

January 8, 1982

LB 180, 465

CLERK: Mr. President, LB 180 was a bill introduced by Senators Landis, DeCamp and Fowler. (Read title). The bill was first read on January 14 of last year. It was referred to the Judiciary Committee for public hearing. The bill was advanced to General File. There are no amendments pending at this time, Mr. President.

SPEAKER MARVEL: Senator DeCamp, do you wish to be recognized on the bill? 180.

SENATOR DeCAMP: Why don't we just pass over it.

SPEAKER MARVEL: Do you want it passed over and go down to....

SENATOR DeCAMP: Pardon?

SPEAKER MARVEL:the bottom of the heap. Okay, do you want both 180 and 180A? Is there any objection? If not, so ordered. The next item, LB 465, Mr. Clerk.

CLERK: Mr. President, LB 465 introduced by Senator Pirsch. (Read title). The bill was first read on January 20. Referred to the Judiciary Committee for public hearing. The bill was advanced to General File. I have amendments pending by Senator Pirsch, Mr. President, that are found on page 89 of the Legislative Journal.

SPEAKER MARVEL: Senator Pirsch.

SENATOR PIRSCH: Thank you, Mr. Speaker. Members of the body, to fully explain the amendment to LB 465 I will have to give you a little background and explanation of the original bill so you can understand the need for an amendment. I was first made aware of this problem of assaults behind correctional walls from county correctional facility employees and I assumed at first that this was a county corrections problem to be addressed. There are a wide variety of persons being held in the city-county detention facility at any given time and they hold essentially two kinds of status. Those being held prior to trial are those who cannot afford to post bail or who are being held on murder or sexual assault charges and have been denied bail. Then you have the people who are serving a sentence imposed by the court. Now the Jail Standards Board recommends that pretrial and posttrial prisoners be separated, but many of the city-county facilities often do not have the space to do that, and consequently those persons are in close contact with each other which creates a tense society. When an assault is committed in the facility either on another inmate or on a correctional officer, the present course of action is to turn it over to the county or city attorney's office. The assaulted officers do not