

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE RESOLUTION 249

Introduced by Harr, 8; Ashford, 20; Campbell, 25; Carlson, 38; Fischer, 43; Flood, 19; Harms, 48; Karpisek, 32; Mello, 5; Pahls, 31.

PURPOSE: The purpose of this resolution is to study the impact of recidivism rates of persons convicted of driving under the influence. The committee shall:

(1) Review current procedures and studies that detail the rate of recidivism of persons convicted of driving under the influence;

(2) Determine how the State of Nebraska's recidivism rate ranks according to the national average;

(3) Compare current legislative measures in Nebraska with those in other states in addressing the problem of recidivism;

(4) Determine if there is a direct correlation between recidivism and either confinement or rehabilitative programs when addressing alcohol abuse in Nebraska;

(5) Determine Nebraska's current confinement numbers of those persons who have been convicted of a second or subsequent offense of driving under the influence;

(6) Determine the financial impact that recidivism has on county and state correctional facilities, public health agencies, and rehabilitation programs;

(7) Determine the success rate of rehabilitative programs in the United States, narrow the results to the top three most successful programs, and determine what methods and techniques such programs are

utilizing and if Nebraska is currently using similar methods and techniques;

(8) Determine the success rate of a rehabilitation program versus confinement as a deterrent to a second or subsequent conviction of driving under the influence; and

(9) Determine sentencing data of persons convicted of driving under the influence in Nebraska by political subdivision.

The committee shall seek information from interested parties to aid in carrying out the study.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Judiciary Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.