

NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE

OPERATING INSTRUCTION
NUMBER 17

July 20, 2012

NEBRASKA COUNTY ATTORNEY STANDARDS ADVISORY COUNCIL

PURPOSE: To clarify the role of the Council and its relationship with the Commission.

1. **SCOPE:** Applicable to Commission, Council and staff.
2. **REFERENCE:** Nebraska State Statutes 23-1212 through 23-1222 and 81-1429.01.
3. **GENERAL:** The Commission, after consultation with the Nebraska County Attorney Standards Advisory Council, is responsible for (1) establishing a curriculum and administering continuing legal education for all county attorneys and their deputies and (2) administering the county attorneys' Crimes Against Children fund.
4. **ADMINISTRATION:** The Council shall receive administrative support from the Commission's Executive Director and staff to include such items as providing for funding requirements within the Commission budget, processing of expense vouchers, maintaining required training records, maintaining records of claims for Crimes Against Children funds, notification of meeting dates and providing for required public notice, taking of minutes and related matters.
5. **MEMBERSHIP:** The Council shall consist of eleven members appointed by the Governor in accordance with the provisions of 23-1213.
6. **REIMBURSEMENT OF MEMBER'S EXPENSES:** Members of the Council shall serve without compensation, but shall be entitled to reimbursement for actual and necessary expenses incident to such service on the Council as per Department of Administrative Services guidelines.
7. **COUNCIL RESPONSIBILITIES:** The Council will forward recommendations to the Commission for final action to include the following:
 - A. Establish and periodically review the annual number of hours of continuing legal education, including working knowledge of electronic speed measurement principles and instruction on the investigation and prosecution of crimes against children.

- B. Develop educational criteria, formats, and program objectives to be used in the delivery of continuing legal education.
 - C. Make funding decisions regarding claims requesting money from the Crimes Against Children fund. This fund shall be used to reduce the expenses incurred by county attorneys in consulting with and retaining expert witnesses and other costs in the investigation and prosecution of crimes against children.
 - D. Develop guidelines to promote uniform and quality death investigations for county coroners.
 - E. Help establish a voluntary network of regional officials to provide death investigation support services and develop and provide standardized forms for use in death investigations.
 - F. Determine the number of hours of continuing education for county or deputy coroners.
8. **COMMISSION RESPONSIBILITIES:** The Commission, in consultation with the Council, shall as per 23-1218:
- A. Establish curriculum for the implementation of mandatory continuing legal education (CLE) programs.
 - B. Administer all CLE programs.
 - C. Evaluate the effectiveness of CLE training.
 - D. Certify the number of hours of continuing legal education.
 - E. Report to the Attorney General the names of all county attorneys and deputy county attorneys who have failed to complete the hours of continuing legal education.
 - F. Establish tuition and fees for CLE programs.
 - G. Administer the Crimes Against Children fund.
 - H. Adopt necessary rules and regulations.
 - I. Do all things necessary to carry out the Statute.

The Executive Director shall include progress reports on county attorney training and the Crimes Against Children fund in the periodic reports to the Commission.



Michael E. Behm
Executive Director

Attachment: Neb.Stat. 23-1212 through 23-1222 and 81-1429.01

Distribution: Commission, Council and Staff

Revised from April 18, 1997