

**THE LEAGUE OF WOMEN VOTERS OF NEBRASKA  
PROGRAM 2021–2022**

**TABLE OF CONTENTS**

GOVERNMENT .....	1–3
The Nebraska Constitution .....	1
Redistricting.....	1
Merit Plan For Selection of Judges.....	1–2
County Government.....	2
Financing State and Local Government.....	2–3
NATURAL RESOURCES.....	3–5
Water .....	3
Water Quality.....	3
Water Quantity .....	3–4
Land Use.....	4–5
Energy.....	5
Electric Utility Deregulation/Privatization in Nebraska .....	5
SOCIAL POLICY .....	5–8
Corrections.....	5–6
Equal Rights Amendment.....	6
Native Americans .....	6
Child Care.....	6
Child Welfare.....	6–7
Violence Prevention.....	7
Health Care .....	8
Mental and Behavioral Health Care.....	8
Investigation of Expanded Gambling in Nebraska .....	8
EDUCATION .....	8–10
Financing Public Schools in Nebraska .....	8–9
Curriculum in Nebraska Public Schools .....	9
Student Testing.....	9
Early Childhood Education.....	10
Transitions .....	10
Academic Freedom.....	10
School Safety.....	10
Evaluation of Teachers and Administrators.....	10
STUDIES .....	10–11
Natural Resources Update Study Devoted to Soil Health.....	10
Continuation of Money in Politics Study.....	10
Continuation of Reimagining Public Safety in Nebraska Study .....	11

# THE LEAGUE OF WOMEN VOTERS OF NEBRASKA PROGRAM 2021–2022

## GOVERNMENT

**THE NEBRASKA CONSTITUTION:** Members of the League of Women Voters of Nebraska support measures to improve the Nebraska Constitution through comprehensive coordinated revision. The League is not committed to any specific method of constitutional change, but will accept any practical method of change. Members of the League believe a good constitution should contain only fundamental provisions for a framework of government and should define its powers and organization.—Adopted 1969, amended 2011.

Specifically, the League supports:

- 1) A concise Bill of Rights;
- 2) Additional means to amend the Constitution;
- 3) An executive branch with authority adequate to carry out responsibilities assigned to it by the Constitution;
- 4) Provisions for initiative and referendum;
- 5) A nonpartisan unicameral Legislature;
- 6) Four-year terms with no term limits for Legislators;
- 7) A merit plan for judges;
- 8) Public hearings on legislative bills;
- 9) Mandatory legislative reapportionment after each federal census;
- 10) Salaries set by statute;
- 11) An appointed parole board consisting of specialists in penal and related matters; and
- 12) Opposition to state aid to non-public schools.

**REDISTRICTING:** The League of Women Voters of Nebraska believes unbiased and transparent redistricting is fundamental to good government. In concurrence with the LWVUS redistricting position, the LWVNE supports the implementation of a non-partisan, open, and unbiased redistricting process preferably by an independent special commission composed of membership that accurately reflects the partisan make-up, diversity, and demographics of Nebraska's population. Public interest groups and civic organizations should also be included in the process with representation from all parts of our state.

Specifically, the League supports inclusion of the following criteria for redistricting:

- 1) Compliance with the U.S. Constitution (federal mandate);
- 2) Compliance with the Voting Rights Act (federal mandate);
- 3) Creation of districts with equal population (federal mandate);
- 4) Creation of compact and contiguous districts where possible;
- 5) Preservation of traditional neighborhoods and local communities of interest;
- 6) Creation of district lines that follow permanent and easily recognized features, such as toll ways, expressways, highways, streets, rivers, and clear geographical features, where possible;
- 7) Coincidence with census tract boundaries;
- 8) Maintenance of town and county boundaries, and undivided census tracts when feasible;
- 9) Ignorance of incumbent officials' addresses;
- 10) No intentional favoring or disfavoring of a political party, incumbent, or candidate
- 11) Enforceability in court.

**MERIT PLAN FOR SELECTION OF JUDGES:** The League of Women Voters of Nebraska supports the nominative, appointive and elective features of the Merit Plan for the judges of the Supreme Court, the district courts, the juvenile courts, the county courts and the Workmen's Compensation Court, and recommends that it be retained in the Constitution.—Adopted 1967, amended 1985 and 1987.

Specifically, the League supports:

- 1) The Commission on Judicial Qualifications as the appointed body to confidentially receive and process complaints from any citizen concerning the discipline or removal of any judge;
- 2) The right of appeal and removal power remaining with the Supreme Court; and
- 3) The right of the electorate to reject judges by election under the Merit Plan, and the Legislature to retain the impeachment power.

**COUNTY GOVERNMENT:** Members of the League of Women Voters of Nebraska advocate a county government structure that is representative, responsive and responsible, flexible and accountable, that permits the separation of legislative and administrative functions and allows efficient and economical delivery of services with adequate funding. Major structural changes in each county government must be approved by a majority vote of the people in that county.—Adopted 1977, 1991.

Specifically, the League supports:

- 1) The right of a county to choose its own structure, including elective and appointive options;
- 2) Structural and/or functional consolidations of counties and of a city with a county;
- 3) The option of county home rule;
- 4) Permission for counties to possess all powers not prohibited by state laws;
- 5) Alternative methods for initiating change in a county structure by legislative action of the state or the county and/or by a petition of the county voters;
- 6) A variety of means of financing county government;
- 7) Permission to allow county governments to create or dissolve special purpose districts; excluding school districts, lying wholly within the county, to approve their budgets and to supervise their long-range plans;
- 8) The right of counties to appoint a county administrator; and
- 9) The right of counties to appoint row officers.

**FINANCING STATE AND LOCAL GOVERNMENT:** The League of Women Voters of Nebraska supports a state fiscal policy that reflects the goal of adequate revenues in order to meet the budgeted expenditures of all levels of government to meet state and local services. In order to allow the aforementioned levels of government to fulfill their governmental responsibilities, a tax structure which is progressive, efficient and flexible is necessary.—Adopted 1987, amended 2011.

Specifically, the League supports the following:

- 1) The state's primary sources of revenue should continue to be derived from a combination of sales and personal income taxes. Additional revenues can be achieved through an increase in tax rates, by extending the sales tax to services with exemptions for medical, legal, child-care and educational services, and increases in tobacco products and liquor taxes.
- 2) The League is opposed to the state operating, or sanctioning the operation of any state or regional lottery.
- 3) The state should utilize the federal income tax form as a progressive, economic and efficient vehicle for taxpayers to determine their tax obligations.

- 4) The state’s primary responsibility is in providing adequate funding, in priority order, for: all levels of education, human services programs, aid to local governments, government services and economic development.
- 5) The state legislature when considering budget reductions should carefully evaluate each program and use line-item reductions, not across-the-board reductions. The League does not support the imposition of fixed percentage “lids” on state expenditures as a proper method of budget reduction or the use of deficit spending in times of inadequate revenue.
- 6) We believe there should not be any sales tax on food.

## NATURAL RESOURCES

**WATER:** The League of Women Voters of Nebraska supports a water policy, which promotes wise use and care of water resources guided by the principle that water be managed in the public interest.— Updated 1978, amended 1993, updated 1995, amended 1999, updated and amended 2018, amended 2021.

**WATER QUALITY:** The League supports clean drinking water for all Nebraskans and believes that measures should be in place to protect water from contamination and pollution.

Specifically, the League supports:

1. Legislative action that outlines a process for Nebraska Department of Health and Human Services (NDHHS), Nebraska Department of Natural Resources (NeDNR), and Nebraska Department of Environment and Energy (NDEE) to proactively identify and manage emerging threats to human health including, but not limited to, chemicals, pathogens, steroids, antibiotics, hormones and nutrient contaminants in drinking water;
2. Exclusion of pipeline siting in areas covered by the State Wellhead Protection Program, areas around municipal and private household wells without Wellhead Protection designation and in areas where the water table is at a level that rises near to the subsurface pipeline or to the surface beneath elevated pipelines. We encourage all municipalities to protect their wellhead protection areas through local ordinances;
3. A Legislative Task Force for further study on the management of both point source and non-point source contamination to both surface and groundwater sources to assure that Nebraska’s current regulations are appropriate and adequate to protect water quality. The task force should include both agricultural and municipal representatives and consider specifically nutrients such as nitrates, as well as herbicides, pesticides, human and veterinary pharmaceuticals, hormones and particulate pollutants including mercury;
4. Funding of NDHHS, NeDNR, NRDs (Natural Resource Districts) and NDEE at a level that adequately allows for staffing and programming to monitor water quality, investigate complaints, thoroughly assess permitting requests and follow-up on violations to protect Nebraskans from contamination of both surface and groundwater. Budget shortfalls should not reduce essential water quality monitoring programs. Nebraska should assure that EPA regulations are implemented immediately with staffing levels adequate to assure compliance; and
5. A robust educational program for private household drinking well owners in Nebraska and expansion of testing for contaminants which is currently limited to bacteria and nitrates. Local Health Departments should actively seek out property owners with private wells and provide both education and assistance with testing.

## WATER QUANTITY

Specifically, the League supports:

1. Conservation of water through efficient irrigation practices, improved farming techniques and continued research and education;
2. Legislative support for beneficial use of water to include water for domestic use including livestock watering, agricultural and manufacturing, including power production uses, and for the following instream uses: fish and wildlife, ground water recharge recreation, and dilution of wastes. Highest priority shall be given to domestic use; and
3. Legislative action to resolve the issues of ground water ownership, interrelationship of ground and surface water, and the administrative structure of water management.

The League acknowledges that there is a physical relationship between surface and groundwater, which is recognized by hydrogeologists. Since geological conditions vary from region to region across the state, laws should be sufficiently flexible to acknowledge this fact.

The League believes that a method for resolving conflicts between competing interests should be established. This method should include tested mediation procedures, and the parties to a dispute should be encouraged to settle the matter between themselves. If arbitrary decisions are made, they should recognize statewide and local interests, should balance public and private interests, and should recognize the differences between the various areas of the state.

Specifically, the League:

- 1) Supports existing water law, which recognizes the relationship between ground and surface water;
- 2) Recognizes the respective roles of the Department of Natural Resources and the Natural Resources Districts;
- 3) Recommends the creation of an institutional framework for resolving water conflicts which is flexible and expedient and which reflects publicly established criteria; and
- 4) Proposes that water problems be resolved by statute instead of abdicating decision-making authority to the courts.

The League supports state regulated water marketing (which includes leasing) as a means of allocating ground and surface water, with consideration given to protection of the public interest, environmental factors, effect on third parties, property tax implications and future water requirements.

Specifically, water marketing administration should include:

- 1) Quantification of water available for sale;
- 2) Terms of sale; and
- 3) A framework for resolving unintended consequences.

The League supports the sale (or leasing) of ground surface water between preference classes with the understanding that the preference system should be preserved.

Since the U.S. Supreme Court has determined ground water to be “publicly owned” and the Nebraska Constitution states that use of surface water is “dedicated to the people of the state” the League believes that the state should derive revenue from the marketing of water.

**LAND USE:** Members of the League of Women Voters of Nebraska support a state land use program based on goals and strategies which encourage local control, while at the same time identifying and providing statutory mechanisms for managing areas of statewide concern. Preservation of unique and prime agricultural land should be a primary goal and programs should be developed to implement that goal. The League of Women Voters of Nebraska supports green belt (buffer zone) type legislation and recognizes the inter-relationship of taxation and land use.—Adopted 1979, amended 1985, 1987, 1991.

Specifically, a state land use program should incorporate the following:

- 1) Requirement that local government exercises at least a minimum level of planning and control over land use;
- 2) Provision of state technical assistance to local governments;
- 3) Requirement that state agencies and political subdivisions abide by comprehensive planning of local government with provision for appeal to the state if conflicts occur;
- 4) Encouragement of coordination between governmental agencies, commissions, and boards, which are planning for the same area, and coordination between areas;
- 5) Identification of areas of statewide concern;
- 6) Recognition of the interrelationship of urban and rural concerns in land use;
- 7) Adoption of goals and implementation of policies to preserve unique and prime agricultural land;
- 8) Coordination of the state land use planning process by the Policy Research Office;
- 9) Establishment of a capital improvements process with long and short-range goals;
- 10) Involvement of the public; and
- 11) Insurance that policies and procedures are understandable and simple to follow for those who need to work with and under them.

**ENERGY:** The League of Women Voters of Nebraska believes that energy conservation and the use of renewable resources must be a part of any national or state energy program. Public understanding and cooperation are essential to the success of any program of energy conservation and implementation of technologies that employ generation of energy from renewable resources. Citizens should be involved in the difficult choices that must be met. Amended 2021.

Specifically, the League supports:

- 1) Reduction of energy growth rates;
- 2) Use of a variety of energy sources, with emphasis on conserving energy and using energy-efficient technologies;
- 3) The environmentally sound use of energy resources, with consideration of the entire cycle of energy production;
- 4) Predominant reliance on renewable resources;
- 5) Policies that limit reliance on nuclear fission; and
- 6) Action by the State of Nebraska to encourage the use of renewable resources and energy conservation through funding for research and development, financial incentives, rate-setting policies, and mandatory standards.

**ELECTRIC UTILITY DEREGULATION/PRIVATIZATION IN NEBRASKA:** Sound government policies are supported with “condition certain.” “Condition certain” means that no changes in the regulation of electricity will take place unless and until certain conditions are in place, such as viable wholesale energy markets and viable transmission networks.

## **SOCIAL POLICY**

**CORRECTIONS:** The League of Women Voters of Nebraska supports a correctional system which provides for realistic and humane treatment of the accused and sentenced offender both juvenile and adult, as well as for the protection of the community. In order to achieve such a system, the League advocates the use of community-based alternatives to incarceration and the separation of corrections from law enforcement.—Adopted 1975, *Alternatives to Incarceration*, -updated 1984, amended 1993, 2016.

Specifically, the League supports:

- 1) Diversion of offenders from the criminal justice system to appropriate programs;
- 2) Decriminalizing certain victimless crimes when alternative programs and facilities are feasible;
- 3) Improved and increased use of a variety of pre-trial release procedures;
- 4) The principle that juveniles be heard in juvenile court and held in facilities specifically designed for juvenile offenders;
- 5) A probation system comprising an adequate professional staff as well as volunteers;
- 6) Institutional programs aimed at reintegrating the offender into the community;
- 7) A central state agency to set minimum jail standards and to coordinate local correctional administration;
- 8) Removal of payment to jailer based on number of prisoners confined; and
- 9) A system which insures the preservation of civil and human rights of pre-trial detainees and which insures basic human rights of sentenced offenders.
- 10) Abolition of the death penalty.

**EQUAL RIGHTS AMENDMENT:** The League of Women Voters of Nebraska supports bringing state laws into compliance with the goals of the Equal Rights Amendment.—Amended 1981, 1985.

Specifically, the League supports:

- 1) Elimination or amendment of those laws that have the effect of discrimination on the basis of sex;
- 2) Promotion of laws that support the goal of ERA; and
- 3) Strengthening the enforcement of such existing laws.

**NATIVE AMERICANS:** The League of Women Voters of Nebraska believes that Native Americans should participate in the formulation, development implementation and valuation of all policies and programs affecting them.—Adopted 1974, amended 1985, 1987, 1993.

Specifically, the League supports:

- 1) Equality of opportunity for employment, health care, education, and welfare benefits;
- 2) Efforts to keep Native American children within their own families. In cases in which the child must be removed from his/her family, the primary concern of welfare departments should be to place the child in willing and qualified Native American foster/adoptive homes. Non-native American foster/adoptive parents should receive cultural awareness and sensitivity training before a Native American child is placed in the home;
- 3) Multicultural education and sensitivity training which includes the customs and culture of the Native American;
- 4) Affirmative action programs as a necessity;
- 5) Education efforts as a necessity to inform Native Americans of their rights and the services available to them;
- 6) A Nebraska Commission on Indian Affairs composed entirely of Native Americans, whose objective shall be to enhance the cause of the Native American rights and to develop solutions to problems common to all Nebraska Native Americans, maintained and adequately funded; and
- 7) A review by this commission of all treaties of Midwestern Native Americans, specifically as they apply to the tribes or their branches located within the state of Nebraska. The existing responsibilities and rights outlined in the federal and Nebraska statutes should be determined and implemented.

**CHILD CARE:** The League of Women Voters of Nebraska believes that children in preschools, child care and learning centers or child care homes should be provided humane, quality care in a safe and healthy environment.—amended 1985, 1986, 1987, 1989.

Specifically, the League supports:

- 1) Establishment of uniform minimum standards by federal, state and local governments in the regulation of preschool, child-care, and learning centers and homes;
- 2) Adequate staffing to promote personal, emotional and intellectual growth;
- 3) Education of preschool and learning center teachers, parents, caregivers and others about quality care; and
- 4) An environment free from child abuse and/or neglect.

**CHILD WELFARE:** The League of Women Voters of Nebraska supports policies and programs that respect the rights, promote the well-being and insure the safety of Nebraska's children. Government services for children should be comprehensive, accessible in all areas of the state, integrated/coordinated, efficient, adequately funded and should provide for accountability. These services should be staffed by professionals and volunteers who are well trained and competent in the specific area of service and should respect the rights of parents.—Adopted 1993.

Specifically, the League of Women Voters of Nebraska believes:

- 1) All reports of alleged abuse and neglect should be investigated. This may include screening by trained staff using a standard, effective protocol. An appropriate number of investigative workers should be hired and maintained to perform investigative tasks and to ensure the safety of children;
- 2) Foster families need preservice/in-service training, respite care, access to counseling (especially for behaviorally disordered children), adequate financial compensation based on the needs of the children, access to information about foster children needing placement and regular communication with Child Welfare, Juvenile & Adult Protective Services (CWJAPS) workers. Foster families should be recruited and trained to provide specialized care for children with special needs;
- 3) A range of placement options based on the needs of children should be developed in all areas of the state, including specialized treatment foster homes, specialized group homes, and long
- 4) term residential treatment facilities. The Nebraska Department of Health and Human Services (DHHS) and other state agencies caring for state wards should continue to contract with out-patient mental health providers and other agencies for diagnostic, evaluative and treatment services to enable foster children to remain in existing foster homes. Contracting with out-of-state facilities for out-of-home care or treatment should be a last resort;
- 5) Permanency for children should be achieved in an expeditious manner. Standards and a protocol should be developed for county attorneys, judges and CWJAPS workers to use in determining if parents are making progress towards reunification with children or if termination of parental rights is appropriate. CWJAPS workers should be trained in collecting and documenting information necessary to make reunification or termination of parental rights decisions. County attorneys, guardians ad litem, and judges and CWJAPS workers should be trained on issues related to termination of parental rights and on the adoptability of disabled children. Adoption laws should allow and encourage open adoption in appropriate cases;
- 6) The number of juvenile courts and juvenile judges should be increased in areas of the state where there is a demonstrated need. County attorneys, guardians ad litem and judges should be provided with on-going training on child abuse and adoption issues. Court Appointed Special Advocates should be used in the juvenile court system whenever possible; and
- 7) Public awareness of abuse and neglect problems and preventive measures should be increased. Public health education about the relationship between chemical dependency and increased risk of abuse and neglect should be undertaken. Family life education classes should be available in the public schools, especially parenting classes for high school students, and home visits of high risk families with newborns should be made. Family counseling services and parent education classes should be available in all areas of the state. Family Preservation Services providing intensive

casework and in-home therapy for both short-term cases and longer-term intervention should be available to at-risk families in all areas of the state.

**VIOLENCE PREVENTION:** The League of Women Voters of Nebraska supports policies and programs at all levels of the community and government that serve to prevent violence in the home and in the community. These include:

- 1) Programs and services for the prevention of child abuse and intervention;
- 2) Family support services for violence prevention and intervention;
- 3) Public and private development and coordination of programs that emphasize the prevention of violence;
- 4) The active role of government and social institutions in preventing violent behavior; and
- 5) The allocation of public monies in government programs to prevent violence.—Adopted 2000.

**HEALTH CARE:** The League of Women Voters of Nebraska bases action for primary health care strategies on the LWVUS position. —Adopted 2004.

**MENTAL AND BEHAVIORAL HEALTH CARE:**

Supports an adequately funded mental and behavioral health care system which provides comprehensive and coordinated services for children and adults with mental and behavioral health disorders. Supports state and local policies and programs which provide the opportunity for persons with mental and behavioral health disorders to achieve optimal management of their illness. —Adopted 2004, amended 2021.

Specifically, the League supports:

- 1) Behavioral health as the nationally accepted term that includes both mental illness and substance use disorder;
- 2) Access for all people to affordable, quality in- and out-patient behavioral health care, including needed medications and supportive services;
- 3) Behavioral health care that is integrated with, and achieves parity with, physical health care;
- 4) Early and affordable behavioral health diagnosis and treatment for children and youth from early childhood through adolescence;
- 5) Early and appropriate diagnosis and treatment for children and adolescents that is family focused and community-based;
- 6) Access to safe and stable housing for people with behavioral health challenges, including those who are chronically homeless;
- 7) Effective re-entry planning and follow-up for people released from both behavioral health hospitalization and the criminal justice system;
- 8) Problem solving or specialty courts, including mental health and drug courts, in all judicial districts to provide needed treatment and avoid inappropriate entry into the criminal justice system;
- 9) Health education—from early childhood throughout life—that integrates all aspects of social, emotional, and physical health and wellness; and
- 10) Efforts to decrease the stigmatization of, and normalize, behavioral health problems and care.

**INVESTIGATION OF EXPANDED GAMBLING IN NEBRASKA:** The intent of the effort is to look at the issue of expanded gambling in Nebraska, to collect as much available information as possible on the subject with attention to both the economic and social implications, and to present these findings to our membership. At that time, we may or may not propose a formal position. —Adopted 2003.

## **EDUCATION**

### **FINANCING PUBLIC SCHOOLS IN NEBRASKA**

The LWVNE believes in a public educational system financed by a combination of local and state revenues. Since state government has created the public schools by law it has a responsibility to aid local school districts in providing adequate and equitable school financing while maintaining local control. The wealth of the local school district in which a student resides should not determine what services are available. (Adopted 1981, amended 1983, 1991, 2008)

Specifically, the League supports:

- 1) Teacher salaries that are competitive with other states and that reflect upon teaching as a respected profession
- 2) Teacher salaries for superior teachers that are comparable with administrators' salaries, to encourage those teachers to remain in the classroom;
- 3) Shifting the tax burden from heavy reliance on the local property tax to increased state support while maintaining local control of school districts and budgets;
- 4) Removal of arbitrary limitations upon budgets of local government subdivisions;
- 5) Provision of adequate revenue from sales and income taxes, both individual and corporate, to support educational services;
- 6) Accreditation standards of the minimum level of education regardless of the wealth of the local district in which a student resides; and
- 7) A free public school education through 12<sup>th</sup> grade, age not a limiting factor. Public school funds should be used to provide special education services to children with verified special needs from birth to age 21.

### **CURRICULUM IN NEBRASKA PUBLIC SCHOOLS**

The LWVNE supports policies and programs to promote a quality education for all Nebraska children from early childhood through grade 12. (Adopted May 1985, amended 1993, 2008, 2014)

Specifically, the League supports:

- 1) Teachers being endorsed in all subjects they are teaching;
- 2) Public school curriculum standards that will prepare students for citizenship, the world of work and to meet admission requirements of post-secondary educational institutions;
- 3) A strong social studies and government curriculum;
- 4) An emphasis on citizenship to include the relationship between freedom and responsibility and how to be a responsible voter;
- 5) Incorporation of critical thinking skills into all teaching. Throughout the educational process, the purpose of critical thinking is to develop patterns of active analysis of information rather than passive acceptance of information;
- 6) A minimum school year of 180 school days with a minimum of 1,032 instructional hours for elementary schools and 1,080 instructional hours for secondary schools;
- 7) The option of year-round public schools for districts that elect to do so;
- 8) Comprehensive counseling being offered to all Nebraska students;
- 9) Expanded learning options available and accessible to all students, including a higher emphasis on technology, vocational instruction, independent learning, apprenticeships, and dual enrollment in high school and post-secondary schools;
- 10) Arts, humanities, music, health, and physical education as a significant part of education that should be offered and available in every school; and

- 11) Service learning as an important style of learning that validates students as contributing members of their community.

## **STUDENT TESTING**

The LWWNE supports:

- 1) Mandatory minimum competency testing of students before graduation from high school;
- 2) Criterion-based testing of students, which means testing for mastery, allowing for different ways for students to demonstrate mastery, and testing on 100 percent of the curriculum;
- 3) A reduction in the amount of standardized testing that is norm-referenced which guarantees some students will always fail and which detracts from classroom teaching of the curriculum;
- 4) The exemption of students with special needs from mandatory standardized testing or mandatory minimum competency testing.

## **EARLY CHILDHOOD EDUCATION**

A comprehensive pre-kindergarten educational program should be available and accessible to all Nebraska children.

## **TRANSITIONS**

The LWWNE supports renewed focus on the needs of students at the key transition years (for example, 4<sup>th</sup> to 5<sup>th</sup> grade and 8<sup>th</sup> to 9<sup>th</sup> grade). Emphasis should be placed on individual tutoring, skill-building, extended school days, extended school years, and summer enrichment programs.

## **ACADEMIC FREEDOM**

The LWWNE supports academic freedom for all public-school teachers and students in order to instill in students the value of democracy and to prepare students for informed and active civic participation.

## **SCHOOL SAFETY**

The LWWNE supports policies and programs that promote safe school environments for all students and staff to the exclusion of those zero-tolerance policies that do not allow for common sense and individual mitigating circumstances.

## **EVALUATION OF TEACHERS AND ADMINISTRATORS**

The LWWNE supports teacher tenure and Nebraska laws on teacher certification, just cause, and due process. The League supports performance-based evaluation of teachers and administrators. (Adopted 1993, amended 2008)

# **STUDIES**

## **NATURAL RESOURCES UPDATE STUDY DEVOTED TO SOIL HEALTH**

TOPIC: Soil Health in Nebraska

FOCUS: Share data-driven information about soil health from reputable sources to educate League members that maintaining and rejuvenating soil health is valuable to healthy ecosystems.

SCOPE: Review current research by University of Nebraska at Lincoln (UNL), Natural Resources Conservation Service (USDA-NRCS) and the Soil and Water Conservation Society (SWCS) concerning Soil Health and why supporting Healthy Soil Legislation or initiatives is of vital interest to Nebraska citizens. Research the current Healthy Soil Task Force Report that was adopted by the 117th

Nebraska Unicameral in LR5 and was proposed by LB243 in 2019. Research the current soil health standards from the Natural Resources Conservation Service.

**GOAL:** Provide a basic overview of the current state of soil health in Nebraska. Provide resources for citizens' use at local levels. Develop a position as basis for testimony at local and state government levels.

### ***SOIL HEALTH PROGRAM***

The League of Women Voters of the United States (League) believes that soil and other natural resources should be managed as interrelated parts of life-supporting ecosystems. Natural resources should be conserved and protected to assure their future availability. Pollution of these resources should be controlled to preserve the physical, chemical, and biological integrity of ecosystems and to protect public health. (Impact on Issues, 2020-2022)

Specifically, the League supports:

- Groundwater protection from pollutants such as pesticides and nitrates.
- Biological carbon sequestration: taking carbon dioxide out of the atmosphere by use of continual diverse plant coverage in rural and urban areas such as restored prairies, cover crops, or pollinator habitats.
- Funding for farmers, ranchers, and foresters who want to voluntarily transition their private land to a more biologically diverse public or private land or ecosystem such as restored prairie, protected wildlife habitat, wetlands, and renovated forests.
- Flood mitigation strategies that include the use of farming, ranching and forestry techniques that make positive improvements on soil health, as well as creating and sustaining healthy wetlands and forests. All of these are shown to retain overland flow of water to prevent flooding.
- Incentivize farmers, ranchers, and foresters with carbon credits who implement conservation practices that sequester carbon into the soil, by using some or all of these practices: keep the soil covered (cover crops); minimize soil disturbance (no-tillage or over application of pesticides); maximize diversity (more polyculture perennial landscapes creating diverse soil microbiome); maximize life and growth of plants (continual living and growing plants year-round); integration of livestock (increases the soil's organic matter).
- Immediate local action and protection by the Nebraska Department of Environment and Energy when companies pollute the ground and water (see recent example of pesticide-coated seeds in the production of ethanol).
- The distribution of nutrient rich, farm-grown produce, best grown in healthy, dynamic soils composed of optimal levels of organic matter, carbon, and nitrogen. Farm-to-Table and Farm-to-School programs promote the use of locally consumed food.

### **CONTINUATION OF MONEY IN POLITICS STUDY**

A Full Study of Money in Politics using League study guidelines and data from the LWVNE project led by Kate High and other possible data for the possibility of developing a state position of money in politics.

### **SUMMARY OF PROPOSED POSITION ON MONEY IN POLITICS**

The final position draft to be voted on at Annual Meeting in April, 2022 is as follows:

The League of Women Voters of the United States and the League of Women Voters of Nebraska believe that the methods of financing political campaigns should:

*Enhance political equality for all citizens; ensure maximum participation by citizens in the political process; protect representative democracy from being distorted by big spending in election campaigns; provide voters sufficient information about candidates and campaign issues to make informed choices; ensure transparency and the public's right to know who is using money to influence elections; enable candidates to compete equitably for public office; ensure that candidates have sufficient funds to communicate their messages to the public; and combat corruption and undue influence in government.*

In order to achieve the goals for campaign finance regulation, the League supports:

*Public financing of elections, either voluntary or mandatory, in which candidates must abide by reasonable spending limits; enhanced enforcement of campaign finance laws that includes changes to ensure that regulatory agencies are properly funded, staffed and structured to avoid partisan deadlock in the decision-making process; abolishing Super PACS and abolishing spending coordinated or directed by candidates (other than a candidate's own campaign committee); and restrictions on direct donations and bundling by lobbyists, which may include monetary limits as well as other regulations.*

The League of Women Voters of Nebraska also supports:

- the elimination of the \$250 itemizing threshold for reporting campaign donations;
- the implementation of a two-year cooling off period before former public officials may become lobbyists;
- the elimination of in-session fundraisers;
- ending campaign to campaign donations; and
- completion of an easy-to-use format for the general public to find information on the Nebraska Accountability and Disclosure Commission's website (NADC).

## **CONTINUATION OF REIMAGINING PUBLIC SAFETY IN NEBRASKA STUDY**

**TOPIC:** Reimagining Public Safety in Nebraska

**FOCUS:** Review the current state of public safety and examine ways that racism and mental health can be addressed to make the community safer.

**SCOPE:** Research the current public safety concerns and examine alternatives that would address these concerns. The study would look at Omaha, Lincoln and Nebraska State Patrol public safety departments. Areas to be examined would include but not be limited to:

- Interviews with police and community members
- Racial profiling analytics
- Exploration of interaction between police and citizens
- Issues surrounding mental health and public safety
- De-escalation training
- De-militarization of public safety
- Successful models for reimagining public safety
- Introduction of social worker and mental health workers to public safety
- Community organization impact on public safety

**GOAL:** Provide a basic overview of the current state of public safety in Nebraska and possible programs that can be implemented to provide for better interaction with the community. Provide resources for citizens' use at local and state levels to develop positions as a basis for testimony at local and state government levels.

<https://civilrights.org/wp-content/uploads/Toolkit.pdf>

### **Reimagining Public Safety Study Final Report**

**RECOMMENDATION:** The REIMAGINING PUBLIC SAFETY STUDY should be terminated. The League should use the current issue statements available for the state and national to take positions on pending legislation. Local Leagues should consider involvement with their local counties and cities on moving public safety issues to the forefront. Finally, hope for further clarification on public safety issues at the 2022 National Convention.

### **OVERVIEW:**

While the Reimagining Public Safety Study did meet over the last year, participation was lackluster, and all local Leagues were not consistently represented. That is not to say that the active members did not fulfill their mission

They interviewed:

- Mike Vance, Seward Co. sheriff
- Willie Barney, Empowerment Network
- Dr. Justin Nix, UNO, Criminal Justice
- Sam Petto, ACLU
- Bear Alexander, Omaha Community Activist
- Dr. Sam Walker, UNO, Criminal Justice (Ret.)
- Dr. Dawn Irlbeck, Creighton, Criminal Justice
- Karen Bell Dancy, YMCA, Lincoln
- Mary Ann Borgeson, Douglas County Commissioner

They watched the following videos:

- Jasmine L. Harris explain “Defunding the Police” on the LWVGO Annual Meeting breakout session: [https://www.youtube.com/watch?v=SUoy3SfbNQQ&feature=emb\\_logo](https://www.youtube.com/watch?v=SUoy3SfbNQQ&feature=emb_logo)
- Moving People 2 Action. “The People are Rising, Policing to Serve & Protect.” 22 October, 2020, <https://www.youtube.com/watch?v=u05h3z4suig.eaming>
- **Judiciary Hearing testimony on Public Safety Bills 2/3/21.** <https://docs.google.com/document/d/1DmgOxHVZuuthktQzco2iN7lvYEK7tK0k/edit?usp=sharing&ouid=116779709418742225481&rtopof=true&sd=true> **This included LB51 the compromise bill** Change provisions relating to qualifications, training, certification, accreditation, powers, and duties of certain law enforcement personnel, signed into law May 26, 2021
- LWVGO. “Lunch & Learn” on Stopping the Prison Plan with Danielle Conrad of ACLU of NE.” 18 March 2021, <https://www.youtube.com/watch?v=co4SP-K48k0>.
- LWVLL. “Lunch & Learn on Dr. Jeanette Jones, Associate Professor of History and Ethnic Studies, University of Nebraska - Lincoln, "Can't Trust it: Race, Policing, the Prison Industrial Complex"." 13 March 2021, <https://www.youtube.com/watch?v=xTzPxxwZ5fWM>.

They reviewed the following programs across the country:

- 8 Can't Wait Program <https://8cantwait.org/>
- CAHOOTS (Crisis Assistance Helping Out On The Streets), Oregon Program <https://whitebirdclinic.org/cahoots/>
- League of Women Voters of California. “Criminal Justice Position.” *Criminal Justice Reform*, LWVC, <https://lwvc.org/our-work/positions/position-criminal-justice>. Accessed 19 October 2020.

And submitted 40 articles for review.

The participants identified these particular areas of concern/potential ideas (in no particular order):

- Lack of training for law enforcement in Rural Nebraska (*Beginning to be addressed in LB51*)
- Small representation of minorities in Law Enforcement in Rural Nebraska even when the area has a minority population of up to 30%.
- Small County Jails in Nebraska not meeting Nebraska Jail Standards
- Mental health professionals be part of every law enforcement agency at the precinct or other small group level in order to be available to respond to calls.
- Crisis intervention training be mandatory for all law enforcement staff.
- Train 911 operators to ask callers if mental health/social service staff are needed in addition to or instead of law enforcement officers for situations where such staff may be appropriate, and to relate the responses to dispatchers.

- Train law enforcement officers in how to listen to family members or others who are familiar with the situation in order to de-escalate or diffuse the situation.
- Implement programs like CAHOOTS (from Eugene, OR) that fully integrate mental health/social service staff in law enforcement calls.
- Enhance quality police training (*More state funding necessary*)
- Use of alternatives to incarceration – mental health court, drug courts, restitution, probation etc.
- Change specific practices for law enforcement including: Ban chokeholds, Mandatory body cameras, Ban chemical weapons (*some issues addressed in LB51*)
- Establish, support and expand wellness, resiliency and mental health support for law enforcement professionals. Actively dispel stigma associated with seeking assistance.
- Remove protections for inappropriate behavior by law enforcement.
- End to qualified immunity
- Support legislation requiring racial impact statements in Nebraska laws (*we will be working on this issue in the upcoming session*)
- Implement and support diversion programs, implement policies to decrease pre-trial detention, require 4-year degree for law enforcement candidate.
- Community liaisons helpful to give community members someone to talk to that is not part of the law enforcement agency
- Oversight boards be drawn from the community to vet citizen complaints

**As we found with last sessions public safety, prison reform and mental health bills in the Nebraska Legislature, there seems to be sufficient provisions in Impact on Issues and Nebraska program to weigh in on most issues. These include the following:**

***Impact on Issues:***

**EQUALITY PROVISION:** The League of Women Voters of the United States supports equal rights for all under state and federal law. P. 115

**BEHAVIORAL HEALTH:** The League supports:

- Behavioral health as the nationally accepted term that includes both mental illness and substance use disorder.
- Access for all people to affordable, quality in- and out-patient behavioral health care, including needed medications and supportive services.
- Effective re-entry planning and follow-up for people released from both behavioral health hospitalization and the criminal justice system.
- Problem solving or specialty courts, including mental health and drug courts, in all judicial districts to provide needed treatment and avoid inappropriate entry into the criminal justice system. pp. 130-131

**VIOLENCE PREVENTION:** The League of Women Voters of the United States supports violence prevention programs in all communities and action to support:

- Public and private development and coordination of programs that emphasize the primary prevention of violence;
- The active role of government and social institutions in preventing violent behavior; (NOTE THIS SHOULD INCLUDE THE POLICE) and
- The allocation of public monies in government programs to prevent violence. P. 143

**GUN POLICY:** The League of Women Voters of the United States believes that the proliferation of handguns and semi-automatic assault weapons in the United States is a major health and safety threat to its citizens. The League supports strong federal measures to limit the accessibility and regulate the ownership of these weapons by private citizens. The League supports regulating firearms for consumer safety. P.144

**DEATH PENALTY:**

The League of Women Voters of the United States supports the abolition of the death penalty. P. 147

**SENTENCING POLICY:**

LWVUS believes alternatives to imprisonment should be explored and utilized, taking into consideration the circumstance. P. 148

**HUMAN TRAFFICKING:** The League of Women Voters opposes all forms of domestic and international human trafficking of adults and children, including sex trafficking and labor trafficking. We consider human trafficking to be a form of modern-day slavery and believe that every measure should be taken and every effort should be made through legislation and changes in public policy to prevent human trafficking. Prosecution and penalization of traffickers and abusers should be established, and existing laws should be strictly enforced. Extensive essential services for victims should be applied where needed. Education and awareness programs on human trafficking should be established in our communities and in our schools. P. 148.

***Nebraska Program:***

**CORRECTIONS:** The League of Women Voters of Nebraska supports a correctional system which provides for realistic and humane treatment of the accused and sentenced offender both juvenile and adult, as well as for the protection of the community. In order to achieve such a system, the League advocates the use of community-based alternatives to incarceration and the separation of corrections from law enforcement.—Adopted 1975, *Alternatives to Incarceration*, -updated 1984, amended 1993, 2016.

Specifically, the League supports:

- 1) Diversion of offenders from the criminal justice system to appropriate programs;
- 2) Decriminalizing certain victimless crimes when alternative programs and facilities are feasible;
- 3) Improved and increased use of a variety of pre-trial release procedures;
- 4) The principle that juveniles be heard in juvenile court and held in facilities specifically designed for juvenile offenders;
- 5) A probation system comprising an adequate professional staff as well as volunteers;
- 6) Institutional programs aimed at reintegrating the offender into the community;
- 7) A central state agency to set minimum jail standards and to coordinate local correctional administration;
- 8) Removal of payment to jailer based on number of prisoners confined; and
- 9) A system which insures the preservation of civil and human rights of pre-trial detainees and which insures basic human rights of sentenced offenders.
- 10 Abolition of the death penalty. P. 5

**VIOLENCE PREVENTION:** The League of Women Voters of Nebraska supports policies and programs at all levels of the community and government that serve to prevent violence in the home and in the community. These include:

- 1) Programs and services for the prevention of child abuse and intervention;
- 2) Family support services for violence prevention and intervention;
- 3) Public and private development and coordination of programs that emphasize the prevention of violence;

- 4) The active role of government and social institutions in preventing violent behavior; and
- 5) The allocation of public monies in government programs to prevent violence.—Adopted 2000. P. 7

**MENTAL HEALTH CARE:** Supports an adequately funded mental health care system which provides comprehensive and coordinated services for children and adults with mental disorders. Supports state and local policies and programs which provide the opportunity for persons with mental disorders to achieve optimal management of their illness. —Adopted 2004. P. 7

This report is submitted by MaryLee Moulton, Chair, Reimagining Public Safety Study.