

FY 2025

# ANNUAL REPORT

## **Adult Community Corrections, Programs, Centers, Tools, Services, and Supervision**

Adult Probation and  
Rehabilitative Services  
Division

Administrative Office of the  
Courts & Probation

Nebraska Judicial Branch



# **ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION**

## **Adult Community Corrections Programs, Centers, Tools, Services and Supervision Annual Report**

*Fiscal Year 2025 – July 1, 2024, to June 30, 2025*

This annual report contains information on the development and performance of Nebraska Probation's Adult Community Corrections programs, centers, tools, services, and supervision. The report is required according to Neb. Rev. Stat. 47-624(11), amended in 2010 by AM1679 to LB864, which requires the Crime Commission to report annually to the Legislature and the Governor on the development and performance of community corrections facilities and programs. This annual report fulfills this statutory obligation.

The purpose of this report is to properly identify the most important factors related to the community correction's population on community supervision, evaluate costs of programming, and to conduct an evaluation of the progress made in expanding community corrections centers, programs, and services statewide.

Reports are available at: [Publications & Reports | Nebraska Judicial Branch](#)

# **ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION**

## **Administrative Office of the Courts and Probation 2024-2025 Fiscal Year Report on Adult Community Corrections Programs, Centers, Tools, Services, and Supervision**

### **Executive Summary**

The Administrative Office of the Courts and Probation (AOCB) make lasting changes in local communities by assisting both juveniles and adults to become productive members of society. Nebraska Probation utilizes individualized approaches, focused on evidence-based principles and practices, and employs a dedicated and skilled professional staff to meet its goals. Providing purposeful interventions, Nebraska Probation strives to positively impact community safety across all 93 of Nebraska's counties and 12 Judicial Districts. Probation's programs and services were implemented in such a way as to create constructive change through rehabilitation, collaboration, and partnerships, in order to provide meaningful services to communities, victims and courts.

Probation utilizes actuarial based, normed, and validated risk and needs-based assessment tools to guide in its decision-making, resource allocation, service provision and case management. These assessment instruments are the foundation for everything the Probation Officer does, which includes the compilation of Presentence Investigations (PSIs), the classification of adult probationers for supervision and case management, and the determination of interventions needed to help reduce the risk of recidivism or mitigate the needs that led the individual before the Court.

Probation is community corrections at its very core. As a true alternative to incarceration, probation "supervises," or provides case management across a myriad of risk levels – from those individuals assessed to be at the very highest risk to recidivate to those assessed to be at the very low risk to recidivate – covering a gamut of misdemeanor and felony offenses.

With the passing of Justice Reinvestment Initiatives (JRI) during the 2015 and 2016 Legislative Sessions, JRI officially commenced in Nebraska during the 2015-2016 fiscal year. As such, all individuals convicted of lower-level felonies (Class 3, 3A, and 4 Felonies) committed after the effective date of the new law were presumed to be destined for probation.

In an effort to reduce the number of individuals revoked from probation for technical (non-criminal, substance use, etc.) reasons, administrative and custodial sanctions are included in probation's incentives and sanctions matrix as an alternative for Courts and Probation in lieu of formal revocation proceedings. Once probation officers have exhausted all reasonable efforts to gain compliance through the utilization of administrative sanctions, such as treatment or other program referrals, they may request the imposition of custodial sanctions. Only the court can impose the custodial sanction.

Statutorily, custodial sanctions of "up to three days," and "up to 30 days," are included on probation's Incentives and Sanctions Matrix. An individual must serve a minimum of 90 days of custodial sanctions, as imposed by the court, before formal revocation proceedings can be initiated in felony cases.

A tenet of evidenced-based practice and justice reinvestment efforts calls for the reinforcement or incentivizing of positive behavior change. Probation's Incentives and Sanctions Matrix provides for probationers, with limited exceptions, to earn an early discharge from their term of probation and post-release supervision in accordance with Supreme Court Rule, based on their performance while under supervision and a measurable reduction in their assessed risk to recidivate. This is also a critical feature of JRI, as probation resources continue to shift towards case managing the highest risk individuals, making it imperative that lower-risk individuals are released when appropriate, freeing up the probation resources needed to make this successful.

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

Under the structure of the Nebraska Supreme Court and the Administrative Office of the Courts and Probation, Probation has worked faithfully to improve the safety of all Nebraskans, ensure crime victims have a voice and, moreover, to assist all juveniles and adults under our supervision to become productive citizens. Nebraska Probation utilizes individualized approaches focused on evidence-based principles and practices and employs a dedicated and skilled professional staff to meet its goals.

During Fiscal Year 2024-25, the positive impact Probation made on community safety was demonstrable. Justice Reinvestment (JRI) efforts in Nebraska continue to reflect how Probation is a cost-effective means of accomplishing community safety and exemplifies community corrections.

*The following data solely focuses on adult individuals served by the Administrative Office of the Courts and Probation.*

During FY24-25 the Administrative Office of the Courts and Probation:

- ❖ Completed 10,543 presentence investigations (PSIs), and 660 post-release supervision plans.
- ❖ Provided case management for 8,224 high-risk to recidivate individuals in their communities.
- ❖ Supervised 1,209 individuals under post-release supervision.
- ❖ Observed a reduction in the overall risk-level of high-risk to recidivate individuals in probation, post-release supervision, and problem-solving courts upon successful completion of supervision.
- ❖ Collected 469,305 drug tests on 16,777 unique individuals (Probation and Problem-Solving Courts) for an average of 28 chemical tests per adult individual under supervision.
- ❖ Administrative Sanction use increased by 1% to 16,605 and Custodial Sanctions increased 1.1% to 1,903.
- ❖ As of June 30<sup>th</sup>, 2025, the statewide recidivism rate for the adult probation population is 19%.
- ❖ Nebraska Probation Reporting Centers had 85,660 visits by 7,606 probation, post-release supervision, and problem-solving court individuals who accessed programming or groups.

Administrative Office of the Courts and Probation:

- ❖ Continued to be a cost-effective means of rehabilitation and community safety. During FY24-25, probation community supervision costs by individual:
  - Approximately \$5.08 per day to supervise a medium- to low-risk to reoffend probationer.
  - Approximately \$9.60 per day to supervise a high-risk to reoffend probationer.
  - Approximately \$13.71 per day to supervise participants in a Problem-Solving Court.

Adult programs and services are funded through a combination of General Funds and Cash Funds. The major source of Cash Fund revenue are monthly fees paid by individuals when placed on probation. Additional resources, which help to support victim services, are received from federal resources.

Please note the approximate cost per day to supervise an individual is based on the total cost of probation personnel and operating expenses divided by the total population of individuals supervised.

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

## **Demographics for FY24-25 Adult Probation Population**

<b>Gender</b>	<b>FY 24-25</b>
Female	4,826
Male	12,740
Total	17,566

<b>Age</b>	<b>FY 24-25</b>
Under 18	70
18-20	1,321
21-25	2,720
26 to 30	2,905
31 to 35	2,831
36 to 40	2,492
41 and Older	5,227

<b>Race</b>	<b>FY 24-25</b>
American Indian Or Alaskan Native	573
Asian Or Pacific Islander	230
Black	2,083
Other	2,686
White	11,994

<b>Ethnicity</b>	<b>FY 24-25</b>
Hispanic	3,405
Not Hispanic	14,161

<b>Marital Status</b>	<b>FY 24-25</b>
Divorced	2,034
Married	2,919
Separated	688
Single	11,038
Unknown	698
Widowed	189

<b>Education</b>	<b>FY 24-25</b>
8th Grade or Less	1,440
9th to 11th Grade	3,460
12th Grade or GED	9,342
Vocational Some College	2,185
College Graduate	1,127
Unknown	13

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

Offense Category		FY 24-25
Assaultive Act	Felony	1,049
	Misdemeanor	2,237
Burglary	Felony	125
	Misdemeanor	0
Compliance	Felony	185
	Misdemeanor	1,034
Dangerous Drugs	Felony	1,670
	Misdemeanor	544
Family Offense	Felony	0
	Misdemeanor	7
Homicide	Felony	15
	Misdemeanor	33
Kidnapping	Felony	26
	Misdemeanor	32
Property and Fiscal	Felony	722
	Misdemeanor	642
Robbery	Felony	29
	Misdemeanor	0
Sex Offense	Felony	293
	Misdemeanor	90
Traffic	Felony	952
	Misdemeanor	6,525
Weapon Offense	Felony	263
	Misdemeanor	98
Unknown	Felony	999
	Misdemeanor	847
Total	Felony	6,328
	Misdemeanor	12,089

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

## Programs & Responsivity

Methods used by the Nebraska Probation System to accomplish case management includes a variety of program strategies relative to evidence-based research. These include assessment, motivational interviewing and developing professional alliance, identifying the driver of precipitating behaviors, treatment matching, facilitating cognitive behavioral groups and skill building, engaging positive support systems, case planning, and the use of relevant supervision tools.

Additionally, case management contributes to an increased level of safety and welfare for the community. Case management targets risk reduction by focusing on the assessed criminogenic need areas through meaningful contacts and referrals as needed. Because certain populations of individuals present unique challenges in case management, special approaches to case management and intentional programming are used to target these unique needs.

## Services

**Reporting Centers** – Reporting centers across Nebraska were created to establish a central location for a continuum of services accessed by individuals under supervision in their communities as a means of providing community safety, accountability, and rehabilitation. By pooling state and county resources, these reporting centers provide structured programming that targets an individual's need and enhance their ability to make long lasting positive changes and to be a successful member of the community. These programs and services are evidence-based and tailored to meet the needs of individuals with a wide range of challenges. Services are provided by local community stakeholders, bridging criminal justice and behavioral health. Reporting centers engage high-risk individuals in structured supervision activities targeted to reduce the likelihood of the individual to reoffend. Nebraska Reporting Centers are intended to increase community safety while reducing the high cost of incarceration and prison overcrowding in Nebraska.

Reporting centers are funded by a combination of general fund (staff), cash fund (services through offender fees) and county dollars (operations) under:

Nebraska Revised Statute 47-624 (Develop reporting centers in Nebraska)

Nebraska Revised Statute 47-624.01 (Plan for implementation and funding of reporting centers)

Nebraska Revised Statute 90-540 (Legislative intent to fund Nebraska Probation reporting centers)

The Core programming components offered in each reporting center include:

- Substance Abuse Interventions (Pre-Treatment/Relapse Prevention Groups)
- Employment and Educational Classes
- Life Skills Programming
- Cognitive-behavioral groups
- Victim Impact Programming

Reporting centers bring together probation staff and focused community providers to strategically supervise individuals on probation in their communities. Supervision strategies include creating a positive relationship with the individual, having consistent meetings and groups, referring individuals to appropriate programming, and the use of regular and random drug/alcohol testing. All reporting centers have teleservice capability, allowing for shared interaction across Nebraska.

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

Reporting centers also offer ancillary programming in the following areas:

- Parenting
- Anger Management
- Money Management
- Behavior Change Skill Building
- Domestic Violence Classes
- Trauma groups

Due to the success of the Nebraska State Probation's Reporting Center model, funding was allotted to expand reporting centers to seventeen locations across the State (LB907; LB605). Each successfully discharged reporting center individual who does not reoffend and returns to their community and neighborhood contributes to the overall impact on community safety and reduces the fiscal cost of incarceration and the problem of prison overcrowding.

The Legislature has tasked the AOCPP with expansion of community correction alternatives across Nebraska as a means of reducing prison overcrowding while keeping community safety as a priority through offender rehabilitation and accountability (LB605 and Justice Reinvestment).

**Service Centers** -- Probation Service Centers were created in 2011 for the benefit of Judicial Districts that did not currently have a reporting center. The service centers were created to assist individuals in fulfilling court-ordered obligations, addressing high-risk needs, and completing programming or other requirements instituted through the sanctioning process. Service centers serve the same population as reporting centers but are limited in the number of clinical and rehabilitative services offered. There are currently nine service centers operating across Nebraska. Communities served include Broken Bow, Auburn, Fairbury, Falls City, Geneva, O'Neil, Seward, Tecumseh, and York. Service centers are funded by general and cash funds of the Community Corrections program.

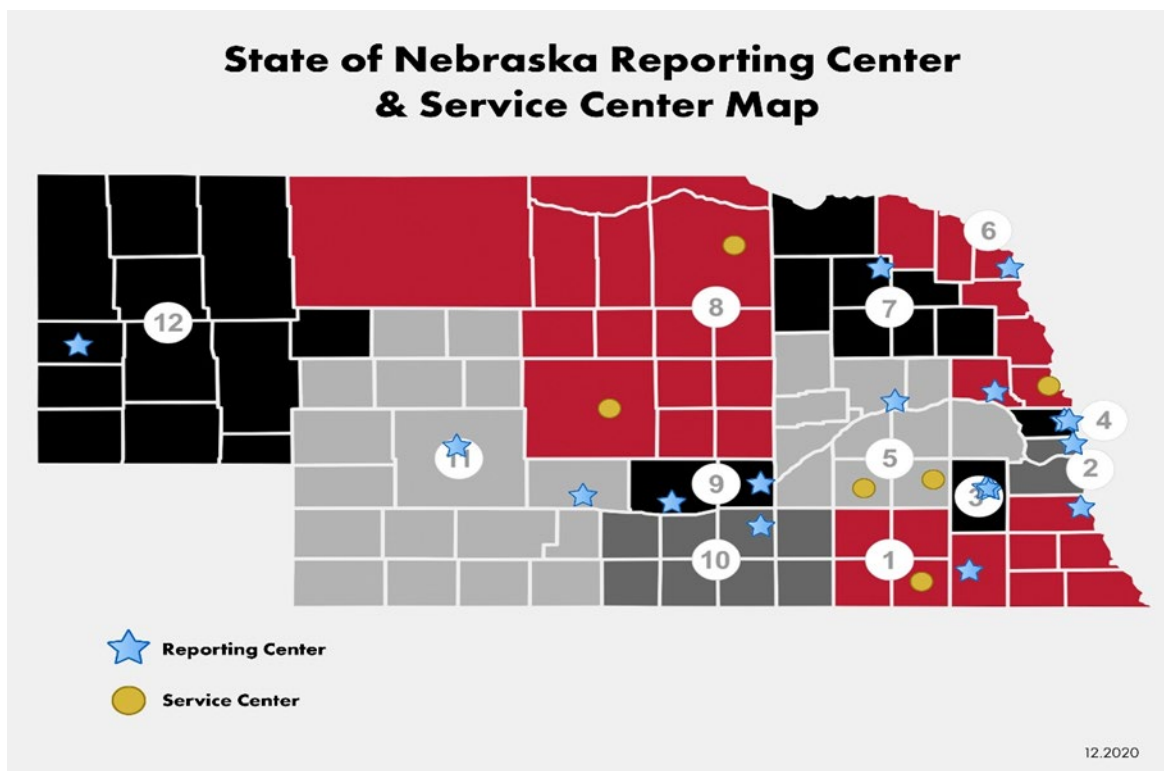
**Probation Teleservices** -- Reporting and service centers have the ability to offer programming via Probation Teleservices. Through the use of audio and visual technology, teleservices help bridge geographical distances that may limit access to resources, such as evaluations and counseling. Teleservice grants Probation the ability to overcome the barriers of the rural nature of the state and provide access to programs and other services where they would otherwise be unavailable. During FY24-25, Nebraska Reporting Centers offered 66 Virtual/Hybrid Classes.



# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

## Nebraska Reporting and Service Centers

Fiscal Year	FY 22-23	FY 23-24	FY 24-25
Unique Individuals Served	6,139	7,161	7,606
Programming Referred	10,056	15,067	17,676



This table is a sampling of unique individual's attendance in programming accessed at a reporting center.

Program	Anger Management	Crime Victim Empathy	Employment Services	Money Management	Parenting	Relapse Group	Life Skills	Trauma Group
FY 22-23	266	1,053	329	145	188	852	1,014	288
FY 23-24	670	2,703	1,124	486	440	1,892	2,210	826
FY 24-25	744	2,944	1,299	503	451	1,989	2,262	889

## Nebraska Reporting Center Programming Costs

Fiscal Year	FY 22-23	FY 23-24	FY 24-25
Reporting Center Programming Dollars	\$1,913,465	\$2,167,727	\$2,282,833

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

## Alternatives to Incarceration (AI)

Adult Alternatives to Incarceration (AI) Probation encompasses individuals who are considered to be at the highest risk to reoffend, are being supervised by specialized probation officers within a specialized program and/or are participating in problem solving courts. These individuals may also be on post-release supervision (PRS) after completing a term of incarceration for a crime requiring a “split sentence” and are the first priority of supervision resources for the Nebraska Probation System. This supervision level is most successful when a highly intensive level of supervision is utilized in conjunction with appropriate cognitive behavioral interventions, treatment services, and monitoring.

Probation officers use varied hours of operation, field work, close collaborations with community partners, treatment, cognitive programming and all available interventions pertinent to high level of assessed risk, specific to the program in which the probationer is involved, related to any precipitating criminogenic behaviors, and/or as ordered by the Court.

Caseload sizes for officer-to-individual ratios at Alternatives to Incarceration populations is 1-24, with Problem Solving Court caseload sizes also carrying a ratio of 1-24.

## Alternatives to Incarceration Demographics

<b>Gender</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
Female	2,031	1,945	1,816
Male	5,845	5,779	5,365
Total	7,876	7,724	7,181

<b>Age</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
Under 18	36	40	39
18-20	621	593	554
21-25	1,260	1,136	1,059
26 to 30	1,373	1,329	1,243
31 to 35	1,322	1,293	1,214
36 to 40	1,170	1,208	1,130
41 and Older	2,094	2,125	1,942

<b>Race</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
American Indian Or Alaskan Native	285	258	243
Asian Or Pacific Islander	85	88	84
Black	1,248	1,156	1,069
Other	1,025	1,017	954
White	5,233	5,205	4,831

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

<b>Ethnicity</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
Hispanic	1,284	1,319	1,221
Not Hispanic	6,592	6,405	5,960

<b>Marital Status</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
Married	1,043	1,216	998
Separated/Divorced/Widowed	1,395	1,638	1,214
Single	5,185	4,611	4,696
Unknown	253	259	273

<b>Education</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
8th Grade or Less	619	645	609
9th to 11th Grade	2,024	1,953	1,828
12th Grade or GED	4,113	4,059	3,739
Vocational Some College	814	761	729
College Graduate	299	300	270
Unknown	7	6	6

<b>Offense Category</b>		<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
Assaultive Act	Felony	448	458	416
	Misdemeanor	1,750	1,696	1,629
Burglary	Felony	84	79	75
	Misdemeanor	0	0	0
Compliance	Felony	84	85	85
	Misdemeanor	616	605	589
Dangerous Drugs	Felony	992	941	845
	Misdemeanor	391	346	311
Family Offense	Felony	0	0	0
	Misdemeanor	4	5	5
Homicide	Felony	3	3	3
	Misdemeanor	5	3	4
Kidnapping	Felony	13	13	13
	Misdemeanor	34	32	29
Property and Fiscal	Felony	320	319	296
	Misdemeanor	285	274	265
Robbery	Felony	19	15	14
	Misdemeanor	0	0	0
Sex Offense	Felony	199	183	180
	Misdemeanor	79	75	74
Traffic	Felony	418	425	367

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

	Misdemeanor	1,452	1,493	1,379
Weapon Offense	Felony	136	134	123
	Misdemeanor	75	44	42
Unknown	Felony	532	549	487
	Misdemeanor	475	474	452
Total	Felony	3,248	3,208	2,904
	Misdemeanor	5,166	5,047	4,779

**Post-Release Supervision (PRS)** – With limited exceptions, certain felonies committed on or after August 30, 2015, carry a term of post-release supervision probation. PRS probation is required any time a term of incarceration is imposed by the Court, regardless of the duration, in any Class III or IIIA felony. The passage of LB 686 in 2019 modified the minimum PRS term of nine-months for Class IV Felonies. The maximum PRS terms of up to 12 months is allowed in Class IV Felonies, 18 months in Class IIIA Felonies and up to 24 months on Class III felonies.

Post Release Supervision Demographics	FY 22-23	FY 23-24	FY 24-25
Female	200	197	205
Male	1,095	1,060	1,072
Total PRS Individuals	1,295	1,257	1,277
<b>Age</b>			
Under 18	8	5	5
18 to 20	69	65	64
21 to 25	176	154	159
26 to 30	264	239	245
31 to 35	237	243	242
36 to 40	187	194	199
41+	354	357	363
<b>Race</b>			
American Indian or Alaska Native	61	75	81
Asian or Pacific Islander	10	10	12
Black	237	231	246
Other	139	141	143
White	848	800	795

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

<b>Ethnicity</b>			
Hispanic Origin	187	187	180
Not of Hispanic Origin	1,108	1,079	1,097
<b>Marital Status</b>			
Single	854	835	851
Married	150	155	151
Separated/Divorced/Widowed	211	184	198
Unknown	80	83	77
<b>Education Level at Entry</b>			
8th Grade Or Less	129	124	125
9th Through 11th Grade	383	360	374
12th Grade or GED	637	642	647
Vocational/Some College	114	93	94
College or Above	28	35	34
Unknown	4	3	4

<b>Offense Category PRS</b>		<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
<b>Assaultive Acts</b>	<b>Felony</b>	439	427	421
	<b>Misdemeanor</b>	3	9	15
<b>Burglary</b>	<b>Felony</b>	2	2	3
	<b>Misdemeanor</b>	0	0	0
<b>Compliance</b>	<b>Felony</b>	40	50	48
	<b>Misdemeanor</b>	3	0	4
<b>Dangerous Drugs</b>	<b>Felony</b>	200	170	170
	<b>Misdemeanor</b>	3	0	3
<b>Family Offense</b>	<b>Felony</b>	0	0	0
	<b>Misdemeanor</b>	0	0	0
<b>Homicide</b>	<b>Felony</b>	1	2	2
	<b>Misdemeanor</b>	0	0	0
<b>Kidnapping</b>	<b>Felony</b>	21	10	6
	<b>Misdemeanor</b>	0	0	0
<b>Property Fiscal</b>	<b>Felony</b>	105	95	102
	<b>Misdemeanor</b>	2	4	6

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

<b>Robbery</b>	<b>Felony</b>	0	0	0
	<b>Misdemeanor</b>	0	0	0
<b>Sex Offense</b>	<b>Felony</b>	105	95	93
	<b>Misdemeanor</b>	1	1	1
<b>Traffic Offense</b>	<b>Felony</b>	216	220	218
	<b>Misdemeanor</b>	0	6	10
<b>Weapon Offense</b>	<b>Felony</b>	67	68	68
	<b>Misdemeanor</b>	0	0	0
<b>Unknown</b>	<b>Felony</b>	195	193	187
	<b>Misdemeanor</b>	3	2	5
<b>Total</b>	<b>Felony</b>	1,391	1,332	1,318
	<b>Misdemeanor</b>	15	22	44

*\*Offense category may not match the number of individuals. This metric is based on most serious offense as identified by the Felony or Misdemeanor class associated with the probationer. In cases where there are multiple convictions of the same class charge that falls into different categories, a single probationer is counted in multiple offense type categories.*

The Administrative Office of the Courts and Probation participated in a research project with the University of Nebraska-Lincoln's Law/Psychology Program, focused on recidivism of the PRS population. The report titled **Predicting Recidivism for Post Release Supervision Releases**, examined the strongest predictors of recidivism for all release types and identified a Post-Release Supervision recidivism rate of 27%. This study also focused on the efficacy of cognitive-behavioral programming offered through Reporting Centers across the state and determined that engagement in Reporting Center programming led to decreased recidivism for individuals under Post-Release Supervision. This factor was so significant that the author concluded that attendance at Reporting Center programming offsets some of the effects of prior criminal history, one of the most powerful predictors of recidivism.

The complete results of this study can be found on the Nebraska Judicial Branch website at <https://supremecourt.nebraska.gov/research-shows-positive-outcomes-felony-probation-supervision>.

# **ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION**

## **Problem-Solving Courts**

Research shows Problem-Solving Courts are an effective strategy to reduce substance use and recidivism among substance-using, nonviolent individuals with criminal histories. Nationally, 75% of drug court graduates remain arrest-free at least two years after their release from the program (Finigan, M., Carey, S. M., & Cox, A. 2007).

Nebraska Problem-Solving Courts are post-plea or post-adjudicatory intensive supervision programs designed for high-risk to reoffend and high-need individuals. Nebraska Problem-Solving Courts can only be established with the approval of the Nebraska Supreme Court.

All Nebraska Problem-Solving Courts are governed by the Nebraska Supreme Court Committee on Problem-Solving Courts under the direction of the Nebraska Supreme Court. Members include representatives of courts, probation, law enforcement, and the legal and treatment community. Nebraska Problem-Solving Courts operate within the district, county or juvenile courts in all 12 Nebraska Judicial Districts.

Most Problem-Solving Courts in Nebraska operate under the AOCF, with the exception of the Adult Drug Courts in Douglas and Lancaster Counties. Family Treatment Courts typically operate within both the Courts and the Department of Health and Human Services.

Problem-Solving Courts in Nebraska operate under a team approach where a judge, prosecutor, defense counsel, coordinator, community supervision officer, law enforcement and treatment provider(s) work together to design an individualized program for each participant. Compliance with treatment and court orders is verified by frequent alcohol/drug testing, close community supervision, and interaction with a judge in non-adversarial court review hearings. Problem-Solving Courts enhance close monitoring of participants using home and field visits.

In accordance with evidence-based research, all Problem-Solving Court participants are screened and assessed for substance use, criminogenic risk to reoffend, mental health concerns, trauma history, and trauma-related symptoms. Nationally, over one-quarter of drug court participants reported having experienced a serious traumatic event, such as a life-threatening car accident, work-related injury, or physical/sexual abuse (Cissner et al., 2013; Green & Rempel, 2012).

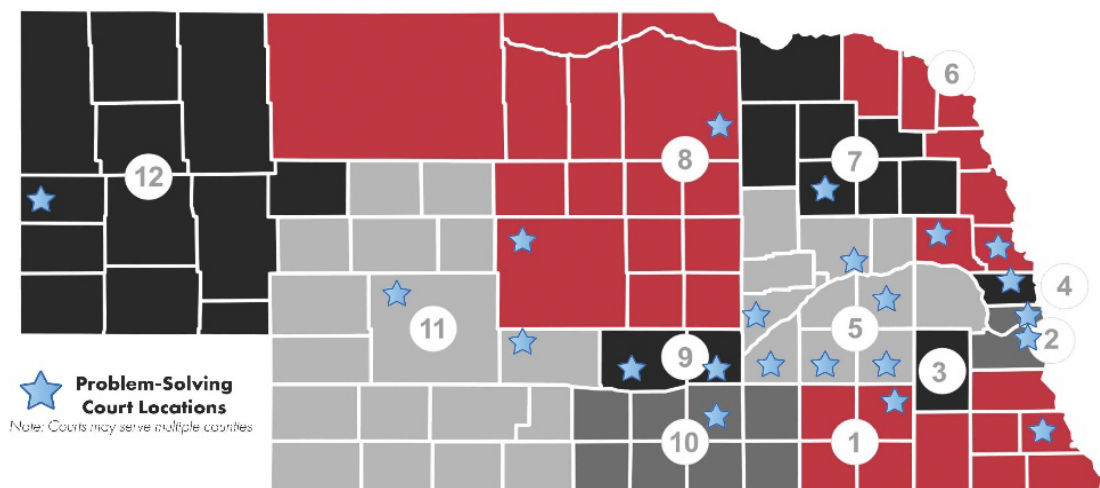
The Nebraska Supreme Court Committee on Problem-Solving Courts recognized statewide standards were essential for expanding capacity and ensuring the establishment of best practices and quality assurance. As a result, Best Practice Standards for Young Adult Courts, Adult Drug and DUI Courts, Veterans Treatment Courts, Reentry Courts, and Mental Health Courts were collaboratively developed by stakeholders across Nebraska and approved by the Nebraska Supreme Court. All Nebraska Problem-Solving Courts adhere to approved Best Practice Standards.

Funding for Problem-Solving Courts comes from the Problem-Solving Court general fund. The average per-day cost to supervise a Problem-Solving Court participant is approximately \$13.71.

Nebraska Adult Problem-Solving Court models include Young Adult Courts, Adult Drug Courts, Veterans Treatment Courts, Reentry Courts, Mental Health Court (Pilot), and DUI Court (Pilot).

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

## State of Nebraska Problem-Solving Courts Map



### District 1

Southeast Nebraska Adult Drug Court: Nemaha Co. (Auburn),  
Saline Co. (Wilber)

### District 2

Sarpy County Adult Drug Court: Sarpy Co. (Papillion)  
Sarpy County Reentry Court: Sarpy Co. (Papillion)  
Sarpy County Wellness Court (Pilot): Sarpy Co. (Papillion)  
Sarpy County Juvenile Drug Court: Sarpy Co. (Papillion)  
Second Judicial District Veterans Treatment Court (Papillion)  
Cass County Adult Drug Court: Cass Co. (Plattsmouth)

### District 3

Lancaster County Veterans Treatment Court: Lancaster Co. (Lincoln)  
Lancaster County Adult Drug Court: Lancaster Co. (Lincoln)  
Lancaster County DUI Court (Pilot): Lancaster Co. (Lincoln)  
Lancaster County Family Dependency Courts (2): Lancaster Co. (Lincoln)

### District 4

Douglas County Veterans Treatment Court: Douglas Co. (Omaha)  
Douglas County Young Adult Court: Douglas Co. (Omaha)  
Douglas County Adult Drug Court: Douglas Co. (Omaha)

### District 5

5th Judicial District Problem-Solving Court: Butler Co. (David City,  
serving Colfax and Seward Counties also), Hamilton Co. (Aurora),  
Merrick Co. (Central City), Platte Co. (Columbus), Saunders Co.  
(Wahoo), York Co. (York)

### District 6

District 6 Adult Drug Court: Dodge Co. (Fremont),  
Washington Co. & Burt Co. (Blair)  
District 6 Reentry Court: Dodge Co. (Fremont)

### District 7

Northeast Nebraska Adult Drug Court: Madison Co.  
(Madison) serving Madison, Pierce, Wayne, Cumming,  
Antelope, and Knox Counties

### District 8

North Central Adult Drug Court: Holt Co. (O'Neill), Custer  
Co. (Broken Bow)

### District 9

Hall County Reentry Court: Hall Co. (Grand Island)  
Central Nebraska Veterans Treatment Court: Hall Co. (Grand  
Island), Buffalo Co. (Kearney)  
Central Nebraska Adult Drug Court: Hall Co. (Grand Island),  
Buffalo Co. (Kearney)

### District 10

Central Nebraska Veterans Treatment Court: Adams Co.  
(Hastings)  
Central Nebraska Adult Drug Court: Adams Co. (Hastings)

### District 11

Midwest Nebraska Problem-Solving Court: Dawson Co.  
(Lexington), Lincoln Co. (North Platte)

### District 12

Scotts Bluff County Adult Drug Court: Scotts Bluff Co. (Gering)  
Scotts Bluff County DUI Court (Pilot): Scotts Bluff Co. (Gering)



11.18.2024 jlc



# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

## Young Adult Courts

The Douglas County Young Adult Court is a judicially supervised program that provides a sentencing alternative, for young adults up to age 26, who have been charged with a felony offense. Key aspects of the Young Adult Court are community supervision, substance use treatment, mental health assistance, education, employment and frequent drug testing. The goal of this 18 to 24 month program is to stabilize participant's lives by providing tools for success, thus reducing recidivism.

<b>Young Adult Court Demographics</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
<b>Gender</b>			
Female	29	38	36
Male	85	89	81
Total Young Adult Court Individuals	114	127	117
<b>Race</b>			
American Indian or Alaska Native	3	5	6
Asian or Pacific Islander	1	4	0
Black	44	46	50
Other	21	19	17
White	45	53	44
<b>Ethnicity</b>			
Hispanic Origin	31	27	28
Not of Hispanic Origin	83	100	89
<b>Age</b>			
Under 18	0	1	1
18-20	57	69	61
21-25	56	57	58
26-30	1	0	3

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

## Adult Drug Treatment Courts

Nebraska Adult Drug Treatment Courts utilize a specialized team process that functions within the existing court structure. Adult Drug Treatment Courts are designed to achieve a reduction in recidivism and substance use among high-risk to reoffend and high-need individuals with substance use disorders. The court's goal is to protect public safety and increase the participant's likelihood of successful rehabilitation by utilizing validated risk and need assessments, early and individualized behavioral health treatment, frequent and random substance use testing, incentives, sanctions, and other rehabilitative and ancillary services. Intense community supervision and interaction with a judge in non-adversarial court hearings verify compliance with treatment and other court ordered terms.

There are presently 21 Adult Drug Treatment Courts operating in Nebraska. These courts serve the following counties: Gage; Saline; Jefferson; Fillmore; Thayer; Otoe; Johnson; Nemaha; Pawnee; Richardson; Sarpy; Cass; Lancaster; Douglas; Merrick; Hamilton; York; Butler; Saunders; Colfax; Platte; Seward; Dodge; Washington; Burt; Madison; Antelope; Wayne; Knox; Cuming; Pierce; Holt; Boyd; Rock; Brown; Howard; Sherman; Garfield; Greeley; Custer; Valley; Hall; Buffalo; Adams; Phelps; Kearney; Dawson; Lincoln; Frontier; Gosper; Furnas; and Scotts Bluff. Nebraska's two DUI Courts operate in Scotts Bluff and Lancaster Counties.

<b>Adult Drug Treatment Court Demographics</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
<b>Gender</b>			
Female	470	539	470
Male	734	876	749
Total Adult Drug Treatment Court Individuals	1,204	1,415	1,219
<b>Race</b>			
American Indian or Alaska Native	38	43	39
Asian or Pacific Islander	5	14	11
Black	123	152	142
Other	108	134	95
White	930	1,072	932
<b>Ethnicity</b>			
Hispanic Origin	163	205	153
Not of Hispanic Origin	1,041	1,210	1,066
<b>Age</b>			
Under 18	0	1	0
18-20	74	103	54
21-25	249	258	189

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

26-30	234	272	222
31-35	223	263	285
36-40	180	200	220
41+	244	318	347

## Veterans Treatment Courts

In April 2016, the Nebraska Legislature passed LB919, which authorized the expansion of the definition of Problem-Solving Courts to include Veterans Treatment Courts. Just six months after receiving authorization, Nebraska's first Veterans Treatment Court opened on November 4, 2016, in Douglas County. Nebraska's second Veterans Treatment Court opened on April 19, 2017, in Lancaster County. On January 13, 2021, the Nebraska Supreme Court authorized the Central Nebraska Veterans Treatment Court to operate in the Ninth and Tenth Judicial District. Nebraska newest Veterans Treatment Court, The Second Judicial District Veterans Court was approved by the Nebraska Supreme Court August 23, 2023.

Nebraska Veterans Treatment Courts are designed to reduce recidivism in high-risk to reoffend and high-need veterans through a comprehensive and coordinated court response utilizing early intervention, behavioral health treatment, intensive supervision, and consistent judicial oversight. Similar to other Problem-Solving Courts, Veterans Treatment Courts operate under a team approach where a judge, prosecutor, defense counsel, coordinator, community supervision officer, law enforcement, treatment provider(s), Veterans Health Administration and other key team members work together to design an individualized program for each participant.

Veterans Treatment Courts utilize trained volunteer Veteran Mentors to act as role models and provide guidance for veterans. Veteran Mentors help with readjustment issues to assist with reentry into civilian life.

<b>Veterans Treatment Court Demographics</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
<b>Gender</b>			
Female	7	7	4
Male	79	112	100
Total	86	119	104
<b>Race</b>			
American Indian or Alaska Native	2	1	0
Asian or Pacific Islander	0	0	3
Black	18	26	33
Other	4	6	7
White	62	86	61

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

<b>Ethnicity</b>			
Hispanic Origin	3	5	7
Not of Hispanic Origin	83	114	97
<b>Age</b>			
18-20	0	0	0
21-25	2	5	6
26-30	13	17	10
31-35	16	21	11
36-40	14	23	24
41+	41	53	59

## Reentry Courts

In April 2016, the Nebraska Legislature passed LB919, which authorized the expansion of the definition of Problem-Solving Courts to include Reentry Courts. At the direction of the Nebraska Supreme Court's Problem-Solving Court Committee, a group of Nebraska stakeholders created the Nebraska Reentry Court Best Practice Standards. The Nebraska Supreme Court approved the standards on June 20, 2017. The Nebraska Supreme Court authorized the establishment of Nebraska's first Reentry Court in the 9th Judicial District on August 23, 2017. The Nebraska Supreme Court authorized the establishment of a Reentry Court in the 2nd Judicial District on January 3, 2018, and the 6<sup>th</sup> Judicial District on September 18, 2024. Nebraska Reentry Courts are designed for high-risk to reoffend and high-need individuals who are reentering society from incarceration on a term Post-Release Supervision.

Similar to other Problem-Solving Courts, Reentry Courts operate under a team approach where a judge, prosecutor, defense counsel, coordinator, community supervision officer, law enforcement, treatment provider(s), and other key team members work together to design an individualized program for each participant. The court's goal is to protect public safety and reduce recidivism. Intensive community supervision and interaction with a judge in non-adversarial court hearings verifies compliance with treatment and other court ordered terms.

<b>Reentry Court Demographics</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
<b>Gender</b>			
Female	5	10	20
Male	41	54	64
Total	46	64	84
<b>Race</b>			
American Indian or Alaska Native	1	3	4
Asian or Pacific Islander	0	0	0

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

Black	2	6	13
Other	8	13	14
White	35	42	53
<b>Ethnicity</b>			
Hispanic Origin	10	16	20
Not of Hispanic Origin	36	48	64
<b>Age</b>			
18-20	1	3	1
21-25	9	15	12
26-30	12	13	17
31-35	7	6	20
36-40	6	14	18
41+	11	13	20

## Mental Health Court

In April 2016, the Nebraska Legislature passed and the Governor signed LB919, broadening the definitions of Problem-Solving Courts to include Mental Health Courts. In response, the Nebraska Supreme Court Committee on Problem-Solving Courts appointed a Mental Health Court Subcommittee to establish implementation plans that included the development of best-practice standards for Mental Health Courts. On April 22, 2020, the Nebraska Supreme Court approved the Nebraska Mental Health Court Best Practice Standards. On August 6, 2020, Governor Ricketts signed into law LB1008 providing appropriations to establish Nebraska's first Mental Health Court.

On December 23, 2020, the Nebraska Supreme Court approved the Sarpy County Wellness Court to serve as Nebraska's first pilot Mental Health Court. The Sarpy County Wellness Court is designed to stabilize, assist, and reduce the risk of future offenses for persons with mental illness who have become involved in the Criminal Justice System by providing supervision, treatment, and community resources. The Sarpy County Wellness Court entered its first participant into the program in February 2021.

<b>Wellness Court Demographics</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
<b>Gender</b>			
Female	2	19	34
Male	31	19	24
Total	33	38	58
<b>Race</b>			
American Indian or Alaska Native	1	1	2
Asian or Pacific Islander	0	0	0

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

Black	4	6	11
Other	2	3	4
White	17	28	41
<b>Ethnicity</b>			
Hispanic Origin	2	3	6
Not of Hispanic Origin	31	35	52
<b>Age</b>			
18-20	3	4	4
21-25	7	8	17
26-30	9	9	11
31-35	3	4	10
36-40	4	5	7
41+	7	8	14

## DUI Treatment Court

On March 24, 2021, the Lancaster County DUI Court was approved as a Pilot Court by the Nebraska Supreme Court and admitted their first participant on July 6<sup>th</sup>, 2021.

The Lancaster County DUI Court is a post-plea, presentence court program for individuals charged with a felony third offense, aggravated felony DUI, or a felony fourth offense DUI. The Pilot DUI Court targets individuals for admission who have indicators of substance use disorders and are at substantial risk for reoffending or failing to complete a less intensive intervention, such as standard probation or pretrial supervision.

Clinical assessments are utilized to determine the recommended behavioral health treatment for each participant. Validated risk and need assessments are utilized to determine the programming and services needed to address criminogenic needs. Frequent and random chemical testing, intense community supervision, and interaction with a judge in non-adversarial court hearings verify compliance with treatment and other court ordered terms.

<b>DUI Treatment Court</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
<b>Gender</b>			
Female	8	16	15
Male	52	73	55
Unknown	0	0	0
Total DUI Court Individuals	60	89	70
<b>Race</b>			

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

American Indian or Alaska Native	2	1	0
Asian or Pacific Islander	2	4	5
Black	10	14	13
Other	5	6	3
White	41	61	49
<b>Ethnicity</b>			
Hispanic Origin	8	10	5
Not of Hispanic Origin	52	79	65
<b>Age</b>			
Under 18	0	0	0
18-20	0	0	0
21-25	2	6	3
26-30	14	21	10
31-35	16	19	15
36-40	10	15	19
41+	18	28	27

## **Problem-Solving Court Substance Use Testing**

Drug courts that perform urine drug testing more frequently experience better outcomes in terms of higher graduation rates, lower drug use, and lower criminal recidivism amongst participants (National Institute on Drug Abuse, 2006). Drug court participants consistently identified frequent drug and alcohol testing as being among the most influential factors for successful completion of the program (Gallagher et al., 2015).

Upon entering a Nebraska Problem-Solving Court, participants receive a clear and comprehensive explanation of their rights and responsibilities related to drug and alcohol testing. Nebraska Problem-Solving Courts adhere to evidenced-based practices to ensure frequent and random drug and alcohol testing. Testing may occur at any time, including non-traditional work hours, evenings, weekends and holidays.

The following is a substance use testing summary for all Nebraska Problem-Solving Court participants. This information was collected and analyzed through the AOC's case management system.

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

## Adult Problem-Solving Court Substance Use Testing

Fiscal Year	FY 22-23	FY 22-23	FY 23-24	FY 23-24	FY 24-25	FY 24-25
	Number of Participants	Number of Drug Tests	Number of Participants	Number of Drug Tests	Number of Participants	Number of Drug Tests
Young Adult Court	114	2,660	127	3,628	102	3543
Adult Drug and DUI Courts	1,264	89,756	1,504	99,460	1046	78275
Veteran's Treatment Courts	86	3,865	119	7,006	72	5959
Reentry Courts	46	1,683	64	2,353	67	2958
Mental Health	33	2,312	38	1,977	38	1569
<b>Total</b>	<b>1,543</b>	<b>100,276</b>	<b>1,852</b>	<b>114,424</b>	<b>1325</b>	<b>92,304</b>

\*To ensure consistency in PSC reporting, this year's submission uses the validated figures from last year's Crime Commission report. Updates to system logic—particularly changes in the filters used to calculate PSC populations—produced substantial differences between the historical dataset and the newly extracted data. Because the two extraction methods are not directly comparable and merging them would distort year-to-year trends, the previously validated PSC dataset is used as the baseline for this cycle. \*

## Problem-Solving Court Risk Reduction

Nebraska Problem-Solving Courts target individuals for admission who have indicators of substance use and/or mental health disorders who are at substantial risk for reoffending or failing to complete a less intensive intervention, such as standard probation or pretrial supervision. These individuals are commonly referred to as high-risk to reoffend and high-need individuals. A substantial body of research shows that drug courts that focus on high-risk/high-need defendants reduce crime approximately twice as much as those serving less serious defendants (Cissner et al., 2013; Fielding et al., 2002; Lowenkamp et al., 2005).

The Level of Service/Case Management Inventory (LS/CMI) identifies the risk/need areas and specific criminogenic factors most likely to influence the individual's probability of continuing criminal behavior. These areas are Criminal History, Education/Employment, Family/Marital, Leisure/Recreation, Companions, Alcohol/Drug Problems, Pro-Criminal Attitude/Orientation, and an Anti-Social Pattern.

The following table summarizes LS/CMI admission and discharge scores for adult Problem-Solving Court participants. The table clearly shows significant risk reduction at the end of the Problem-Solving Court intervention. This data was collected and analyzed from the AOC's case management system.

## Adult Problem-Solving Court Risk Reduction

	Average LSCMI at Entrance	Average LSCMI Score at Discharge	Difference in Score	% Change	N
<b>FY 22-23</b>	23.47	13.69	-9.77	-41.65	230
<b>FY 23-24</b>	23.42	13.17	-10.25	-43.76	263
<b>FY 24-25</b>	23.85	12.61	-11.24	-47.11	289

*\*Overall, the average risk score of participants decreased more than 11 points at the time of discharge.*



# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

**Adult Probation Incentives and Administrative and Custodial Sanctions** – Probation staff are trained to swiftly, certainly, and consistently employ incentives and apply administrative and/or custodial sanctions.

All positive progress towards life stability, positive behavior changes and program completion is recognized and incentivized, while all episodes of non-criminal, technical violations (positive substance use testing, missed appointments, failure to pay fines and fees, etc.) are addressed through the imposition of graduated administrative or custodial sanctions.

	FY 22-23	FY 23-24	FY 24-25
<b>Administrative Sanctions</b>	15,429	15,869	16,485
<b>Custodial Sanctions</b>	1,789	1,723	1,881

The Administrative Office of the Courts and Probation participated in a research project with the Urban Institute who assessed Nebraska's incarceration response for the community supervision population. The study, **An Assessment of Community Supervision Incarceration Responses in Nebraska and Utah**, analyzed Nebraska's implementation of justice reinvestment initiatives ushered in by 2015's LB605. The report commented on Nebraska Probation supervising more individuals with felony convictions (50% increase) and those with a higher risk of recidivism. A key takeaway detailed that after the implementation of custodial sanctions not only was there an increase in successful completions of supervision but also a measured reduction in revocations for technical violations. Despite the population of high-risk probationers growing due to legislative changes, the number of violations resulting in incarcerations decreased.

The complete results of this study can be found on the Nebraska Judicial Branch website at <https://supremecourt.nebraska.gov/research-shows-positive-outcomes-felony-probation-supervision>.

## Court Ordered Investigations

**Presentence Investigations (PSI)** -- are ordered by the Court and are designed to assist a judge in determining an appropriate sentence. PSI's present the court with verified information relating to an individual's criminal history, victim's input, details of a crime and relevant personal and environmental background information, in accordance with state statute.

PSIs are also used by the probation office to assist in the assessment of an individual's risk to recidivate and criminogenic needs, which guides the level of supervision and case management of any individual under community supervision.

The presentence investigation is forwarded to the Nebraska Department of Correctional Services (NCDS) for their use in classification and/or program planning for the individual.

	FY 22-23	FY 23-24	FY 24-25
<b>Total Investigations</b>	10,285	10,914	10,543

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

**Post-Release Supervision (PRS) Plans** – are compiled in collaboration with the Nebraska Department of Correctional Services (NDCS), the Office of Parole Administration (Parole), or a county jail. The post-release supervision plan details all programming completed, evaluations conducted, misconduct reports, classification studies, institutional assessments and services received, while the individual was incarcerated or under the supervision of parole, as well as any reductions in risk associated with completed programming and documented behavior change.

Prior to an inmate's discharge from NDCS custody on to PRS, Probation staff submit a revised Post-Release Supervision Plan to the sentencing court including a community needs and services assessment which details specifics related to proposed plans for housing, employment, medication management and health care plans, child support, if ordered, available positive supports, and victim status and safety plans.

JRI legislation modified several Nebraska Statutes, providing for post-release supervision on certain Class III, IIIA and IV Felony offenses committed on or after the bills effective date of 8/30/2015. The first post-release supervision eligible individual transitioned out of prison in early 2016 and the first post-release supervision plan occurred on February 18, 2016.

	FY 22-23	FY 23-24	FY 24-25
<b>Total PRS Plans</b>	550	561	660

## Risk Assessment Instruments

**Level of Service/Case Management Inventory (LS/CMI)** – is an internationally recognized, normed and validated actuarial based risk assessment tool designed to assist in determining an individual's overall risk to reoffend, as well as to prioritize the management and case and treatment planning for male and female adults. The LS-CMI is used in all District Court cases, as well as other specified misdemeanor populations out of Nebraska's County Courts.

The LS-CMI was re-validated for use within Nebraska Probation in a study conducted by the University of Nebraska Law and Psychology Department in 2015. During this study, the Law and Psychology Department also looked for, and ruled out, bias in the statewide application of the tool, and helped identify a need for enhanced training to improve interrater reliability across tool application. On the heels of the research, the AOC developed quality assurance measures and undertook LS-CMI refresher training for all staff to enhance the fidelity in instrument application.

**Nebraska Adult Probation Screen-Risk (NAPS-R)** – is a screening tool utilized in County Court criminal and driving under the influence (DUI) cases, to determine an appropriate assessment instrument to administer, as well as determining risk of recidivism and suitability for probation supervision. This instrument is an objective, numerically scored, gender-specific instrument designed and validated, based on Nebraska 2004-2009 male and female populations.

The NAPS-R is administered to all individuals placed on direct probation, as well as those individuals

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

referred for investigation by the County Court. The NAPS –R was re-validated for use within Nebraska Probation in a study conducted by the University of Nebraska Law and Psychology Department in 2015.

**Nebraska Adult Probation Screen-Needs (NAPS-N)** – is an assessment tool developed specifically for Driving under the Influence (DUI) and/or misdemeanor criminal offenses and is designed to determine the supervision level and criminogenic needs of an individual in conjunction with the Nebraska Adult Probation Screen – Risk.

The NAPS –N was re-validated for use within Nebraska Probation in a study conducted by the University of Nebraska Law and Psychology Department in 2015.

**Vermont Assessment of Sex Offender Risk-2 (VASOR-2)** – assesses risk among adult males who have been convicted of at least one qualifying sex offense. It is composed of a 12-item re-offense risk scale, and a 4-item severity factors checklist. The re-offense risk scale is statistically derived, and designed to assess risk for sexual and violent recidivism. The factors checklist is clinically derived and is designed to describe the severity of the offense.

**Sex Offender Treatment Intervention and Progress Scale (SOTIPS)** – is a 16-item statistically-derived dynamic measure designed to aid clinicians, correctional caseworkers, and probation and parole officers in assessing risk, treatment and supervision needs, and progress among adult male sex offenders. The SOTIPS is scored initially and in conjunction with the VASOR-2 and is also completed for purposes of reassessment every 180 days or as needed upon significant circumstances within a case.

The VASOR-2 and SOTIPS can be used as part of a static and dynamic risk assessment, and combined scores have predicted sexual recidivism better than either instrument alone. The VASOR-2 and SOTIPS are utilized in addition to the LS-CMI in any adult male case in which the precipitating behavior was sexual in nature.

**Domestic Violence Offender Matrix (DV Matrix)** – is a risk assessment utilized in addition to the LS-CMI in any offense in which the precipitating behavior included aspects of domestic violence. While it is not a prediction of future behavior, it is an assessment of current behaviors and how they relate to overall risk to the victim.

**Reassessment** – While probation officers informally perform assessment of on-going risk at each interaction, probation cases are formally reassessed at a minimum of once every six months on the highest-risk populations, unless there is a significant occurrence that prompts the need to reassess the case outside of that timeframe.

# **ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION**

## **Supportive Services**

**Substance Use Testing** – is conducted as directed by the Court; adult probationers are subject to random, unannounced testing to assist in establishing a period of sobriety. Effective alcohol and other substance testing is an integral part of effective community supervision and can provide an objective measure of treatment effectiveness. The results of these tests can provide the basis for incentives, sanctions and therapeutic interventions, all which are the underlying pillars for individual's success. As alcohol and other substances vary substantially in their windows of detection, a variety of testing methodologies are available to assist individuals in abstaining from substance use. Drug screens can be conducted on-site, in-home, and in the field utilizing multiple matrices such as urine analysis, mouth swabs, sweat patches and preliminary breath tests.

When applicable, individuals are assessed a monthly fee of \$5.00 towards the cost of testing, which is supported by the Substance Use Testing cash fund.

### **Number of Drug Tests by Classification**

	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
<b>Classification</b>	<b># of Drug Tests</b>	<b># of Drug Tests</b>	<b># of Drug Tests</b>
<b>Alternatives to Incarceration/ISP</b>	187,928	190,168	191,607
<b>PRS</b>	37,248	40,010	39,266
<b>Medium/Low</b>	107,899	122,833	121,532
<b>Other</b>	40,292	44,402	42,760
<b>Unclassified</b>	1,002	960	9,984
<b>Total</b>	<b>374,369</b>	<b>398,373</b>	<b>405,149</b>

**Electronic Monitoring (EM)** - encompasses two (2) types of electronic devices designed to enhance supervision: Radio Frequency and Global Positioning System (GPS), which requires a tamper-proof monitoring anklet to be worn by the individual twenty-four (24) hours a day and seven (7) days a week. The individual shall remain on EM for the entire period as directed by the sentencing court or sanctioning officer. While use of these devices does not guarantee community safety or exclusively manage behavior on its own, such monitoring does enhance an individual's ability to be supervised in the community while participating in daily pro-social activities such as employment, education, treatment or other programming.

EM is an administrative cost for individuals meeting the target population and criteria and funded by general and cash funds of the Community Corrections program.

### **Electronic Monitoring – Adult Probation and Problem-Solving Courts**

<b>Electronic Monitoring</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
<b>Individuals Served</b>	48	44	391

\*To ensure consistency in reporting, this year's submission uses the validated figures from last year's Crime Commission report. Updates to data collection methods produced substantial differences between the historical dataset and the newly extracted data. Because the two extraction methods are not directly comparable and merging them would distort year-to-year trends, the previously validated EM dataset is used as the baseline for this cycle. \*

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

**Continuous Alcohol Monitoring (CAM)** - measures the individual's perspiration for the presence of alcohol excreted trans-dermally through the skin. It is a tool of supervision for use when an individual is involved in substance use treatment, has an extensive history of alcohol-related incidents, demonstrates continued use of alcohol despite negative consequences and shows an unwillingness to discontinue use.

Individuals are financially responsible for payment for the costs associated with CAM. Said costs are subject to a sliding fee scale.

Funding for CAM comes from both the general and cash funds of the Community Corrections program.

## **Continuous Alcohol Monitoring – Adult Probation and Problem-Solving Courts**

<b>Continuous Alcohol Monitoring</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
<b>Number Served</b>	442	610	561

**Electronic Reporting System (ERS)** -- is a service used to help manage large caseloads of those individuals assessed as the lowest risk to recidivate. Individuals on ERS report through a telephonic system monthly to provide relevant changes regarding their information.

Individuals supervised through ERS are required to comply with their Order of Probation, submit to substance use testing as ordered, meet financial requirements, and participate in any programming required by the Court

ERS maintains all case notes and contact history. A recent program enhancement now doubles the number of notifications to individuals late on their reporting calls to help promote successful completion of their monthly check-in requirement. This feature enables a text to be sent first with the call back number followed by the standard automated phone call.

Staff are also able exchange text messages directly with individuals through ERS and send reminders for important requirement deadlines.

Funding for ERS comes from both the general and cash funds of the Community Corrections program.

<b>Electronic Reporting</b>	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 23-24</b>
<b>Number Served</b>	4,444	4,348	4,442

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

## Rehabilitative Services

**Rehabilitative Services, Financial Assistance** – Created in 2006 to reduce the financial barriers for high risk and need adult individuals in need of evaluation and/or treatment services. The Nebraska Legislature allocated funds to Probation to provide financial assistance for individuals who otherwise would be unable to access/afford need behavioral health supports and services. Financial assistance initially covered only substance use disorders, however, in 2014 services were expanded to include mental health/co-occurring evaluations and treatment and sex offense specific services. In 2015 treatment for gambling was added.

This financial assistance is not intended to eliminate the need for accountability and financial responsibility, rather, it serves as another resource available to an individual when financial barriers exist. Individuals are expected to contribute toward the financial obligations associated with services using the AOC's sliding fee scale. Financial assistance is available only after all other financial resources have been exhausted.

By Supreme Court Rule, any individual receiving services must receive those services through a Probation Registered Service Provider. These services may be provided in an office setting or remotely through a teleservices network.

Adult Fee for Service, Financial Assistance is funded by both general and cash funds of the Community Corrections program.

### **Adult Behavioral Health Financial Assistance by Service Type**

Service Type	Amount FY22-23	Amount FY23-24	Amount FY24-25
Substance Use Evaluation	\$231,431	\$270,578	\$260,969
Short-Term Residential	\$508,453	\$1,066,688	\$684,997
Intensive Outpatient	\$689,134	\$709,845	\$747,934.74
Outpatient Counseling	\$680,969	\$134,279	\$665,685.07
Co-Occurring Evaluation	\$169,431	\$187,000	\$210,492
Co-Occurring Short Term Residential	\$71,199	\$22,046	\$103,884
Pretreatment – Reporting Center	\$208,501	\$219,063	\$234,025.50
Relapse Group – Reporting Center	\$297,973	\$340,058	\$361,328.50
Mental Health Evaluation/Assessment	\$14,706	\$21,388	\$27,599.50

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

<b>Mental Health Outpatient Treatment</b>	\$132,883	\$315,124	\$167,821.50
<b>Adults Who Sexually Harm Assessment and Treatment</b>	\$372,768	\$318,969	\$326,762
<b>Reporting Center Behavioral Health Contracts</b>	\$1,427,218	\$1,684,578	\$1,597,446
<b>Total</b>	\$4,804,666	\$5,289,625	\$5,388,945

*(Please note non-clinical services are not included in this report.)*

**Transitional Living Financial Assistance** - Created to increase success for probation, post-release supervision, and problem-solving court individuals. Transitional Living provides short-term, stable housing for individuals at high risk to reoffend while improving community safety. The initiative places individuals in a supportive environment, enabling them to concentrate on treatment and/or employment, reintegrating into the community, with the goal of becoming self-sufficient. Simultaneously, this provides a greater ability to locate individuals under court ordered supervision.

Transitional Living Financial Assistance is funded by combined federal, general and cash funds.

## **Transitional Living Eligibility Requirements**

- Supervised on probation, post-release supervision or problem-solving courts
- Sentenced as a felony offense or as a Class I Misdemeanor for Domestic Violence, Sex Offense or DUI-III or higher
- High Risk to reoffend
- Housing instability
- Lack resources to pay for suitable housing
- Ordered to Transitional Living through the Courts

## **Levels of Transitional Living**

- Transitional Living Level 1
  - Overnight Staffing (10:00 PM – 6:00 AM)
  - Qualifies for reimbursement up to \$46 per day for 12 weeks (84 days)
- Transitional Living Level 2
  - 24/7 Staffing
  - Onsite supportive case management related to housing needs
  - Qualifies for reimbursement up to \$93 per day for 12 weeks (84 days)

## **Transitional Living Housing Assistance**

	<b>FY 22-23</b>	<b>FY 23-24</b>	<b>FY 24-25</b>
<b>Assistance by Fiscal Year</b>	\$5,193,893	\$5,087,042	\$5,395,897

# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

## Discharges and Revocations

### Discharges and Revocations of Adults Sentenced to Probation

Discharges	Successful Completion	Unsuccessful Completion	Revoked New Crime	Revoked Technical Violation	Revoked Other or Not Specified	Other	N
FY 2022-2023	72%	9%	7%	8%	2%	2%	8,864
FY 2023-2024	71.9%	9.9%	6.8%	7.3%	2.5%	1.6%	8,965
FY 2024-2025	72%	10%	6%	7%	3%	2%	8,992

### Discharges and Revocations of Adults Sentenced to Post-Release Supervision

Discharges	Successful Completion	Unsuccessful Completion	Revoked New Crime	Revoked Technical Violation	Revoked Other or Not Specified	Other	N
FY 2022-2023	44%	24%	12%	12%	5%	3%	1,092
FY 2023-2024	42.1%	23.2%	11.8%	12.0%	6.9%	4.0%	994
FY 2024-2025	41.7%	22.5%	14.5%	11.6%	6.3%	3.5%	1,054

*\*Unsuccessful Completion arises when courts terminate an order of post-release supervision when financial obligations have not been met, required days of custodial sanctions have not been met to face revocation, or other factors have intervened not allowing the post-release individual to satisfy all conditions and case management included in the Court Order. Other includes Death, Deported, or district override.*

**Felony Revocations to Incarceration** - Please note there are several possible outcomes when an individual is revoked from a term of probation. These include, but may not be limited to, revocation to the department of corrections, a county jail, imposition of a fine, and/or additional probation. The information below only addresses those individuals with a term of probation revoked on a felony charge, out of a District Court sentenced to a term of incarceration upon revocation.

Individuals revoked due to a new law violation are indicated as such. These would not include minor traffic offenses or infractions. Technical violations are wide ranging and include all probationer non-compliance from failure to pay fines and fees, to missed or positive substance use testing, failure to attend or complete treatment, to absconding from supervision, among other things.



# ADMINISTRATIVE OFFICE OF THE COURTS & PROBATION

Law Violation	FY 22-23	FY 23-24	FY 24-25
Prison	111	175	159
County jail	157	128	160
Total	268	303	319
% to Prison	41%	58%	50%
Technical Violations	FY 22-23	FY 23-24	FY 24-25
Prison	89	84	95
County jail	147	146	155
Total	236	230	238
% to Prison	38%	37%	40%

**Risk Reduction of High Risk to Reoffend Individuals** - Calculated on individuals who successfully completed a term of probation or post-release supervision and assessed at a high to very high risk to reoffend score on the LS/CMI and compared with their LS/CMI reassessment score upon discharge.

## Probation

Fiscal Year	Average 1 <sup>st</sup> LSCMI Score	Average Last LSCMI Score	Change in LSCMI Score	% Change
FY 2022-2023	25.80	20.50	-5.20	-20.30%
FY 2023-2024	28.10	23.10	-4.90	-17.60%
FY 2024-2025	25.6	19.6	-6	-23.60%

## Post-Release Supervision

Fiscal Year	Average 1 <sup>st</sup> LSCMI Score	Average Last LSCMI Score	Change in LSCMI Score	% Change
FY 2022-2023	27.50	24.50	-3.00	-10.90%
FY 2023-2024	25.50	20.10	-5.40	-21.20%
FY 2024-2025	27.4	22.6	-4.8	-17.30%