



ADMINISTRATIVE OFFICE OF PROBATION  
2016-2017 BIENNIAL REPORT



STATE OF  
**NEBRASKA**  
JUDICIAL BRANCH

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**LB 29-2252 Biennial Report**

12) Transmit a report during each even-numbered year to the Supreme Court on the operation of the office for the preceding two calendar years which shall include a historical analysis of probation officer workload, including participation in non-probation-based programs and services. The report shall be transmitted by the Supreme Court to the Governor and the Clerk of the Legislature. The report submitted to the Clerk of the Legislature shall be submitted electronically.

**Probation Vision**

*Be a nationally recognized leader in the field of justice committed to excellence and safe communities.*

**Mission Statement**

*We, the leaders in community corrections, juvenile and restorative justice, are unified in our dedication to delivering a system of seamless services which are founded on evidence-based practices and valued by Nebraska’s communities, victims, offenders and courts. We create constructive change through rehabilitation, collaboration, and partnership in order to enhance safe communities.*

## Administrative Message

Probation in Nebraska represents the focused, accountable management of juveniles and adults who are permitted by the courts to reside in the community while abiding by the court's dispositional or sentencing order. Accountability management requires disclosure as to how probationers are supervised, in particular how that supervision contributes to individual rehabilitation and improved community safety.

Since 2005, the Nebraska Probation System has worked to adopt and implement new proven practices of investigation and supervision. Using the evidence-based model of good probation practice as a guide, probation officers appropriately assess a juvenile's or adult's risk to recidivate, their motivation to change the behavior that resulted in their involvement with the justice system in the first place, and what level of oversight is required by the officer to assure they are following the court's order. This accurate assessment followed by purposeful intervention by the probation officer and a swift response to any violation of the court's order improves the likelihood of successful completion of probation and consequently improves community safety.

This biennial report focuses on the state of Probation during the years 2016 and 2017. It is intended to provide meaningful information about the Nebraska Probation System during those years by offering an overview of probation officer workload, investigations, sentencings, juvenile intakes, restitution and fees collected. The photo on the cover of this publication was taken October 14, 2015 when 63 new Nebraska State Probation Officers were officially sworn in by Michael G. Heavican, Chief Justice of the Nebraska Supreme Court.

Probation officers make lasting changes in each local community by assisting both juveniles and adults to become productive members of society. A special acknowledgement to the Administrative Office of the Courts and Probation, and to the Chief Probation Officers and their staffs for their continuous support of our probation officers and their outstanding contribution to the field of Probation.



*Ellen Fabian Brokofsky*

*Probation Administrator*

## Probationers Supervised

There are probation officers supervising probationers in 12 judicial districts, serving all 93 counties in Nebraska.



- In 2016, a total of 22,374 adults were supervised on probation compared to 24,132 in 2017, an increase of 1,758 probationers supervised.
- In 2016, a total of 6,041 juveniles were supervised on probation compared to 5,482 in 2017, a decrease of 559 juveniles supervised.

## Adult and Juvenile Investigations

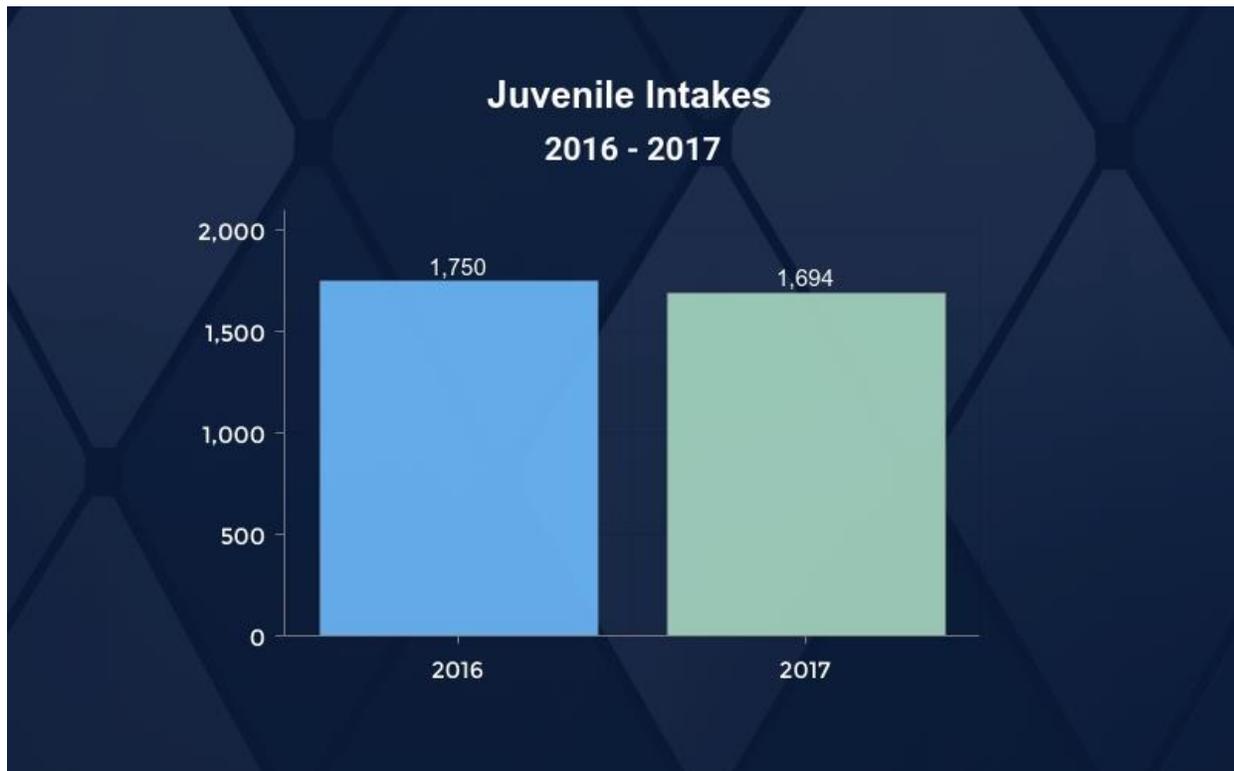
The purpose of an investigation is to provide the court with timely, relevant, and accurate information about an adult or juvenile prior to the sentencing or disposition of a case.



- In 2016, a total of 9,890 adult investigations were completed, compared to 10,095 in 2017
- Juvenile investigations for 2016 totaled 2,483 compared to 2,545 investigations completed in 2017

## Juvenile Intake Interviews

A peace officer may retain temporary custody of a juvenile taken into temporary custody, pursuant to Nebraska Revised Statute 43-248 and 43-250. It is the responsibility of law enforcement to deliver youth to probation intake. Probation intake administers a standardized juvenile detention screening instrument to guide the intake decision. Additionally, legal warrants for juveniles pass through Probation's intake process.

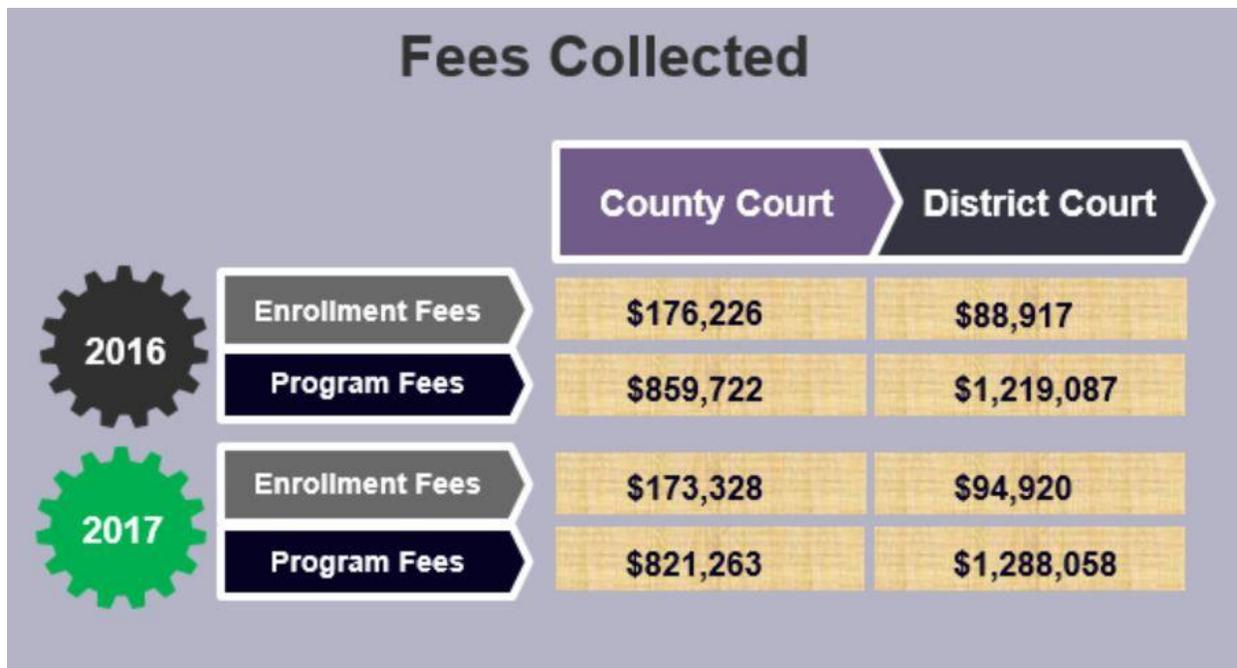


- In 2016, there were 1,750 juvenile intake interviews completed, compared to 1,694 completed in 2017

## Probation Enrollment and Programming Fees

Nebraska State Statute 29-2262.06 outlines the collection of enrollment and programming fees for adult probationers. Adult probationers placed on either probation or intensive supervision probation and participants in non-probation-based programs or services shall pay a one-time administrative enrollment fee of thirty dollars. The fee shall be paid in a lump sum upon the beginning of probation supervision or participation in a non-probation-based program or service.

Adult probationers placed on probation shall pay a monthly probation programming fee of twenty-five dollars, not later than the tenth day of each month, for the duration of probation. Adult probationers placed on intensive supervision probation and participants in non-probation-based programs or services shall pay a monthly probation programming fee of thirty-five dollars, not later than the tenth day of each month, for the duration of probation or participation in a non-probation-based program or service.



## Restitution

Nebraska State Statute 29-2280 outlines the ordering of restitution. A sentencing court may order the probationer to make restitution for the actual physical injury or property damage or loss sustained by the victim as a direct result of the offense for which the probationer has been convicted.





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