

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office

May 5, 1999

LB 683

intended for the juvenile justice system and the criminal justice system for youth to be able to have access to, that now has been transferred to the Department of Corrections and is for youth in the adult correction system only. Instead of transferring that facility, they had found access to \$2 million, or slightly over \$2 million in federal funds that could be applied for youth for secure confinement. It's from a federal act that was passed in 1994, called the Violent Crime Control and Law Enforcement Act of 1994. However, that wasn't enough money to build a new secure confinement facility. And some talk was made about trying to make it work with the current facility that serves youth in the adult correction system. And the discussion on the floor that day, before I bracketed the bill, came down to the suggestion that we need to do it right, we don't need to take a piecemeal approach to this, we need to provide a secure confinement facility for juveniles in the juvenile justice system, and that that facility, because the majority of the kids are from that area, should be located in the metropolitan Omaha area, and it should be run by the Office of Juvenile Services. On the blue sheet in front of you is a compromise proposal that I'm presenting today for your discussion, and what it does is create a fund, with 3 cents of cigarette tax for 3 years, that would be used to fund this facility along with the \$2 million plus that's available through the Department of Corrections for secure confinement. When our task force that worked on the juvenile justice system met over the course of the summer and looked at statistics that were provided to us by the Department of Health and Human Services, we found, and the report that you have seen shows, that Nebraska youth in the Office of Juvenile Services, about 10 percent of them could be served by a secure confinement facility, and actually should be served by secure confinement. One of the misunderstandings, I think, that we have about the facilities at Kearney and Geneva is they are staff secure facilities; they are not locked facilities. And there are youth within our system who need a higher level of supervision and security. They are at risk for flight. They are kids who have committed serious crimes. One of the frustrations of the judicial system and the people who work with these kids is that we can't keep sending them particularly to Kearney, which is overcrowded, which has become a revolving door. We need to provide treatment, we need to provide longer lengths of stay. This facility would take