

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SIXTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 516**

Introduced by Pansing Brooks, 28; Linehan, 39; Slama, 1.

Read first time January 22, 2019

Committee: Judiciary

1 A BILL FOR AN ACT relating to children and families; to amend sections  
2 28-707, 28-710, 28-713, 28-720.01, and 29-110, Reissue Revised  
3 Statutes of Nebraska, and sections 28-101 and 43-4406, Revised  
4 Statutes Cumulative Supplement, 2018; to redefine a term; to change  
5 provisions relating to child abuse, the Child Protection and Family  
6 Safety Act, human trafficking, and child welfare services; to  
7 provide duties for the Department of Health and Human Services; to  
8 change statutes of limitations with respect to human trafficking  
9 offenses; to harmonize provisions; to repeal the original sections;  
10 and to declare an emergency.

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

1 Section 1. Section 28-101, Revised Statutes Cumulative Supplement,  
2 2018, is amended to read:

3 28-101 Sections 28-101 to 28-1357 and 28-1601 to 28-1603 and section  
4 6 of this act shall be known and may be cited as the Nebraska Criminal  
5 Code.

6 Sec. 2. Section 28-707, Reissue Revised Statutes of Nebraska, is  
7 amended to read:

8 28-707 (1) A person commits child abuse if he or she knowingly,  
9 intentionally, or negligently causes or permits a minor child to be:

10 (a) Placed in a situation that endangers his or her life or physical  
11 or mental health;

12 (b) Cruelly confined or cruelly punished;

13 (c) Deprived of necessary food, clothing, shelter, or care;

14 (d) Placed in a situation to be sexually exploited through sex  
15 trafficking of a minor as defined in section 28-830 or by actual or  
16 attempted by allowing, encouraging, or forcing such minor child to  
17 solicit for or engage in prostitution, debauchery, public indecency, or  
18 obscene or pornographic photography, films, or depictions;

19 (e) Placed in a situation to be sexually abused as defined in  
20 section 28-319, 28-319.01, or 28-320.01; or

21 (f) Placed in a situation to be a trafficking victim as defined in  
22 section 28-830.

23 (2) The statutory privilege between patient and physician, between  
24 client and professional counselor, and between husband and wife shall not  
25 be available for excluding or refusing testimony in any prosecution for a  
26 violation of this section.

27 (3) Child abuse is a Class I misdemeanor if the offense is committed  
28 negligently and does not result in serious bodily injury as defined in  
29 section 28-109 or death.

30 (4) Child abuse is a Class IIIA felony if the offense is committed  
31 knowingly and intentionally and does not result in serious bodily injury

1 as defined in section 28-109 or death.

2 (5) Child abuse is a Class IIIA felony if the offense is committed  
3 negligently and results in serious bodily injury as defined in section  
4 28-109.

5 (6) Child abuse is a Class IIA felony if the offense is committed  
6 negligently and results in the death of such child.

7 (7) Child abuse is a Class II felony if the offense is committed  
8 knowingly and intentionally and results in serious bodily injury as  
9 defined in such section.

10 (8) Child abuse is a Class IB felony if the offense is committed  
11 knowingly and intentionally and results in the death of such child.

12 (9) For purposes of this section, negligently refers to criminal  
13 negligence and means that a person knew or should have known of the  
14 danger involved and acted recklessly, as defined in section 28-109, with  
15 respect to the safety or health of the minor child.

16 Sec. 3. Section 28-710, Reissue Revised Statutes of Nebraska, is  
17 amended to read:

18 28-710 (1) Sections 28-710 to 28-727 shall be known and may be cited  
19 as the Child Protection and Family Safety Act.

20 (2) For purposes of the Child Protection and Family Safety Act:

21 (a) Alternative response means a comprehensive assessment of (i)  
22 child safety, (ii) the risk of future child abuse or neglect, (iii)  
23 family strengths and needs, and (iv) the provision of or referral for  
24 necessary services and support. Alternative response is an alternative to  
25 traditional response and does not include an investigation or a formal  
26 determination as to whether child abuse or neglect has occurred, and the  
27 subject of the report shall not be entered into the central registry of  
28 child protection cases maintained pursuant to section 28-718;

29 (b) Child abuse or neglect means knowingly, intentionally, or  
30 negligently causing or permitting a minor child to be:

31 (i) Placed in a situation that endangers his or her life or physical

1 or mental health;

2 (ii) Cruelly confined or cruelly punished;

3 (iii) Deprived of necessary food, clothing, shelter, or care;

4 (iv) Left unattended in a motor vehicle if such minor child is six  
5 years of age or younger;

6 (v) Placed in a situation to be sexually Sexually abused; ~~or~~

7 (vi) Placed in a situation to be sexually Sexually exploited through  
8 sex trafficking of a minor as defined in section 28-830 or by actual or  
9 attempted by allowing, encouraging, or forcing such person to solicit for  
10 or engage in prostitution, debauchery, public indecency, or obscene or  
11 pornographic photography, films, or depictions; or

12 (vii) Placed in a situation to be a trafficking victim as defined in  
13 section 28-830;

14 (c) Comprehensive assessment means an analysis of child safety, risk  
15 of future child abuse or neglect, and family strengths and needs on a  
16 report of child abuse or neglect. Comprehensive assessment does not  
17 include a determination as to whether the child abuse or neglect occurred  
18 but does determine the need for services and support to address the  
19 safety of children and the risk of future abuse or neglect;

20 (d) Department means the Department of Health and Human Services;

21 (e) Investigation means fact gathering related to the current safety  
22 of a child and the risk of future child abuse or neglect that determines  
23 whether child abuse or neglect has occurred and whether child protective  
24 services are needed;

25 (f) Law enforcement agency means the police department or town  
26 marshal in incorporated municipalities, the office of the sheriff in  
27 unincorporated areas, and the Nebraska State Patrol;

28 (g) Out-of-home child abuse or neglect means child abuse or neglect  
29 occurring outside of a child's family home, including in day care homes,  
30 foster homes, day care centers, residential child-caring agencies as  
31 defined in section 71-1926, ~~and~~ other child care facilities or

1 institutions, and the community. Out-of-home child abuse or neglect also  
2 includes cases in which the subject of the report of child abuse or  
3 neglect is not a member of the child's household, no longer has access to  
4 the child, is unknown, or cannot be identified;

5 (h) Review, Evaluate, and Decide Team means an internal team of  
6 staff within the department and shall include no fewer than two  
7 supervisors or administrators and two staff members knowledgeable on the  
8 policies and practices of the department, including, but not limited to,  
9 the structured review process. County attorneys, child advocacy centers,  
10 or law enforcement agency personnel may attend team reviews upon request  
11 of a party;

12 (i) Traditional response means an investigation by a law enforcement  
13 agency or the department pursuant to section 28-713 which requires a  
14 formal determination of whether child abuse or neglect has occurred; and

15 (j) Subject of the report of child abuse or neglect or subject of  
16 the report means the person or persons identified in the report as  
17 responsible for the child abuse or neglect.

18 Sec. 4. Section 28-713, Reissue Revised Statutes of Nebraska, is  
19 amended to read:

20 28-713 (1) Unless an intake is assigned to alternative response,  
21 upon the receipt of a call reporting child abuse and neglect as required  
22 by section 28-711:

23 (a) ~~(1)~~ It is the duty of the law enforcement agency to investigate  
24 the report, to take immediate steps to protect the child, and to  
25 institute legal proceedings if appropriate. In situations of alleged out-  
26 of-home child abuse or neglect if the person or persons to be notified  
27 have not already been notified and the person to be notified is not the  
28 subject of the report of child abuse or neglect, the law enforcement  
29 agency shall immediately notify the person or persons having custody of  
30 each child who has allegedly been abused or neglected that such report of  
31 alleged child abuse or neglect has been made and shall provide such

1 person or persons with information of the nature of the alleged child  
2 abuse or neglect. The law enforcement agency may request assistance from  
3 the department during the investigation and shall, by the next working  
4 day, notify either the hotline or the department of receipt of the  
5 report, including whether or not an investigation is being undertaken by  
6 the law enforcement agency. A copy of all reports, whether or not an  
7 investigation is being undertaken, shall be provided to the department;

8 (b) ~~(2)~~ In situations of alleged out-of-home child abuse or neglect  
9 if the person or persons to be notified have not already been notified  
10 and the person to be notified is not the subject of the report of child  
11 abuse or neglect, the department shall immediately notify the person or  
12 persons having custody of each child who has allegedly been abused or  
13 neglected that such report of alleged child abuse or neglect has been  
14 made and shall provide such person or persons with information of the  
15 nature of the alleged child abuse or neglect and any other information  
16 that the department deems necessary. The department shall investigate for  
17 the purpose of assessing each report of child abuse or neglect to  
18 determine the risk of harm to the child involved. The department shall  
19 also provide such social services as are necessary and appropriate under  
20 the circumstances to protect and assist the child and to preserve the  
21 family;

22 (c) ~~(3)~~ The department may make a request for further assistance  
23 from the appropriate law enforcement agency or take such legal action as  
24 may be appropriate under the circumstances;

25 (d) ~~(4)~~ The department shall, by the next working day after  
26 receiving a report of child abuse or neglect under this subsection  
27 ~~subdivision (1)~~ of this section, make a written report or a summary on  
28 forms provided by the department to the proper law enforcement agency in  
29 the county and enter in the tracking system of child protection cases  
30 maintained pursuant to section 28-715 all reports of child abuse or  
31 neglect opened for investigation and any action taken; and

1           (e) ~~(5)~~ The department shall, upon request, make available to the  
2 appropriate investigating law enforcement agency and the county attorney  
3 a copy of all reports relative to a case of suspected child abuse or  
4 neglect.

5           (2)(a) In addition to the responsibilities under subsection (1) of  
6 this section, upon the receipt of any report that a child may be a victim  
7 of sex trafficking of a minor or labor trafficking of a minor as defined  
8 in section 28-830 and without regard to the subject of the report, the  
9 department shall:

10           (i) Immediately assign the case to staff for an in-person  
11 investigation. The department shall assign a report for investigation  
12 regardless of whether or not the subject of the report is a member of the  
13 child's household or family or whether the subject is known or unknown,  
14 including cases of out-of-home child abuse and neglect;

15           (ii) Conduct an in-person investigation and appropriately coordinate  
16 with law enforcement agencies, the local child advocacy center, and the  
17 child abuse and neglect investigation team under section 28-729;

18           (iii) Use specialized screening and assessment instruments to  
19 identify whether the child is a victim of sex trafficking of a minor or  
20 labor trafficking of a minor or at high risk of becoming such a victim  
21 and determine the needs of the child and family to prevent or respond to  
22 abuse, neglect, and exploitation. On or before July 1, 2019, the  
23 department shall develop and adopt these instruments in consultation with  
24 knowledgeable organizations and individuals, including representatives of  
25 child advocacy centers, behavioral health providers, child welfare and  
26 juvenile justice service providers, law enforcement representatives, and  
27 prosecutors; and

28           (iv) Provide services or refer and connect the child and family to  
29 services based on the needs of the child and family, regardless of the  
30 identity of the subject of the report. The department shall identify and  
31 connect the child and family with services in the least restrictive

1 environment which shall address the need for safe and appropriate  
2 shelter, medical and mental health care, including substance abuse  
3 services, supportive and appropriate relationship, victim advocacy,  
4 education, and other needs as determined by the department.

5 (b) On or before December 1, 2019, the department shall adopt rules  
6 and regulations outlining the investigation process, screening and  
7 assessment tools, and criteria for opening an ongoing case for  
8 allegations of sex trafficking of a minor and labor trafficking of a  
9 minor.

10 Sec. 5. Section 28-720.01, Reissue Revised Statutes of Nebraska, is  
11 amended to read:

12 28-720.01 (1) Except as provided in subsection (2) of this section,  
13 all All reports of child abuse or neglect which are not under subdivision  
14 (1)(a), (b), or (c) of section 28-720 shall be considered unfounded—and  
15 shall be maintained only in the tracking system of child protection cases  
16 pursuant to section 28-715 and not in the central registry of child  
17 protection cases maintained pursuant to section 28-718.

18 (2) When the identity of the subject of the report of child abuse or  
19 neglect is unknown or unable to be confirmed, the department shall  
20 classify the report as agency substantiated when a preponderance of the  
21 evidence indicates that a child is a victim of abuse or neglect. This  
22 shall include, but is not limited to, reports alleging children are  
23 victims of sex trafficking of a minor or labor trafficking of a minor, as  
24 defined in section 28-830, or have been recorded in obscene or  
25 pornographic images. Child victims in agency substantiated reports under  
26 this section shall be included in the department's data and reporting on  
27 the numbers of child victims of abuse, neglect, and sex trafficking of a  
28 minor or labor trafficking of a minor.

29 (3) The department shall only maintain unfounded reports and agency  
30 substantiated reports described in subsection (2) of this section in the  
31 tracking system of child protection cases pursuant to section 28-715 and

1 not in the central registry of child protection cases maintained pursuant  
2 to section 28-718.

3       Sec. 6. On or before December 1, 2019, the Department of Health and  
4 Human Services shall provide to the Legislature, Governor, and Attorney  
5 General a comprehensive report on the availability of services for  
6 victims of sex trafficking of a minor or labor trafficking of a minor  
7 under section 28-831 and minors who are at risk of becoming such victims.  
8 The report shall be developed in consultation with representatives of  
9 child advocacy centers, behavioral health providers, child welfare and  
10 juvenile justice service providers, law enforcement representatives, and  
11 prosecutors and shall contain recommendations on the best practices to  
12 serve these minors, needed changes to policy and practice to better  
13 connect minors with services, and strategies for increasing access to  
14 appropriate and necessary services. The report to the Legislature shall  
15 be provided electronically.

16       Sec. 7. Section 29-110, Reissue Revised Statutes of Nebraska, is  
17 amended to read:

18       29-110 (1) Except as otherwise provided by law, no person shall be  
19 prosecuted for any felony unless the indictment is found by a grand jury  
20 within three years next after the offense has been done or committed or  
21 unless a complaint for the same is filed before the magistrate within  
22 three years next after the offense has been done or committed and a  
23 warrant for the arrest of the defendant has been issued.

24       (2) Except as otherwise provided by law, no person shall be  
25 prosecuted, tried, or punished for any misdemeanor or other indictable  
26 offense below the grade of felony or for any fine or forfeiture under any  
27 penal statute unless the suit, information, or indictment for such  
28 offense is instituted or found within one year and six months from the  
29 time of committing the offense or incurring the fine or forfeiture or  
30 within one year for any offense the punishment of which is restricted by  
31 a fine not exceeding one hundred dollars and to imprisonment not

1 exceeding three months.

2 (3) Except as otherwise provided by law, no person shall be  
3 prosecuted for kidnapping under section 28-313, false imprisonment under  
4 section 28-314 or 28-315, child abuse under section 28-707, pandering  
5 under section 28-802, debauching a minor under section 28-805, or an  
6 offense under section 28-813, 28-813.01, or 28-1463.03 when the victim is  
7 under sixteen years of age at the time of the offense (a) unless the  
8 indictment for such offense is found by a grand jury within seven years  
9 next after the offense has been committed or within seven years next  
10 after the victim's sixteenth birthday, whichever is later, or (b) unless  
11 a complaint for such offense is filed before the magistrate within seven  
12 years next after the offense has been committed or within seven years  
13 next after the victim's sixteenth birthday, whichever is later, and a  
14 warrant for the arrest of the defendant has been issued.

15 (4) Except as otherwise provided by law, no person shall be  
16 prosecuted for a violation of subsection (2) or (3) of section 28-831 (a)  
17 unless the indictment for such offense is found by a grand jury within  
18 seven years next after the offense has been committed or (b) unless a  
19 complaint for such offense is filed before the magistrate within seven  
20 years next after the offense has been committed and a warrant for the  
21 arrest of the defendant has been issued.

22 (5) ~~(4)~~ No person shall be prosecuted for a violation of the  
23 Securities Act of Nebraska under section 8-1117 unless the indictment for  
24 such offense is found by a grand jury within five years next after the  
25 offense has been done or committed or unless a complaint for such offense  
26 is filed before the magistrate within five years next after the offense  
27 has been done or committed and a warrant for the arrest of the defendant  
28 has been issued.

29 (6) ~~(5)~~ No person shall be prosecuted for criminal impersonation  
30 under section 28-638, identity theft under section 28-639, or identity  
31 fraud under section 28-640 unless the indictment for such offense is

1 found by a grand jury within five years next after the offense has been  
2 done or committed or unless a complaint for such offense is filed before  
3 the magistrate within five years next after the offense has been done or  
4 committed and a warrant for the arrest of the defendant has been issued.

5 (7) ~~(6)~~ No person shall be prosecuted for a violation of section  
6 68-1017 if the aggregate value of all funds and other benefits obtained  
7 or attempted to be obtained is five hundred dollars or more unless the  
8 indictment for such offense is found by a grand jury within five years  
9 next after the offense has been done or committed or unless a complaint  
10 for such offense is filed before the magistrate within five years next  
11 after the offense has been done or committed and a warrant for the arrest  
12 of the defendant has been issued.

13 (8) ~~(7)~~ No person shall be prosecuted for knowing and intentional  
14 abuse, neglect, or exploitation of a vulnerable adult or senior adult  
15 under section 28-386 unless the indictment for such offense is found by a  
16 grand jury within six years next after the offense has been done or  
17 committed or unless a complaint for such offense is filed before the  
18 magistrate within six years next after the offense has been done or  
19 committed and a warrant for the arrest of the defendant has been issued.

20 (9) ~~(8)~~ There shall not be any time limitations for prosecution or  
21 punishment for treason, murder, arson, forgery, sexual assault in the  
22 first or second degree under section 28-319 or 28-320, sexual assault of  
23 a child in the second or third degree under section 28-320.01, incest  
24 under section 28-703, ~~or~~ sexual assault of a child in the first degree  
25 under section 28-319.01, labor trafficking of a minor or sex trafficking  
26 of a minor under subsection (1) of section 28-831; nor shall there be any  
27 time limitations for prosecution or punishment for sexual assault in the  
28 third degree under section 28-320 when the victim is under sixteen years  
29 of age at the time of the offense.

30 (10) ~~(9)~~ The time limitations prescribed in this section shall  
31 include all inchoate offenses pursuant to the Nebraska Criminal Code and

1 compounding a felony pursuant to section 28-301.

2 ~~(11) (10)~~ The time limitations prescribed in this section shall not  
3 extend to any person fleeing from justice.

4 ~~(12) (11)~~ When any suit, information, or indictment for any crime or  
5 misdemeanor is limited by any statute to be brought or exhibited within  
6 any other time than is limited by this section, then the suit,  
7 information, or indictment shall be brought or exhibited within the time  
8 limited by such statute.

9 ~~(13) (12)~~ If any suit, information, or indictment is quashed or the  
10 proceedings set aside or reversed on writ of error, the time during the  
11 pendency of such suit, information, or indictment so quashed, set aside,  
12 or reversed shall not be reckoned within this statute so as to bar any  
13 new suit, information, or indictment for the same offense.

14 ~~(14) (13)~~ The changes made to this section by Laws 2004, LB 943,  
15 shall apply to offenses committed prior to April 16, 2004, for which the  
16 statute of limitations has not expired as of such date and to offenses  
17 committed on or after such date.

18 ~~(15) (14)~~ The changes made to this section by Laws 2005, LB 713,  
19 shall apply to offenses committed prior to September 4, 2005, for which  
20 the statute of limitations has not expired as of such date and to  
21 offenses committed on or after such date.

22 ~~(16) (15)~~ The changes made to this section by Laws 2009, LB 97, and  
23 Laws 2006, LB 1199, shall apply to offenses committed prior to May 21,  
24 2009, for which the statute of limitations has not expired as of such  
25 date and to offenses committed on or after such date.

26 ~~(17) (16)~~ The changes made to this section by Laws 2010, LB809,  
27 shall apply to offenses committed prior to July 15, 2010, for which the  
28 statute of limitations has not expired as of such date and to offenses  
29 committed on or after such date.

30 ~~(18) (17)~~ The changes made to this section by Laws 2016, LB934,  
31 shall apply to offenses committed prior to April 19, 2016, for which the

1 statute of limitations has not expired as of such date and to offenses  
2 committed on or after such date.

3 (19) The changes made to this section by this legislative bill shall  
4 apply to offenses committed prior to the effective date of this act for  
5 which the statute of limitations has not expired as of such date and to  
6 offenses committed on or after such date.

7 Sec. 8. Section 43-4406, Revised Statutes Cumulative Supplement,  
8 2018, is amended to read:

9 43-4406 On or before each September 15, the department shall report  
10 electronically to the Health and Human Services Committee of the  
11 Legislature the following information regarding child welfare services,  
12 with respect to children served by any lead agency or the pilot project  
13 and children served by the department:

14 (1) The percentage of children served and the allocation of the  
15 child welfare budget, categorized by service area and by lead agency or  
16 the pilot project, including:

17 (a) The percentage of children served, by service area and the  
18 corresponding budget allocation; and

19 (b) The percentage of children served who are wards of the state and  
20 the corresponding budget allocation;

21 (2) The number of siblings in out-of-home care placed with siblings  
22 as of the June 30 immediately preceding the date of the report,  
23 categorized by service area and by lead agency or the pilot project;

24 (3) The number of waivers granted under subsection (2) of section  
25 71-1904;

26 (4) An update of the information in the report of the Children's  
27 Behavioral Health Task Force pursuant to sections 43-4001 to 43-4003,  
28 including:

29 (a) The number of children receiving mental health and substance  
30 abuse services annually by the Division of Behavioral Health of the  
31 department;

1 (b) The number of children receiving behavioral health services  
2 annually at the Hastings Regional Center;

3 (c) The number of state wards receiving behavioral health services  
4 as of September 1 immediately preceding the date of the report;

5 (d) Funding sources for children's behavioral health services for  
6 the fiscal year ending on the immediately preceding June 30;

7 (e) Expenditures in the immediately preceding fiscal year by the  
8 division, categorized by category of behavioral health service and by  
9 behavioral health region; and

10 (f) Expenditures in the immediately preceding fiscal year from the  
11 medical assistance program and CHIP as defined in section 68-969 for  
12 mental health and substance abuse services, for all children and for  
13 wards of the state;

14 (5) The following information as obtained for each service area and  
15 lead agency or the pilot project:

16 (a) Case manager education, including college degree, major, and  
17 level of education beyond a baccalaureate degree;

18 (b) Average caseload per case manager;

19 (c) Average number of case managers per child during the preceding  
20 twelve months;

21 (d) Average number of case managers per child for children who have  
22 been in the child welfare system for three months, for six months, for  
23 twelve months, and for eighteen months and the consecutive yearly average  
24 for children until the age of majority or permanency is attained;

25 (e) Monthly case manager turnover;

26 (f) Monthly face-to-face contacts between each case manager and the  
27 children on his or her caseload;

28 (g) Monthly face-to-face contacts between each case manager and the  
29 parent or parents of the children on his or her caseload;

30 (h) Case documentation of monthly consecutive team meetings per  
31 quarter;

1 (i) Case documentation of monthly consecutive parent contacts per  
2 quarter;

3 (j) Case documentation of monthly consecutive child contacts with  
4 case manager per quarter;

5 (k) Case documentation of monthly consecutive contacts between child  
6 welfare service providers and case managers per quarter;

7 (l) Timeliness of court reports; and

8 (m) Non-court-involved children, including the number of children  
9 served, the types of services requested, the specific services provided,  
10 the cost of the services provided, and the funding source;

11 (6) All placements in residential treatment settings made or paid  
12 for by the child welfare system, the Office of Juvenile Services, the  
13 State Department of Education or local education agencies, any lead  
14 agency or the pilot project through letters of agreement, and the medical  
15 assistance program, including, but not limited to:

16 (a) Child variables;

17 (b) Reasons for placement;

18 (c) The percentage of children denied medicaid-reimbursed services  
19 and denied the level of placement requested;

20 (d) With respect to each child in a residential treatment setting:

21 (i) If there was a denial of initial placement request, the length  
22 and level of each placement subsequent to denial of initial placement  
23 request and the status of each child before and immediately after, six  
24 months after, and twelve months after placement;

25 (ii) Funds expended and length of placements;

26 (iii) Number and level of placements;

27 (iv) Facility variables; and

28 (v) Identification of specific child welfare services unavailable in  
29 the child's community that, if available, could have prevented the need  
30 for residential treatment; and

31 (e) Identification of child welfare services unavailable in the

1 state that, if available, could prevent out-of-state placements;

2 (7) From any lead agency or the pilot project, the percentage of its  
3 accounts payable to subcontracted child welfare service providers that  
4 are thirty days overdue, sixty days overdue, and ninety days overdue;

5 (8) For any individual involved in the child welfare system  
6 receiving a service or a placement through the department or its agent  
7 for which referral is necessary, the date when such referral was made by  
8 the department or its agent and the date and the method by which the  
9 individual receiving the services was notified of such referral. To the  
10 extent the department becomes aware of the date when the individual  
11 receiving the referral began receiving such services, the department or  
12 its agent shall document such date; ~~and~~

13 (9) The number of sexual abuse allegations that occurred for  
14 children being served by the Division of Children and Family Services of  
15 the Department of Health and Human Services and placed at a residential  
16 child-caring agency and the number of corresponding (a) screening  
17 decision occurrences by category, (b) open investigations by category,  
18 and (c) agency substantiations, court substantiations, and court-pending  
19 status cases; and -

20 (10) Information on children who may be at risk of becoming or who  
21 are victims of sex trafficking of a minor or labor trafficking of a  
22 minor, as defined in section 28-830, including:

23 (a) The number of reports to the statewide toll-free number pursuant  
24 to section 28-711 alleging sex trafficking of a minor or labor  
25 trafficking of a minor and the number of children alleged to be victims;

26 (b) The number of substantiated victims of sex trafficking of a  
27 minor or labor trafficking of a minor, including demographic information  
28 and information on whether the children were already served by the  
29 department;

30 (c) The number of children determined to be at risk of becoming  
31 victims of sex trafficking of a minor or labor trafficking of a minor,

1 including demographic information and information on whether the children  
2 were previously served by the department;

3 (d) The types and costs of services provided to children at risk of  
4 becoming or who are victims of sex trafficking of a minor or labor  
5 trafficking of a minor; and

6 (e) The number of ongoing cases opened due to allegations of sex  
7 trafficking of a minor or labor trafficking of a minor and number of  
8 children and families served through these cases.

9 Sec. 9. Original sections 28-707, 28-710, 28-713, 28-720.01, and  
10 29-110, Reissue Revised Statutes of Nebraska, and sections 28-101 and  
11 43-4406, Revised Statutes Cumulative Supplement, 2018, are repealed.

12 Sec. 10. Since an emergency exists, this act takes effect when  
13 passed and approved according to law.