  
 21 to 43-2,127;

22           (3) Office shall mean the Office of Probation  
 23 Administration;

24           (4) Probation shall mean a sentence under which a person  
 25 found guilty of a crime upon verdict or plea or adjudicated  
 26 delinquent or in need of special supervision is released by a court  
 27 subject to conditions imposed by the court and subject to  
 28 supervision;

1           (5) Probationer shall mean a person sentenced to  
2 probation;

3           (6) Probation officer shall mean any person who  
4 supervises probationers, except unpaid volunteers from the  
5 community;

6           (7) Juvenile probation officer shall mean any probation  
7 officer who supervises probationers of a separate juvenile court;

8           (8) Chief probation officer shall mean the probation  
9 officer in charge of a probation district;

10           (9) System shall mean the Nebraska Probation System; and

11           (10) Administrator shall mean the probation  
12 administrator.

13           Sec. 5. Section 33-124, Reissue Revised Statutes of  
14 Nebraska, is amended to read:

15           33-124. In criminal matters, including preliminary ~~and~~  
16 ~~juvenile~~ hearings, the county court shall receive, for any and all  
17 services rendered up to and including the judgment or dismissal of  
18 the action and the issuance of mittimus or discharge to the jailer,  
19 the sum of eighteen dollars.

20           Sec. 6. The Revisor of Statutes shall assign sections 2  
21 and 3 of this act to Chapter 33, article 1.

22           Sec. 7. Original sections 29-2246 and 33-124, Reissue  
23 Revised Statutes of Nebraska, are repealed.