



THE NEBRASKA SHERIFF

Vol. 83, No. 2 • Fall-Winter 2012

A PUBLICATION OF THE NEBRASKA SHERIFFS' ASSOCIATION



Adams County Sheriff Greg Magee,
Box Butte County Deputy
Justin Trout honored at
NSA/POAN Conference
See pages 32-33

Take the "Below 100" Challenge
See page 34

Make a Wish kids "sworn in"
See page 31



Passing the President's Gavel from Jeff Franklin to Dave Weeks ... See page 32

See What's Up in the Counties
Starting on page 13

*May the New Year
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to You and Yours*



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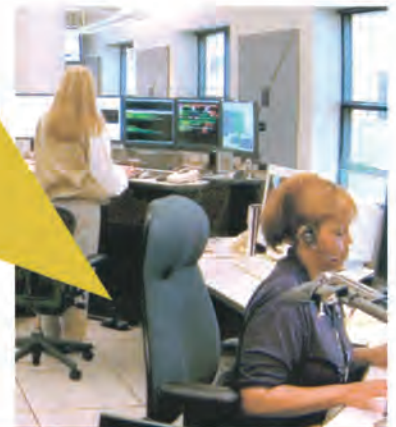
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The Nebraska Sheriffs' Association,
established in 1894, is the oldest organization
of its kind in the nation.

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Executive Director: Amy Prenda
www.nesheriffsassoc.org

MISSION STATEMENT

To provide continuing education to Sheriffs' Offices,
youth, and the public in general.

THE NEBRASKA SHERIFF MAGAZINE

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Please feel free to contact us with any questions or suggestions on the magazine and the Website.

Be sure to visit us at

www.nesheriffsassoc.org

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THE Nebraska Sheriff MAGAZINE

The Nebraska Sheriff Magazine Policies

- Only submitted articles pertinent to law enforcement/criminal justice and NSA members will be featured.
- The magazine will no longer feature a gallery of photos of Sheriff deputies and office staff.
- We will accept articles from law enforcement agencies, their representatives, or related fields to be considered for publication in the magazine.
- Photographs of minors must be accompanied by verifiable permission to publish and list their names, whether the photo is emailed or sent through USPS.*
- We reserve the right to edit all submittals for content or space.
- We apologize for any errors or omissions. Please let us know about them.

All articles and letters sent to the Nebraska Sheriff must be accompanied by the author's correct, legal name and are assumed to be unconditionally assigned for publication and the Nebraska Sheriff reserves the right to edit for content and/or available space. Articles and letters will only be considered if they conform to the boundaries of good taste.

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A Message from 2012 President, Jeff Franklin



Sheriff Jeff Franklin
Clay County
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*In this year,
we have increased membership.
Our conference offered
some of the best
continuing education
to the largest
number of attendees
of any of our
past conferences.*

Dear NSA Members, Law Enforcement Friends and Sponsors:

My final letter as President must begin by giving generous gratitude to all of those who helped this year by attending conference-planning meetings, attending the conference, staying informed of pertinent legislative issues, and making our organization so successful in many other ways.

A wise sheriff told me a year ago to stay out of Amy's way and to let her do what she does; and she does it well. The advice was well-heeded and many thanks go to Amy Prenda, our Executive Director, for keeping me on task and for making sure our organization and conference ran efficiently and successfully in 2012. I, in turn, gave this same advice to incoming President David Weeks.

I also want to give a special thanks to those who put so much of their time and effort into the Nebraska Sheriffs' Association, including Gary Norseen, Bill Brueggemann, Bill Burgess, Tim Dunning, Russ Zeeb, and Jerome Kramer. Goodrich & Goodrich also deserves special thanks for managing our magazine and website. (I know I have forgotten others, and I apologize for that!) If it wasn't for your involvement in this association, we would not have accomplished as much as we have in the last year. THANK YOU!

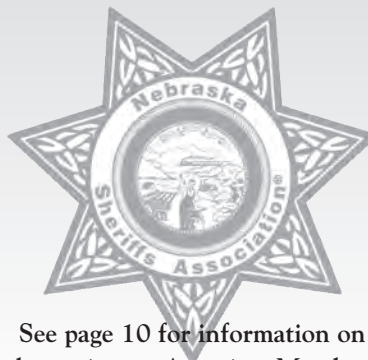
In this year, we have increased membership. Our conference offered some of the best continuing education to the largest number of attendees of any of our past conferences. The credit for these accomplishments goes to the conference committee, the sponsors who make our annual conference possible, and the POAN President and members who partner with us in this endeavor.

Being president has given me a valuable opportunity to learn how the Association works from the inside out, as well as the opportunity for me to attend the National Sheriffs' Association conference in Nashville, TN last June. The national conference was an

2012 PATRONS/ASSOCIATE MEMBERS

We appreciate the support of those whose names are listed below.

- Mr. Daniel Evans
- Dr. William Fleming
- Mr. Robert Foley
- Gale and Pam Gronenthal
- Mr. Chris Harrifeld
- Mr. Dennis Lynch
- Mr. Terry McCune
- Doris and Wayne Meyer
- Mr. Dale Nielson



See page 10 for information on becoming an Associate Member

- Mr. Don Niemann
- Mr. Thomas O'Hara, Jr.
- Mr. William Peterson
- Mr. Vernon Pike
- Mr. Richard Richardson
- Mr. Lowell Swanson
- Mr. Jim Ward
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NEBRASKA SHERIFFS' ASSOCIATION 2012 BOARD OF DIRECTORS

overwhelmingly great experience and until then I had never realized how many Nebraska sheriffs were involved on the national level.

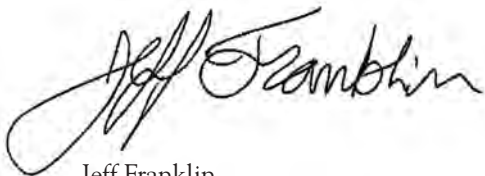
In addition to the continuing education offered in Nashville, I also had the opportunity to meet and talk with peers from other states, and to see new technologies and equipment; my wish-list for the future is made!

Next year's national conference is in Charlotte, SC on June 20-26, 2013. I strongly encourage every sheriff to attend, if time and budgets allow. The educational opportunities, the networking with other sheriffs and law enforcement personnel, and the chance to view upcoming technology can only enhance the partnerships, preparedness and possibilities within our own state.

In my first presidential letter, I quoted John F. Kennedy: "For time and the world do not stand still. Change is the law of life. And those who look only to the past or the present are certain to miss the future." Truly enough, the world, at large, and our own small section of it, Nebraska, have changed in the past year and we can be assured that more change is yet to come. If we continue to be a proactive, involved, invested profession and professional association, we will be well-equipped to embrace change and to adapt to whatever the future holds.

It has been my pleasure to serve as your NSA President and I am looking forward to a great year for us in 2013!

Sincerely,



Jeff Franklin
Clay County Sheriff, NSA President

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Mark your calendars!

LETC 2013 Continuing Education for Sheriffs set for February 26-28, 2013

The Nebraska Law Enforcement Training Center will be hosting Sheriff's Continuing Education again in 2013.

The dates are February 26, 2013 and ending at noon on February 28, 2013.

We have changed the curriculum for 2013. We will be covering Threat Assessment, the Fusion Center, ICE, and Workman's Compensation, just to name a few.

There will be a full curriculum available by January 11, 2013.

It will be posted at www.nesheriffsassoc.org.

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The New Year Brings New Opportunities

Written by Amy Preda, J.D., NSA Executive Director

What an incredible 2012 conference this year — the overriding theme of which was leadership and what it really means to be a leader. My first thought was “me, a leader?” — I am a consulting company of one; I am a conduit/facilitator of information between parties, including elected officials; I am a volunteer; and I am a wife, mother, daughter and sister. I am not a leader nor do I serve in any traditional leadership roles in either my professional or personal life. However, two speakers at this year’s conference challenged this thought and challenged me to work towards embracing leadership qualities.

Lt. Colonel Dave Grossman spoke at the conference, and in his book *On Killing: The Psychological Cost of Learning to Kill in War and Society* wrote that “one key characteristic of a great military leader is an ability to draw from the tremendous depths of fortitude within his own well, and in doing so he is fortifying his own men by permitting them to draw from his well.” While Lt. Colonel Grossman is talking about military leaders specifically in combat situations, I think such a characteristic is one to emulate regardless of our circumstances. Even as a mother of two girls, this one sentence in a 352 page book inspired me to show more grit and strength in my professional and personal life in hopes that in doing so my girls in turn will feel more empowered.

Jack Enter, Ph.D., also spoke at the conference and, in his book *Challenging the Law Enforcement Organization: Proactive Leadership Strategies*, he too challenged me to become a more effective leader and accept that effective leaders can also show vulnerability. Here is a list of leadership characteristics identified by Dr. Enter:

- **The Quest for Self-Mastery:** Leaders assume that leadership is difficult, so they practice self-mastery, obedience, and discipline as their highest forms of motivation. Walking the talk is a daily struggle and will result in failures. However, they also know that part of being self-aware also means they can’t take themselves too seriously and having nothing to be egotistical about. “The road to hell is paved with good intentions,” so action must follow ideas and thoughts so there is follow through on those good intentions.
- **Communication and Engagement Skills:** Leaders refuse to sit behind a desk waiting for people to come talk to them. Instead leaders pursue communication opportunities with others - planned and spontaneous.
- **Encouragement and Accountability Skills:** Leaders understand that they must reinforce their words with both encouragement and accountability—good thoughts are worthless and meaningless without spoken, written and tangible forms of encouragement. On the other hand, leaders also care enough for everyone not to let improper behavior go unchallenged.
- **Holistic Leadership:** Leaders apply self-mastery, communication and motivation skills to their personal lives.

All of us have the ability to be leaders and also mentor others whether staff, friends or family to find their inner-leader within themselves. Being a leader isn’t easy, it will be overwhelming, and it will probably be pretty lonely at times. But failing to believe that it is possible for me to become a leader - or to at a minimum diligently practice leadership characteristics - is failure in and of itself. In the words of Anthony Jay, “The only real training for leadership is leadership.”



Amy Preda, J.D.

Executive Director
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Reminder:

We have two driving simulators available for your use, given to us by AAA-Nebraska and Cornhusker Auto Club Foundation.

Fatal vision goggles are also available to NSA members.



Be sure to notify the Nebraska Sheriffs' Association when a member who was an active or retired sheriff, deputy, chaplain, corrections officer, or member of the support staff dies.

They will be enrolled in the NSA Memorial Society and listed in the magazine and online.

Send the names to: Amy Prenda, NSA Executive Director
PO Box 81822, Lincoln, NE 68501
800.775.2469 • 402.434.3785
aprenda@cutshallnowka.com

**NSA Remembers Nebraska Sheriffs, Deputies, and Chaplains who have died since November of 2011.
May they rest in peace.**

Emmett Arnett
(Retired) Hall County Sheriff

Richard Bauer
(Retired) Box Butte County Sheriff

Ron Bryer
(Retired) Howard County Sheriff

Jerry DeWitt
(Retired) Gage County Sheriff

Kevin Einspahr
Harlan County Chief Deputy

Ryan Fawcett
Sarpy County Deputy

Dave McAnulty
Sarpy County Deputy

John "Johnny" F. Riibe
(Retired) Cedar County Sheriff

T. N. (Neal) Tucker
(Retired) Sarpy County Captain

In Memoriam

Richard Bauer, Retired Box Butte County Sheriff

Richard (Dick) Bauer, retired Box Butte County Sheriff, died Saturday, September 29, 2012 at the age of 65.

Bauer served twenty years in the Army, including two tours in Vietnam as an airplane and a helicopter pilot. Dick was one of the Army's most highly decorated pilots, serving in combat zones or in various countries along the border with Russia during the cold war. Army pilots receive an award of recognition for every 25 missions that they fly into hostile territory. Dick Bauer received that award 44 times. Dick died from cancer caused by his exposure to Agent Orange in Vietnam.

Dick began his career in law enforcement after retiring from the military, starting as a part-time correctional officer at the Box Butte County Jail. In 1994, he became a deputy sheriff and received the Nebraska Sheriff's Association Officer of the Year award. Later in 1994, Bauer was appointed Box Butte Sheriff following the death of Sheriff Mike Frerichs. He was elected to two more four-year terms, 12 years total, retiring in 2007.

Dick enjoyed golfing, hunting, fishing and spending time with family and friends. He is survived by his wife, 2 sons, 1 daughter, and 7 grandchildren.

Ron Bryer, Retired Howard County Sheriff

Ron Bryer, retired Howard County Sheriff, died Thursday, September 27, 2012 at age 78. He began his law enforcement career in 1959, working part-time as Village Marshall for Spalding. He then served as a Village Marshall in Wolbach from 1960-1961. He also served as a Burwell Police Patrolman from 1960 to 1961 and then as a Police Patrolman in St. Paul from 1961-1967. Ron was appointed as Civil Defense Director in 1967. He was the St. Paul Chief of Police from 1967 until 1971. Bryer served the people as Howard County Sheriff from 1971 until retiring in 1999. In 1977 he was appointed as the Howard County Communication Director, which he served until 1999. Ron served 40 years in law enforcement.

Ron was a member of the Trinity Lutheran Church in Wolbach, the American Legion Post #119 of St. Paul, and the Nebraska Sheriffs Association. He enjoyed riding his motorcycle, Nebraska football games, camping and fishing, and teaching country western dancing.

He is survived by his wife, Sandra, four daughters, one stepdaughter, one stepson, seven grandchildren, two step grandchildren.

In Memoriam

Jerry DeWitt, Retired Gage County Sheriff

Jerry O. DeWitt, who served as Gage County Sheriff from 1987 until retiring in 2007, died Saturday, August 4, 2012 at the age of 75. He began his law enforcement career working for the Nebraska State Patrol, stationed in Beatrice, from 1963-1986. He then became Gage County Sheriff in 1987. He retired in 2007 after a 44-year career in law enforcement.

Jerry was a member of the Nebraska Sheriff's Association, Fraternal Order of Eagles, Sesostris Shrine, and B.P.O. Elk. He enjoyed going to casinos, playing golf, fishing, and hunting deer, pheasants, turkey and quail. DeWitt is survived by seven children, 14 grandchildren, and 2 great-grandchildren.

Kevin Einspahr, Harlan County Chief Deputy

Kevin Einspahr, who served as Harlan County Chief Deputy since 1990, died May 4, 2012 at age 56. He began his law enforcement career in 1983 when he graduated from the Nebraska Law Enforcement Training Center in Grand Island. Kevin was a Dawson County Deputy Sheriff from 1983 to 1987 and a Phelps County Deputy for three years, 1987-1990. In 1990, he moved to Alma where he worked as Chief Deputy for the Harlan County Sheriff's Department. He worked in law enforcement for 28 years.

Einspahr was involved with the Youth Hunt Mentor, teaching for years in Harlan County. Kevin loved his family, bicycling, hunting, fishing and an occasional round of golf.

Tilford (Neal) Tucker, Sarpy County Deputy

Neal Tucker died on December 12, 2011, after a valiant fight against cancer.

Those who worked for Tucker during the mid 1970's while he served as the Law Enforcement Superintendent at Offutt AFB. Co-workers say that Master Sergeant Tucker was one of the finest leaders they ever knew or worked for. He treated people fairly and always expected and never accepted anything but the best from those he led. He always acted tough but you could tell he had a soft heart and genuinely cared about his people. He had a wonderful sense of humor and he made it fun to come to work each day. The world is a much better place because of his efforts and achievements.

Tucker is survived by his wife, Monica, his three children, his grandchildren and many friends.

Ryan Fawcett, Sarpy County Deputy

Ryan Fawcett, a Sarpy County Deputy, died June 25, 2012 at age 40, following a four-year battle with brain cancer. Ryan started his law enforcement career on April 29, 2004.

Fawcett is survived by his wife, Jodi, and daughters, Anna, 14, and Lauren, 11. Ryan loved his family more than anything; being a cop was second for him and in some cases it was hard to tell what he loved more. He really loved being on the FIRST Team (metro area fatality accident reconstruction team). He would respond at any time from any location to any location that he was needed no matter what.

He wanted to move up in the ranks in the department, but was not able to do so due the cancer. He was a member of the Field Force Team (riot team), Bike Patrol, Honor Guard, and FTO. He loved being a FTO. I know that he enjoyed teaching the trainees; it was his time to show new deputies what kind of person he was and what kind of deputy they should be. Being on the Honor Guard was an honor for him and his way to pay respect to those that had worn the badge. He was a very active member of the Honor Guard, even when he himself was fighting the brain cancer.

His dream was to be married with kids and to be a cop. He achieved these goals, but the opportunity to live this dream was cut short. Ryan made a difference in the lives of every person that he had contact with.

David George McAnulty, Sarpy County Deputy

David spent 28 years as a Sarpy County Deputy Sheriff, as well as serving proudly in the United States Army from 1979-1985.

A long time resident of Papillion, Dave lost his battle with cancer and passed away peacefully at his home surrounded by his loving family on December 16, 2011.

At home, he was totally different than when he was on the job. He liked flowers, cooking, gardening, his dogs and hunting.

McAnulty will be greatly missed. He is survived by his wife of 21 years, Sharon, his three adult children, his grandchildren and many friends.

In Memoriam online

www.nesheriffassoc.org under the "News" tab.

Invite Someone to Become an Associate Member of the Nebraska Sheriffs' Association (NSA)

If you're reading this and are not a member of the Nebraska Sheriffs' Association (NSA), please consider joining today. If you're already a member, whether as law enforcement or an Honorary Member yourself, please invite someone you know to join.

For just \$25 (per person, per calendar year), you can boost our membership numbers and help maintain the programs the NSA sponsors.

What does my membership help support?

The Association funds many worthwhile programs and would like to build upon them. **For example:**

- NSA has partnered with AAA-Nebraska and Cornhusker Auto Club to be able to provide two **Driving Simulators** for use by NSA members at schools and in the community. These effective tools increase driver awareness about the dangers of distracted driving.
- **Fatal Vision Goggles** are also available to members. One pair simulates intoxication in the daylight and another pair simulates intoxication at night.

- "Deputy Bob" is an air ventilated Walkaround® mascot that can be comfortably worn for community events. You might even convince a real deputy to climb into one.
- The NSA has **Legislative Watchdogs** that keep the Sheriffs abreast of important legislative actions that will affect their communities and the performance of their duties.

What does my membership do for me?

Besides the previously mentioned items available to members, you will receive a window cling and a membership card naming you/your business as an Honorary Member. You may also be listed online and in the magazines. If you like, your business name can be a link to your business website.

You will also receive both issues of *The Nebraska Sheriff* magazine and all eNews sent during the year (if you so choose).

Not bad for a \$25 membership fee!

So sign up yourself or someone else today by using the form below. You can also find this form online at www.nesheriffsassoc.org.

Questions? Contact Amy Prenda at 402.434.3785 • 800.775.2469 • aprenda@cutshallnowka.com
Mail the form below to: Amy Prenda, NSA Executive Director, PO Box 81822, Lincoln, NE 68501
2012 Associate Members are listed on page 4

2013 • Nebraska Sheriffs' Association (NSA) Honorary Membership Application Form

- YES!** Please add me to the Honorary Membership Roster. I am happy to support my local Sheriff's Office and the NSA.
- Enclosed is my \$25 (per person, per calendar year) membership fee.
- List my name on the website/magazine. Please keep my name anonymous-do not list me or my business.

PLEASE PRINT

Name _____

Business name (if applicable) _____

Business website (if applicable) _____

Address _____ City _____

State _____ Zip _____ Business/daytime phone () _____

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Please remember to advise us when any of your information changes

Inventory, Online Tracking Help Law Enforcement Find Stolen Items

It's a holiday morning. You wake up and head downstairs with your family to open presents and enhance your home with new and expensive gifts like televisions, mobile phones and computers.

Everything is gone. You've been burglarized. What do you do now? What could you have done?

If you took a little time to record serial numbers and take pictures of your valuables, you have a much better chance of retrieving them.

Remember that anytime is a good time to take an inventory of expensive belongings, but especially during the holidays.

Keep an up-to-date inventory

Keeping inventory can also help for insurance purposes. Recording receipts, taking pictures and documenting serial numbers of valuables proves ownership and if you're insured you could recover what you lost monetarily if something happens.

It's simple. Just go around your house or office taking pictures.

Police also use technology to track down stolen items. A website called LeadsOnline.com works with law enforcement agencies nationwide to record and track items sold and bought at pawn shops.

State laws require pawn shops to record certain information about items they buy and from whom they buy. Many shops share the information with LeadsOnline, which can be used by law enforcement to find stolen items. Some pawn shops offer the information directly with police voluntarily.

The way pawn shops record information varies. Some still use paper tickets, which can be obtained by police and entered into databases manually. Companies like LeadsOnline can now take these transactions electronically, saving time and money.

Indianapolis police switched to electronic transactions sent to LeadsOnline in January 2009 and between then and January 2010 they had an 86 percent increase in recovery rate.

Not all pawn shops endorse LeadsOnline. While it can be helpful, having so much information available can invade the privacy of individuals and pawn shops.



Nebraska pawn shop regulations

In Nebraska, no personal property received or purchased by any pawnbroker, dealer in secondhand goods, or junk dealer, shall be sold or permitted to be taken from the place of business of such person for fourteen days after the copy of the card or ledger entry required to be delivered to the police department or sheriff's office shall have been delivered as required by section 69-205.

Pawnshops in Nebraska will have to hang onto secondhand jewelry they receive for at least two weeks before they can resell it, under a new bill signed into law. Jewelry shall mean any ornament which is intended to be worn on or about the body and which is made in whole or in part of any precious metal, including gold, silver, platinum, copper, brass, or pewter.

All property accepted as collateral security or purchased by a pawnbroker shall be kept segregated from all other property in a separate area for a period of forty-eight hours after its receipt or purchase, except that valuable articles may be kept in a safe with other property if grouped according to the day of purchase or receipt.

Stolen property owner's rights

Every pawnbroker, or employee of a pawnbroker, shall admit to the pawnbroker's premises at any reasonable time during normal business hours any law enforcement officer for the purpose of examining any property and records on the premises, and shall allow such officer to place restrictions on the disposition of any property for which a reasonable belief exists that it has been stolen. Any person claiming an ownership interest in property received by a pawnbroker for which a reasonable belief exists that such property has been stolen may recover such property as provided by sections 25-1093 to 25-10,110.

Taken in part from: LeadsOnline.com. Used with permission.

Also: <http://nebraskalegislature.gov/laws/browse-chapters.php?chapter=69>

New NLETC Training Curriculum in 2013

By William Muldoon, Director, Nebraska Law Enforcement Training Center

One major accomplishment of the Police Standards Advisory Council (PSAC) for 2012 was the completion of the 2012 Job Task Analysis (JTA) that will affect our basic training curriculum in 2013.

PSAC through the Nebraska Commission on Law Enforcement and Criminal Justice contracted with Systems Design Group in 2012 to conduct the JTA for the position of entry-level law enforcement officer for the state of Nebraska. By state law, PSAC has a legal mandate to conduct a job validation study every eight years. The last study was delivered in 2003.

The purpose of the study was to identify the job content of entry-level law enforcement officers and validate that content to the training curriculum used in all Nebraska basic academy training programs. The current curriculum was evaluated to see what was missing and to prepare learning objectives for missing content.

Over 700 line officers and 400 supervisors from 120 agencies participated in the survey. Statistically valid samples were obtained from all targeted sizes and types of law enforcement agencies.

The officers answered over 600 questions regarding the frequency of tasks that they perform and equipment that they use. The supervisors answered similar questions, but also commented on the importance of the task or risks if the task was not done right. They also answered a question on when the officer should have received the training on that task. Those choices ranged from knowledge the officer should know when hired, and knowledge and skills learned at the basic academy, to advanced training following the academy.

From that data a representative committee reflecting Nebraska law enforcement reviewed and presented the data to the Police Standards Advisory Council.

- The Council approved a plan to reduce 63 hours from current curriculum content, add 26 hours in new courses, and add 69 hours of material to existing courses.
- The Council approved a 640 hour basic curriculum with 36 additional administrative and testing hours. The former curriculum was 608 hours basic instruction with 40 hours of administrative and testing time.

The new curriculum requires an increase in the amount of time required to deliver the basic course. The current 14 week curriculum will expand to about 16 weeks and even longer, depending on how state holidays fall on the calendar. It also

will require a continuous flow of training from one year to the next, including that in some years, training will continue over the Christmas and New Year's holidays.

It will be important for agency administrators to check the training calendar for the start dates of the next basic when making hiring decisions. The old system of 3 basic classes starting in January, May and August each year will give way to five basics over two years. It is our intent to train the same number of students as is currently done and still offer all the mandated and specialized training as is currently accomplished.

A side benefit to this project was the development and validation of a new medical form that will be implemented in 2013. The new medical form has been validated for the position of Nebraska law enforcement officer based on the data from the JTA and can be used for making both your hiring decision (post job offer medical examination) and for admission to the academy.

This project was very important to Nebraskans as our end goal is graduating law enforcement officers from our academies who are able to perform the duties of a law enforcement officer as shown through validated academy curriculum.

Job Task Analysis Committee members were, Deputy Director Brenda Urbanek, NLETC, Sergeant Jim Stover, NSPTA, Captain Genelle Moore and Sergeant Valerie Kinghorn, LPD, Sergeant Jake Ritonya, OPD, Chief Deputy Mark Montgomery, Dawson County Sheriff's Office, and Chief Steve Rathman,

Capitol Watch

Capitol Watch is an electronic newsletter published by the National Sheriffs' Association Government Affairs Division covering the latest federal legislative activity important to sheriffs and other criminal justice professionals.

Download each issue at www.sheriffs.org/government/NSACapitolWatch.asp

You can find a link to these on the Nebraska Sheriffs' Association website at www.nesheriffsassoc.org

Grant Programs

The Crime Commission offers a variety of federal and state grant programs. Each program has different purposes and requirements. Check them out at www.ncc.state.ne.us/crime_commission/pamphlet.htm

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Sheriff Bob Moore a Hit on YouTube!

If you were online in late October, you might have seen a YouTube video posted by Antelope County Sheriff Bob Moore. He conducted a tour of the present jail and offices, which include the county's 911 Center. An open house for the public was held on October 24 when the video was recorded.

"We want people to see how the building has deteriorated and the conditions that exist," Moore said. "We want the public to form their own opinion of what we're up against."

The facility consists of a modest ranch-style house that was converted into the office space and a jail well before jail standards existed. "At first the space was adequate but would not have passed the jail standards if they had been put in place at the time," Sheriff Moore said.

In the video tour, Moore first takes us down a long, narrow flight of stairs, to the basement, the only access to the cells and storage on that level. "If a prisoner is combative while being led down the staircase, the struggle often results in a fall," he explained. "I often have deputies out with injuries."

The entire lower level consists of standard basement block walls and cement floors. "During rainy periods, the walls leak and the floors in the four cells and storage areas need to be

squeezed several times a day," Moore said. "Even then, the floor and wall paint peels and items on shelves cannot be stored too near the walls. Dampness is a real problem."

The main level isn't much better. Overcrowded offices give way to many file cabinets containing documents that must be kept. The 911 dispatch center is also crowded and too close to the kitchen area. Anyone, including visiting family members, can hear the information coming and going from the center.

New Law Enforcement Center

The Antelope County Board of Supervisors have given the nod for a new law enforcement center to be built. "We're still in the planning stages, working with architects Prochaska and Associates," Moore said. "This can't happen soon enough for me and my people." The public finally agrees.

Sheriff Moore wanted to tell his story, not only for his benefit and that of his staff, but also for other counties facing the same situation. "Money might still be tight," Moore said, "but safety needs to be a primary concern at all times."

Take the Antelope County video tour at:

<http://www.youtube.com/watch?v=cm031t9qkXk>

BLAINE



Sheriff Timothy Sierks



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Sheriff Cory A. Beverly



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VIDEO TRAINING OPPORTUNITIES

The Baltimore County Police Department, in conjunction with the Federal Motor Carrier Safety Administration and the Community College of Baltimore County has produced two training videos about commercial vehicle traffic enforcement.

Pull 'Em Over

"Pull 'Em Over" is a 15 minute segment designed to stress the need to enforce traffic regulations by instructing law enforcement personnel on the proper steps to ensure highway and officer safety. The video is primarily directed at normal patrol officers/deputies who are not commercial vehicle inspectors and are enforcing routine traffic violations.

CDL Enforcement Video

7-minute "CDL Enforcement: The Full Circle" traces the CDL enforcement from the citation, to adjudication, and to registration in CDLIS. This involves both law enforcement and the courts, and a "full circle" is completed when all parties do their part in ensuring federal laws are followed.

The target audience for this video is primarily court personnel and prosecutors.

How to order these videos:

Both videos are available online at the following links, or DVD copies can be requested (while supplies last) by contacting Sgt. Joseph Donohue of the Baltimore County Police Depart.:
jdonohue@baltimorecountymd.gov.

Pull 'Em Over

<http://vstream.ccbcmd.edu/video/BCJL/justice/pullemover.wmv>
<http://youtu.be/GmEATMjQShI>

CDL Enforcement

<http://vstream.ccbcmd.edu/video/BCJL/justice/cdlenforce.wmv>
<http://youtu.be/ho94bc3ZdXU>

Mental Health

A new training video is available for rural law enforcement in Nebraska on how to respond to a person having a mental health crisis. The training was written and produced by the Nebraska Department of Health and Human Services in partnership with the Nebraska Law Enforcement Training Center.

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Interstate Commission for Adult Offender Supervision (ICAOS)

By Kari Rumbaugh, Deputy Compact Administrator with Probation

The Interstate Commission for Adult Offender Supervision (ICAOS), pursuant to Neb. Rev. Stat. § 29-2640, was federally enacted on June 19, 2002. Nebraska became signatory to the Compact in January 2003. The Interstate Compact was developed to control offender movement, promote public safety, protect victims' rights and provide for effective tracking and supervision of offenders.

The Interstate Compact is governed by rules supported by the Commission. The rules are federal law and there is a legal obligation to follow and enforce the rules as written. Interstate Compact rules also supersede all state laws that conflict with them. Therefore, it is essential the rules are shared with all stakeholders that come in contact with the Compact.

The Interstate Compact requires each state to develop a State Council that provides support and advocacy. In Nebraska, the State Council includes representatives from the legislative, judicial, and executive branches of government, victims groups, State Patrol, Sheriff, County Attorney, Parole Board and Compact Administrators with Probation and Parole.

Sheriffs Directly Affected by ICAOS Rules

With the advocacy and support of the State Council, the Nebraska Compact offices have developed training to share with criminal justice stakeholders. Therefore, with the support of Jeffrey Davis, Sarpy County Sheriff, an interstate compact training was held at the August 2012 Sheriffs Association meeting.

The rules directly affect Sheriffs when offenders are picked up on Interstate Compact warrants, as well as when extradition and transportation is required.

The Interstate Compact has structured rules for retaking, warrants, bond and bail, and probable cause hearings. This information plus other significant rules were shared during the training.

The Interstate Compact Commission has an extensive website of resources including on-line trainings, a public portal, and a "Bench Book for Judges & Court Personnel." These resources were developed to assist judges, attorneys, criminal justice agencies, probation and parole officers, and any person needing information about Interstate Compact and its rules. Available resources can be accessed at www.interstatecompact.org.



Annual ICAOS Meetings Held

The Interstate Compact for Adult Offender Supervision hosts an annual business meeting each year. Every other year during this meeting, rules changes and new rules are voted on. The state of Nebraska receives one vote during this meeting.

This year the annual business meeting was held in Madison, Wisconsin. This was not a rule voting year and therefore intensive training was focused on current rules. Some of the current rules discussed were warrants, retaking, and compliance with the compact.

There was also a Judges panel focused on the compact and judiciary. Additional meeting information is available on the Interstate Compact website.

For additional information contact:

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or

Sally Reinhardt-Stewart

Deputy Compact Administrator with Parole

sally.reinhardt-stewart@nebraska.gov

www.interstatecompact.org

Download this article at www.nesheriffsassoc.org near the top under "Quick Links"



Sheriff Bruce Papstein



2012 Member

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Mountain Lion Reports

Many Investigations, Few Confirmations

Each year the Conservation Department (MO) investigates hundreds of mountain-lion sighting reports. Yet, of the thousands of reports we have received since 1994, less than 1 percent have yielded enough physical evidence to clearly confirm the presence of a mountain lion. Dog tracks and dogs themselves are the number one and number two cases of misidentification. Bobcats and house cats - along with coyotes, foxes and deer - have also been mistaken for mountain lions.

Because mountain lions are reclusive animals, it's hard to know exactly when and where they may be present. Although a reported sighting can be very compelling, we must gather hard evidence before we can say, "Yes, we have a confirmed mountain lion sighting." To investigate citizen reports, the Department set up the Mountain Lion Response Team in 1996.

Established Breeding Population in Nebraska, None in Missouri - Yet

What do confirmed sightings indicate about the number of mountain lions in Missouri? Jeff Beringer, a Department biologist studying mountain lions, chairs the MDC Mountain Lion Response Team. He feels comfortable saying that Missouri does not have a permanent, self-sustaining breeding population of mountain lions today. "All the evidence indicates that we have a few individuals wandering into Missouri from states that do have established populations." However, he notes, "The recent uptick in sightings may be a hint of things to come."

The Mountain Lion Response Team members agree that we could see a female enter the state in coming years. "Nebraska went from having no confirmed mountain lions to a breeding population in ten years," Beringer said.

This happened because Nebraska lies near the Black Hills,

which appears to be a source of dispersing mountain lions. Nebraska's northwest corner has good habitat for cats, including rugged hills and a suitable mix of woods and prairie, making it easy for nearby females to move into it. Although we typically don't see female mountain lions traveling long distances to find new habitat, we could eventually see a distant female disperse into our state.

<http://mdc.mo.gov/discover-nature/wildlife-reporting/mountain-lion-reports>. Used with permission.

Hunter Kills Mountain Lion in North-central Nebraska

State officials say a hunter in north-central Nebraska has killed a mountain lion that circled in front of him while he was hunting for deer.

The Nebraska Game and Parks Commission reported Tuesday that the hunter killed the 150-pound male mountain lion on Saturday northeast of Ainsworth in Brown County. That was the opening day of the November firearm deer season.

The hunter left his hunting blind and noted the animal walking parallel to him, about 35 yards away. The mountain lion made eye contact with him and circled in front of the hunter, who then fired.

An investigation concluded the hunter was justified in killing the animal.

Nebraska law says someone can kill a mountain lion without a permit only if it stalks, attacks or "shows unprovoked aggression."

Read more: <http://www.vcstar.com/news/2012/nov/14/hunter-kills-mountain-lion-in-north-central-neb/#ixzz2EP60IDhQ> - Used with permission.

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MAKING IT COUNT: *Fingerprinting at Time of Arrest*

By Jennifer Kirkpatrick, Nebraska Crime Commission

(This document also available online at www.nesheriffassoc.org near the top under "Quick Links")

Collection of fingerprints as a biometric identifier continues to grow momentum as technology allows. This unique identifier, fingerprints, is used more and more in the criminal justice system, employment, security, etc. In the criminal justice field, fingerprints are a court accepted science for confirming identity of an individual and continues to help solve major crime and identity theft cases.

The process starts at time of arrest

The Nebraska State Patrol (NSP) is identified as the state repository of all fingerprints collected in Nebraska as part of a criminal arrest (§29-209). The process of fingerprint collection starts at time of arrest.

- Fingerprints that are captured by an arresting agency are forwarded to NSP for processing.
- The fingerprints received are analyzed and entered into the statewide Automated Fingerprint Identification System (AFIS) by NSP.
- The fingerprints are forwarded onto the Federal Bureau of Investigation (FBI) to allow national awareness of an individual's criminal history and the arrest is applied to the Patrol Criminal History (PCH) system for statewide awareness.

It is important to note without fingerprints, an arrest will not be applied to the state criminal history (PCH) and national criminal history. If fingerprints are not submitted, it is as if the arrest did not happen and it will not appear on the individual's criminal history at the state or national level.

Also, outlined in §29-209 are the crimes that should be fingerprinted for, which are any (1) felony or (2) felony fugitives from the criminal justice system of another jurisdiction.

The concentration on fingerprinting felony offenses allows for those critical crimes to be fingerprinted and applied to the state and national criminal history. The FBI in the late 90's changed their approach to building criminal histories and shared they would take any criminal arrest accompanied by fingerprints and apply it to the national system. Some states have reviewed this change and taken different approaches to fingerprinting by changing policies, statutes, etc...

Are felonies the only serious crimes Law Enforcement needs to know about?

This then leads us to a question, are felonies the only serious crimes committed that law enforcement wishes to know

about? The answer is, "NO", law enforcement wishes and needs to know more, especially when it comes to (crimes that are) firearm prohibitors.

As one example, according to the Gun Control Act of 1968: Title 18, U.S.C., Section 922(g)(9), persons convicted in any court of a misdemeanor crime of domestic violence are not eligible to purchase a firearm. In addition, Section 922(g)(1), persons who have been convicted in any court of a crime punishable by imprisonment for a term exceeding one year would also apply. This allows consideration of fingerprinting for serious misdemeanors to allow for the crime to appear on an individual's criminal history and keep firearms out of the hands of those that are prohibited. Again if the individual is not fingerprinted, the crime will not be present in the statewide and national criminal history system.



The importance of arrest information

When looking at a criminal history, it is important to have both the arrest and court disposition information. We have been able to examine the importance of arrest information on criminal histories and now must connect the dots on how court disposition information is connected to arrest information on a criminal history. As stated before, an arrest cannot be applied to an individual's criminal history without the submission of fingerprints.

Document Control Number (DCN)

Fingerprints are not the only item that is unique on the fingerprint card. Each fingerprint card is assigned a unique Document Control Number (DCN) and the DCN is captured in the statewide AFIS system and PCH. This unique number waits within PCH until it is able to be matched up with the same DCN that is entered into JUSTICE, the electronic system utilized by Nebraska State Courts.

As per §29-3516, all dispositions shall be reported as promptly as feasible by the courts to the NSP but not later than fifteen days

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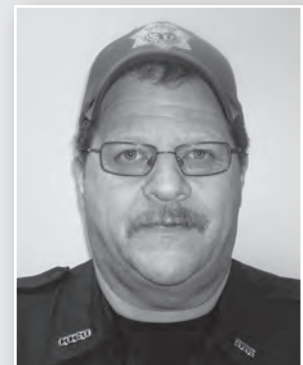
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2012 Member



Sheriff Rusty Osburn

CHERRY

Nebraska State Patrol Crime Lab

Backlog information, services and updates

The Nebraska State Patrol Crime Laboratory services, backlog information, and updates are available on the Nebraska State Patrol website under the "Investigative Services Division":
<http://statepatrol.nebraska.gov/InvestigativeServices.aspx>

The Crime Laboratory also provides updated information via their quarterly newsletter *The Lab Report*. Current and past issues can be accessed at:

<http://statepatrol.nebraska.gov/LabReportNewsletter.aspx>

Please take a look at the information and feel free to contact the Crime Lab with any questions you may have.

Pamela Zilly, Crime Laboratory Director
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Sheriff John Jenson



2012 Member

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Fingerprinting at Time of Arrest ... continued from page 18

after the happening of an event which constitutes a disposition. This illustrates again the importance of fingerprinting at the time of arrest because the court disposition cannot be applied to the state and national criminal history system without that information.

A concerted effort has been to build the critical criminal history information for use by the criminal justice system. However, they are not the only ones that utilize this information. Criminal histories are being sought more and more as part of employment and licensing processes. In 2011, NSP processed 23,541 fingerprint background checks as required by numerous Nebraska statutes.

There is specific guidance provided that outlines what information can be released (Ex. §29-3523) and to whom. This information released needs to be up to date and complete to allow the employer or licensing agency to make the best decision for their process. It boils down to - are those that are becoming foster parents, driving school buses, carrying concealed weapons, watching your child or grandchildren - the safest and best people to do so. With incomplete criminal history information, there is a huge gap in the system. Less than complete information

allows those that should not have the ability to do certain jobs or have certain licenses to slip through the cracks.

Looking specifically at Nebraska

Stepping back and looking specifically at Nebraska in 2011, the Nebraska Commission on Law Enforcement and Criminal Justice reported 83,428 offenses as part of the Nebraska Incident-Based Reporting System (NIBRS) and Uniform Crime Report (UCR). In 2009, 66 law enforcement agencies submitted their information in the NIBRS format, which resulted in the above statistic. The crime categories included in that number represent felonies and serious misdemeanors. Comparatively, the number of the criminal arrest fingerprint cards processed by the NSP AFIS Division in 2011 was 47,266. A question that is not an easy one to answer is, how many crimes are not fingerprinted that should be? Would it have made a difference if they were fingerprinted for that crime? Every criminal justice agency has examples that answer those questions. There is an easy solution. Fingerprinting at the time of arrest will make your efforts count and ensure that information will be documented on the individual's criminal history.

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Clay County Coincidence:

100 Years Ago, Two Former Clay Co. Residents Killed at State Pen'

One hundred years ago, two events, one in February and one in March, rocked the Nebraska State Penitentiary.

On Feb. 11, 1912, an inmate named Prince fatally stabbed Deputy Warden Edward D. Davis after church service.

And on March 14, 1912, three inmates (Charles Taylor, alias Shorty Gray; John Dowd and Charles Morley) escaped from the prison using dynamite and guns, killing three prison workers, including Warden James Delahunty.

The coincidence of both of these events is that both Davis and Delahunty were former Clay County residents.

Davis, born in northern Wales in 1846, came to Pennsylvania with his parents at an early age. In 1878, Davis and his wife moved to Clay County, where they settled in Glenvil. He was a blacksmith until being elected sheriff in 1887.

Davis held the sheriff's office for four terms, until 1896. In a book titled "Hell in Nebraska: A Tale of the Nebraska Penitentiary", written by Walter Wilson and published in

1913, the author, who worked in the prison at the time of the events, provides first-hand accounts of what happened and of the men who were the victims.

Wilson describes the murder of Davis, writing how the prisoner Prince came up from behind the deputy warden and stabbed him in the abdomen with his dagger.

"Taken by surprise," Wilson writes, "Mr. Davis stepped to one side, throwing forward his hand in defense. Prince followed and quickly dealt him four more blows. Mr. Wagner, then a guard, grabbed Prince by the arm. The convict turned around and handed the dagger to Mr. Wagner."

Wilson continues, describing the reaction of Davis to his attack. "The whole incident was in absolute silence," he writes. "Never once did Mr. Davis cry out, although he was stabbed thrice in the abdomen, once below the heart, once in the left side of the face, and once on the hand while using it to guard against the blows."

continued on page 24

DAWES



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DEUEL



Sheriff Adam Hayward



2012 Member

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Traffic Deaths Up in First Half of 2012

Traffic fatalities increased a projected nine percent in the first half of 2012, compared with 2011 — the largest percentage increase for a half-year time period on record. While we don't know yet how many of these deaths were caused by drunk driving, we do know that nearly one-third of all fatal crashes involve a drunk driver. An increase like this could mean almost one thousand additional people would be killed in drunk driving crashes per year.

MADD has a plan to eliminate drunk driving once and for all, but states must do their part by passing all-offender ignition interlock laws. When the Campaign to Eliminate Drunk Driving® launched six years ago, MADD began calling on states to require all convicted drunk drivers to use an ignition interlock device. Since then, 16 states have passed legislation requiring all drunk drivers to use an ignition interlock device.

The results have been overwhelmingly positive, with states like Arizona and Oregon reducing drunk driving deaths by over 50 percent. In addition, the number of ignition interlocks in the nation has more than doubled from 101,000 in 2006 to 279,000 this year.

Currently, seventeen states require or provide strong incentives for ignition interlocks for all persons convicted of drunk driving: Alaska, Arizona, Arkansas, Colorado, Connecticut, Hawaii, Illinois, Kansas, Louisiana, Missouri, Nebraska, New Mexico, New York, Oregon, Utah, Virginia and Washington.

If you are a resident of one of the other 33 states, contact your legislators and tell them you support saving lives and eliminating repeat drunk driving offenses by requiring ignition interlocks for all convicted drunk driving offenders.

Dodge County Sheriff's Office

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2012 Member



Sheriff Steven Hespen

DODGE

Crime "Pays" at the Saunders County Jail!

Crime might be up, but, in a way, that's good for business in Saunders County. At the Saunders County Jail in Wahoo, business has been booming. The facility's population has been on a steady rise the last part of this year.

Voters approved 20-year construction bonds in 2006 to build the \$13 million, 155-bed jail, which opened in 2009 - within the Law Enforcement and Judicial Center - so that the county could make money by housing inmates from other communities.

By September 2012, Saunders County had been housing an average of 25 to 30 of its own prisoners. By October, there were 44 Saunders County inmates housed at the jail.

Other jurisdictions that pay to house prisoners in the jail are also sending more inmates to Wahoo, and the county is also housing federal prisoners.

Dodge County contracts with Saunders County to house all its prisoners and averages 50-70 inmates a day.

Often, with so many contracted inmates coming into the facility, Saunders County jail supervisors have had to send a few of their own county's inmates to Platte County. By doing this, the Saunders County actually comes out ahead financially. The county earns \$60 for every federal inmate but pays an average of \$40 to send them out. Dodge County prisoners are kept at the Saunders County facility, mostly for liability reasons and because of the terms of the contract.



Mothers Against Drunk Driving of Nebraska held their first ever Walk Like MADD in Lincoln on October 7th.

The event was a huge success and not only raised over \$11,000 for MADD Nebraska, it also brought together friends, family and partners to show Nebraska we are one MADD and we are not giving up until our state is safe from the dangers of drinking and driving.

Last year 51 people were killed on Nebraska roads by impaired drivers. By raising money to support the MADD Nebraska mission of eliminating drunk driving, supporting victims and preventing underage drinking we are paving the way to safer roads in Nebraska and saving lives.

MADD was honored that First Lady Sally Ganem was the honorary chair for the walk. Her involvement with Mothers Against Drunk Driving at the National and Local levels shows just how passionate she is about ending underage drinking and drunk driving. Her support of this first ever Walk Like MADD in Nebraska helped to make the event an even bigger success and showed our community how invested our state is in keeping our roads safe.

Mothers Against Drunk Driving staff were overwhelmed by the support received and the great turnout the day of the event. With over 100 walkers onsite and almost a hundred more supporting the effort as virtual walkers, the support for the event was overwhelming. Sponsors of the event were Hy-Vee, Lincoln Industries and AAA of Nebraska.

Next year the Walk Like MADD event will be in Omaha on October 13th and there is word going around of another Lincoln Walk Like MADD on the same day! Mark your calendar now and stay up to date at www.madd.org/ne.

Clay County Coincidence in 1912 ... continued from page 18

Before finding the convict physician, Davis saw Warden Delahunty and told him, "I'm going to leave you, Jim."

Davis passed away from the injuries at midnight that night.

Wilson describes Davis as well liked by the convicts and that many of them shed tears in their cells after the attack.

Such a loss was it to the prison that the author noted how the officers and guards were "too grieved to eat." He also notes how Warden Delahunty and he took the news of his death.

"Both of us cried bitterly for we felt the loss keenly," he writes. "There was grief and sorrow everywhere ... How lonesome were my evenings after this day without the company of Mr. Davis."

The former Clay County Sheriff is also described as a "great lover of nature" and "well dressed at all times."

After his death, Wilson noted how strange the prison seemed.

"How they all missed Mr. and Mrs. Davis," he writes, "for they had done a world of good and scattered sunshine wherever they went."

In Clay County, Davis had been a member of the G.A.R. and Masonic order, and he had maintained business interests in Clay Center until his death.

Just one month later, an even more shocking event occurred at the prison, with the other former Clay County resident, Warden Delahunty, being slain, as well.

The three inmates - Taylor, Dowd and Morley - blasted and shot their way out of the prison on March 14 of that year, the warden's 55th birthday. Hearing the shots, Delahunty emerged from his office and, from his doorway, exchanged shots with the convicts.

"Never before did I see Warden Delahunty move about so quickly as he did there when fighting for his state and his honor," Wilson writes. "There was a strange look upon his face - to me he looked many years younger."

Delahunty fired five total shots. When firing his fourth, a bullet struck him in the side. He fired one more shot before falling.



Warden James Delahunty, a former Clay County resident, was killed when three prisoners made an escape on March 14, 1912.

"For a few minutes he sat in an upright position but grew weaker and weaker, and with the words, 'Oh, my Lord,' he fell backwards on the floor," Wilson described.

The convicts ended up escaping from the prison and were eventually tracked down by law enforcement. Taylor was shot and killed, Dowd committed suicide and Morley surrendered and was taken into custody, upon which he served a life sentence.

Similar to Davis, Warden Delahunty was respected and well-liked around the prison, especially with the convicts.

"When told that the warden was killed, they were grief-stricken," Wilson tells. "Many wept bitterly for the warden was beloved by all the boys."

"So intense was the feeling against the desperadoes by the other prisoners that many of them would be willing to start out and hunt them, put them to death and then return to their prison home," he continued.

Delahunty was born in Peroia, IL in 1857 and moved to Clay County around 1885. Not only was his murder on his 55th birthday, but also on the exact hour of his birth.

Delahunty lived one mile north and one mile east of Clay Center. He served two years as the Clay County deputy clerk and was described as "universally known, was an honorable, upright, good and true man and was respected and beloved by all with whom he came in contact."

"He would call (the prisoners) by name when they came back after having been out for years," Wilson writes. "He considered a prisoner a man, a fellow being with a heart and a soul, and treated them with kindness. He believed that the prison was a place of safekeeping and not a place of punishment."

A large delegation from Clay County attended his funeral, including Father Dumphrey of Sutton.

Article published on February 29, 2012 in the *Clay County News*. Used with permission of Tory Duncan, Managing Editor, Clay County News and Kris Moody, Clay County News.

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Sheriff Tim Dunning

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Massachusetts State Police May Test Rubber Ball Camera



Emergency responders are often faced with uncertainty when responding to incidents, but soon, they could have some help in assessing a location or situation's safety: a rubber-framed camera the size and shape of a tennis ball that can instantly transmit a 360-degree image to a smartphone from its six cameras.

The tool, created by Bounce Imaging, could be useful when a responder is unsure if an area is safe or wants more information about an area that isn't visible, such as through a crack or beneath debris, RedOrbit.com reported.

With an expected price tag of less than \$500, the device would be sold for about one-tenth of the cost of the cheapest competing devices designed for the same use, said Francisco Aguilar, the

company's founder. "But we hope that with our technology, it could be expanded to volunteers with low-cost units that could be tossed into air pockets and collapsed spaces in search of victims," Aguilar said.

The device also has slots for additional sensors, such as smoke or temperature sensors for a firefighting model, or methane and coal dust sensors for a mine inspection model. The ball can also use infrared imaging to take pictures in low light conditions.

Bounce Imaging stated that its camera ball, which was named one of *Time Magazine's* "Best Inventions of 2012," could see prototype deployment with several police units in Massachusetts in 2013.

<http://www.govtech.com/Massachusetts-State-Police-May-Test-Rubber-Ball-Camera.html>

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Nebraska Safety Council's New Go-Cart Simulates Impaired and Distracted Driving



Simulated Impaired Driving Experience®, or SIDNE® is a battery-powered vehicle that simulates the effects of distraction and impairment from alcohol and other drugs on a motorist's driving skills. SIDNE was purchased by the Nebraska Safety Council thanks to a grant from State Farm.

A "SIDNE®Session" requires a driving range be laid out. Students are taught all the safety precautions to be used before driving.

The electronic go-kart has two modes, normal and impaired, and a remote device controls which mode the kart is in. When in normal mode, SIDNE drives like a regular go-kart and brakes, turns and accelerates normally. But the flip of a switch can put SIDNE into impaired mode in which the machine has a one-second delay on breaking and turning

"SIDNE is a great educational tool that will allow us to reach students in high schools across Nebraska," said Laurie Klosterboer, executive director for the Nebraska Safety Council. "During live demonstrations, students will see for themselves the effects of impaired and distracted driving. Our goal is that 'The SIDNE Effect' will influence teens to make the decision to not drive impaired or distracted."

In Nebraska, teen drivers in 2011 were involved in 13% of crashes where alcohol involvement was a factor. They were involved in 27% of all crashes that involved cell phone distraction. This demonstration helps the SIDNE driver to experience first-hand the potentially deadly consequences of delayed reaction on their driving skills.

"Car crashes remain the number one killer of teens," said State Farm Agent John Curry. "We're committed to promoting teen

Pictured above from left: Nebraska Safety Council staff members, Scott Benson (left) and Tracy Webb (middle) put SIDNE through its paces at North Star High School in Lincoln, Neb.

driver safety year-round to keep safe driving practices at the top of their minds. We also believe we can help save lives through this experiences by showing first-hand the dangers of risky driving behaviors."

Of course, students aren't the only drivers distracted.

A study by State Farm Insurance says that 61 percent of parents are distracted by phone calls or texts - while they are teaching their kids how to drive.

"We really want the message for everyone to be - you need to be focused on what you're doing while you're driving," said Anne Avery of State Farm Insurance.

Several people from the NeSC staff have been trained, but it will take more people willing to be trained and to volunteer their time to fulfill the Council's vision for SIDNE®. "It would be great to have a pool of volunteers from across the state to help us with this program," said Klosterboer.

Anyone interested in becoming an instructor for the SIDNE program should contact Tracy Webb at 402-483-2511, Ext. 104

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Fifteen Make a Wish Youngsters “Sworn In” as Douglas County Deputies for a day

Story and photos submitted by Captain Thomas Wheeler, Douglas County Sheriff's Office



15 recruits were “sworn in” as deputies for the day. They participated in mock car chases and SWAT team maneuvers, handcuffing suspects like they had practiced earlier in the day.

Earlier this summer, Deputy Greg Kelly approached Sheriff Dunning with an idea. “Let’s partner with Make A Wish Nebraska to provide a law enforcement experience for a child with a life threatening medical condition. For one day, we could take that child’s medical condition off his/her mind.

Sheriff Dunning’s response was let’s make this happen. Make a Wish Nebraska was equally as enthusiastic but they were thinking bigger. This wish would commemorate Make a Wish Nebraska’s 2,000th wish and, as it turns out, the first wish ever granted by Make a Wish was a law enforcement wish. Instead of one child though, the foundation wanted to provide the experience to several kids. In the end there were fifteen children ranging from ages five to nineteen.

Over the next few months, Deputy Kelly and his committee reached out to the community. The response was tremendous and they secured donations of uniforms, buses, food, and beverages from area businesses and a cash from FOP Lodge 2. The day of the event, nearly fifty volunteers from throughout the department worked to make it the best possible experience for the kids.

The day began with Douglas County Sheriff Tim Dunning “swearing in” 15 new recruits from the Make a Wish

Foundation. Each child sat attentively while carefully reciting his or her pledge to make a new friend today and have fun. After the swearing in ceremony was roll call; then the kids received training in handcuffing and then their assignments for the day.

Once divided into two groups, the first group boarded a bus and departed for the driving track. At the track, each child participated in a pursuit, complete with lights and sirens and conducted a felony stop. The K9 unit assisted with a vehicle search and the bad guys were arrested.

The second group stayed on campus to start their day. Members of the Emergency Services Unit (ESU) outfitted the kids in SWAT gear, briefed them on the upcoming warrant arrest they planned to make and loaded the group into the ESU van. Once on scene, the team entered the building in stack formation and conducted a search. Each child had an opportunity to call out commands and ultimately make the arrest. That handcuffing training earlier at roll call would pay off as the arrestee soon discovered.

The suspect was then transported to booking for photos and prints. After making their first arrest, the kids changed locations to a crime scene put together by the CSI unit. The kids looked for evidence and processed what they found. After lunch the groups switched locations and continued their training.

continued on page 44

2012 NSA/POAN Conference and Expo

Awards for Two NSA Presidents

Pictured (l to r) are 2012 NSA President, Sheriff Jeff Franklin, Clay County and incoming 2013 President, Sheriff Dave Weeks, Greeley County.

During the awards presentation, Franklin was presented with the NSA President's Award by Weeks. In turn, Weeks presented the NSA Past President's Award to Franklin.

The ceremonial gavel was handed off from Sheriff Franklin to Sheriff Weeks, who will take office January 1, 2013.

The Nebraska Sheriffs' Association thanks Sheriff Franklin for his guidance this past year and welcomes Sheriff Weeks into that leadership role.



Adams County Sheriff Gregg Magee Inducted into Hall of Fame

Adams County Sheriff Gregg Magee was inducted into the NSA Hall of Fame. He started with the Sheriff's Office as a teenager in 1967, working his way through many positions and was eventually elected Sheriff in 1982, a position he still holds.

Magee was selected NSA Officer of the Year in 1977. In 2009, he received the Correctional Facility Manager of the Year Award by demonstrating full compliance over a ten year period.

"I have always cherished the honor of serving the citizens of Adams County," Magee said in a 2010 interview.

Presenting the award to Magee (left) was Adams County Chief Deputy John Rust, and current NSA President, Sheriff Jeff Franklin, Clay County.



- Awards Presentation Is Highlight of the Banquet

Officer of the Year Box Butte Deputy Justin Trout

Box Butte County Deputy Justin Trout was honored as Officer of the year on October 30 during the NSA/POAN Banquet.

Pictured with Trout (center) are Grant County Sheriff Shawn Hebbert (left), who presented the award, and Box Butte County Sheriff Tammy Mowry (right).



Box Butte County Sheriff's Deputy Justin Trout was honored as Officer of the Year by the Sheriff's Association for his bravery and professionalism during the hostage situation at Thiele Pharmacy in Alliance on June 12 during a 14-hour stand-off.

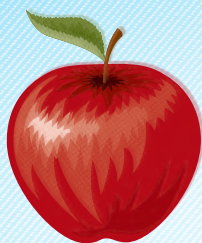
The violence began around 8:50 a.m. MDT with a 911 call. The gunman, Andres Gonzalez, first killed his father in a nearby trailer court, then stormed into the pharmacy.

The pharmacy owner, who had been taken hostage, escaped later that afternoon but was shot and wounded as he fled.

Deputy Trout was among the police, state patrol troopers and SWAT team members that surrounded the pharmacy.

Gonzalez exchanged a barrage of gunfire with the officers around 10:30 p.m. Earlier, a state trooper and Alliance police officer were shot in the apparent robbery attempt but survived the injuries, as did another officer who was injured by shrapnel.

The Nebraska Sheriffs' Association commends Deputy Trout for his bravery and professionalism during this time of crises.



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Below 100 Challenge: *Reduce in-the-line-of-duty deaths*

By Bill Muldoon, Director, Nebraska Law Enforcement Training Center

One training session that I attended over the summer and really struck a chord with me was the Below 100 initiative as presented by the Federal Law Enforcement Training Center's John Bostain at FLETC's Glynco, Georgia training facility.

As implied in its title, the "Below 100" initiative is an effort to reduce in-the-line-of-duty deaths to pre 1944 numbers, the last time that in-the-line-of-duty deaths was below 100.

While all in-the-line-of-duty deaths are tragic in both agency and personal loss, effort should be expended in preventing all in-the-line-of-duty deaths. A study of these tragedies reveals that a number of them were attributed to entirely foreseeable events that each of us know. The "Below 100" program is based on the mantra, "Predictable is preventable". Effort in these key areas could make Below 100 a reality:

1. Wear your seatbelt
2. Wear your vest
3. Watch your speed
4. WIN-What's important now?
5. Remember: Complacency kills

Do you know that the leading cause of in-the-line-of-duty deaths between 1999-2010 is traffic collisions? And of those, the leading causes were speed, lack of seatbelt use or being struck by another vehicle? Preliminary numbers for 2012 indicate traffic related tops all other categories once again.

While the solution seems simple, it is not that easy. Some of us know of training that seems to contradict other training or know of officers who are not safe in their protective equipment use - or their driving - or both.

I challenge all law enforcement agency heads and supervisors to audit their training and FTO programs for inconsistencies in any teaching or practice that contradicts the tenants. Do you know what your instructors and FTOs are teaching regarding seatbelt use while operating emergency vehicles? Many of us can look out the window to see if seatbelts are being worn by our personnel.



Have you gone the extra step to ensure that all your policies requiring safety equipment are being followed at all levels in your agency? Are erroneous myths being challenged wherever they may be found? Are their conflicting safety messages within your agency?

The first step may be admitting that we have a problem in the above referenced tenants. The second step is taking action and holding our people accountable. With a bit of effort, I believe that Below 100 is attainable. More important, needless loss of life or permanent injury can be prevented.

More information can be found at www.below100.com

My thanks to FLETC and instructor John Bostain for all their efforts in making our profession safe through education.

VIDEO TRAINING

Mental Health: continued from page 14

"This training will help rural law enforcement officers recognize and defuse a crisis related to a mental health disorder," said Scot L. Adams, director of the Division of Behavioral Health. "It will help them learn skills to intervene in crisis situations they may face."

http://dhhs.ne.gov/behavioral_health/Pages/beh_video_09.aspx

There is also a link from the NLETC training web page and Bill Muldoon recommends the following sequence if done in manageable blocks of instruction for roll-call type of training:

Chapters 1, 2, & 3 in one setting (16 minutes);

Chapter 4 (11 minutes); Chapter 5 (9 minutes);

Chapter 6 & 7 (13 minutes);

Chapter 8 & whichever Behavior Health Region you are in, one of Chapters 9-13 (no more than 8-10 minutes).

This information is also posted at:
www.nesheriffassoc.org

You Drink, You Drive, You Lose

With a generous award of \$13,717 from the Nebraska Office of Highway Safety, the Sarpy County Sheriff's Office was able to participate in the state wide "You Drink, You Drive, You Lose" crackdown campaign August 17th - September 3rd. The award allowed Sarpy County Sheriff's Office to pay the overtime expenses of eleven deputies to patrol the roadways of Sarpy County and to enforce a variety of traffic violations.

Lt. Russ Zeeb with the Sarpy county Sherriff Department, along with many generous businesses, organizations, MADD, government leaders, and families of DUI injuries and fatalities came together for an incredible event in Omaha.

The DUI wet lab showed useful demonstrations of how alcohol impairs an individual. There was also field sobriety testing, testing on an ignition interlock device, and PBT testing done on individuals that volunteered to do the drinking for the day.

All this was to raise awareness that the holiday season is a



Photo courtesy of Mike Dyer.

time that Nebraska and surrounding states increase patrol for impaired drivers.

Everyone was there for one reason: to urge each and every person to find a sober driver if you drink during the holiday season and all year long.

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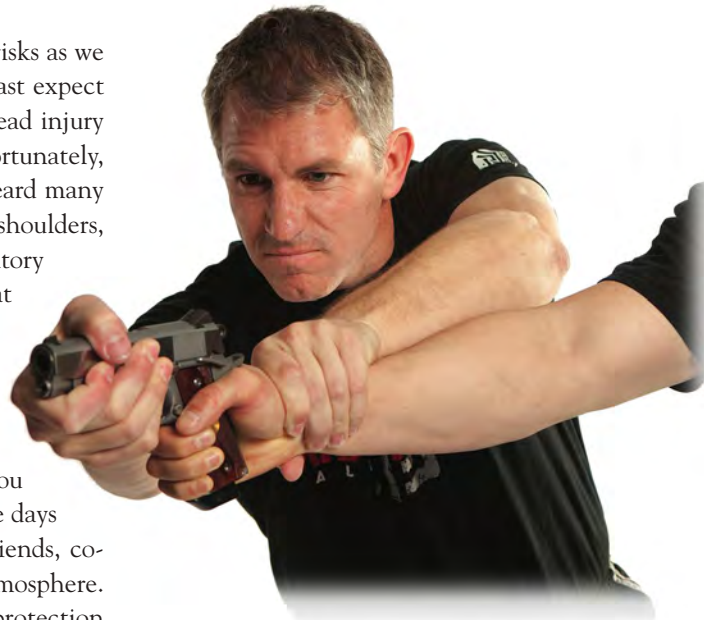
DEFENSIVE TACTICS

When the good guys get hurt training to defend against the bad guys.

Written by Mike Dyer, Attorney at Law

Police work is inherently dangerous. We come to accept some of those risks as we do our job, but what happens when we lose one of our own when we least expect it? Police Officer Kelley Chase, Oklahoma City PD, suffered a severe head injury during a defensive tactics test and lost his life on October 13, 2012. Unfortunately, injuries during defensive tactics training are not isolated events. I've heard many cops tell me about heart attacks, broken necks, broken backs, injured shoulders, injured knees, etc., that have resulted from their very intense, mandatory defensive tactics class ordered by their department. But the mere fact that this training may be mandatory does not prohibit you from being fully prepared for the task or to take appropriate steps to take care of any injuries that may occur.

Being fully prepared for defensive tactical training may help you avoid injuries. Part of that preparedness is remembering that even though you are taking a day off of patrol, it certainly is not a day off. I remember the days spent qualifying for firearms back in New York City. Being amongst friends, co-workers and people you may not have seen for a while lightened the atmosphere. However, when we stepped out to the firing range, put the ear & eye protection in place, loaded our weapons and were given very specific instructions over a PA system by the instructor, we knew this was serious business. Defensive tactics must be looked at with the same level of heightened awareness. You are dealing with weapons and that weapon is you and the other highly trained cop you are training with. A moment of laxity could prove detrimental to your career if you suffer a



Unfortunately, injuries during defensive tactics training are not isolated events.

serious injury.

I understand the reason why a cop needs to know how to street fight and how to use the minimal force necessary to stop a bad guy. However, I haven't met a cop yet who likes or looks forward to defensive tactics training.

Since this is a mandatory requirement of most agencies, you don't have much choice in participating in the training, but just because you have to participate doesn't mean you have to blindly follow instructions.

When on patrol, a good cop assesses a situation, considers what needs to be changed in that situation and takes immediate action - this is good police work.

As a cop, you do not accept the situation as presented; you are called to a job because that situation needs to be changed. Do not leave these talents at the door when you sign in for defensive tactics training. If something

continued on next page



I don't have to imagine what it's like to walk in your shoes.

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Injured in the line of duty, Mike Dyer proudly served as a member of New York City Police Department

When the good guys get hurt ... cont'd from previous page

you're doing in training appears dangerous and likely to hurt you or another cop, open your mouth.

When the day is over and you're signing out that you've completed this mandatory task, you're going to be a bit sore. As this is physical training, you will use muscles that you don't ordinarily use, and you will be moving a bit slower for the next few days. Even though you may be out of uniform that day, I don't know of any department regulations about carrying a memo book in plain clothes.

As an attorney today, I know that the rules of evidence allow regularly maintained business records to come in on their own and in some cases are admitted as an exception to objections like hearsay.

If you're a cop reading this, you know where I'm going with this line of thought. Bring your memo book to defensive tactics training and make a note of what parts are sore, just like you would make entries on patrol. If by the end of the week you're feeling better, than there's no downside to your notes, just turn the page and get on with life. If, however, that sore muscle or shoulder is not making the progress you expect and you finally make the assessment this is a bit more pain than you signed up for, take appropriate action and report that injury – the sooner the better.

A funny thing happens during defensive tactics training though; there's not a bad guy. Since all the players are good guys and co-workers, there may be a feeling that you might be getting a fellow officer in trouble or make the instructor look bad if you report an injury. There's also the ribbing cops are notorious for giving each other to suck it up. This is not football practice in high school. If you're at work and you get hurt, it's workers' comp — period. Ask yourself, if a perp left a boot mark shaped bruise on your chest or leg, would you report it as an injury to coincide with the arrest report?

Equally important to reporting your injury is going to your doctor. Evidence needs to come from a doctor who can verify that you have an injury and that injury occurred in the course and scope of your employment. Nebraska, like many other states, recognizes that even if you had a preexisting injury, if you aggravate that injury, treatment for the aggravation is covered.

To be a cop is to be the first responder, to be the helper people need. You're the one everyone looks for when they need help. As a result, cops are usually the last ones to take care of themselves. Most cops don't want to make a big deal about


any injury. It may seem that reporting an injury might show that they're not the crime fighter they work to be.

Knowing this, imagine the advice you'd give your partner or co-worker if they had an injury, and take that advice yourself. Report your injuries when they happen, and see your doctor so you're not that old cop limping around the locker room regretting that they didn't take care of themselves when they had the chance. Encourage your fellow officers to do the same.

If there is one positive note that has come from Officer Chase's death, I certainly hope it is a heightened awareness. His department is now required to wear protective helmets during defensive tactics training. Please keep the family of Officer Chase in your prayers, and be safe.


For more information on line of duty injuries, please go to www.hurtcop.com to read other articles by Mike Dyer.

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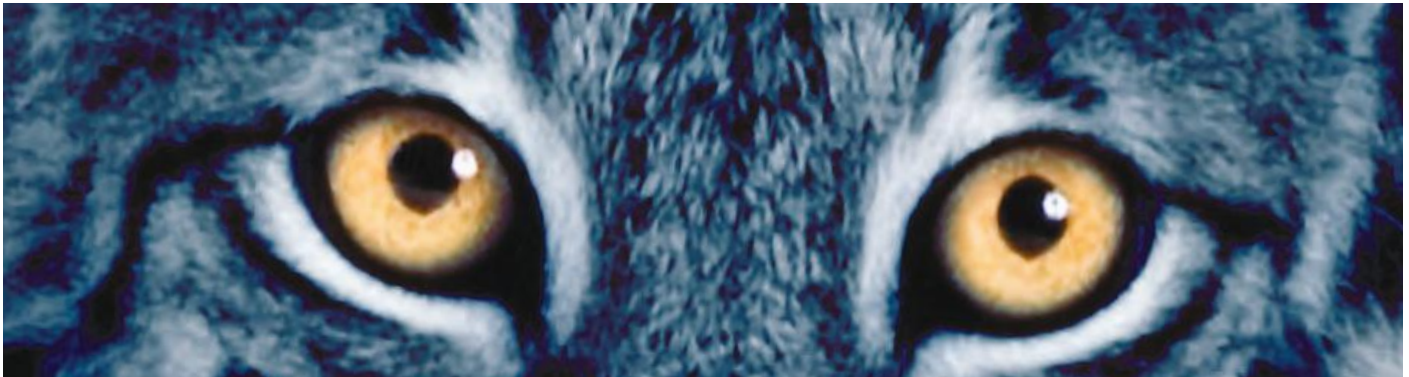
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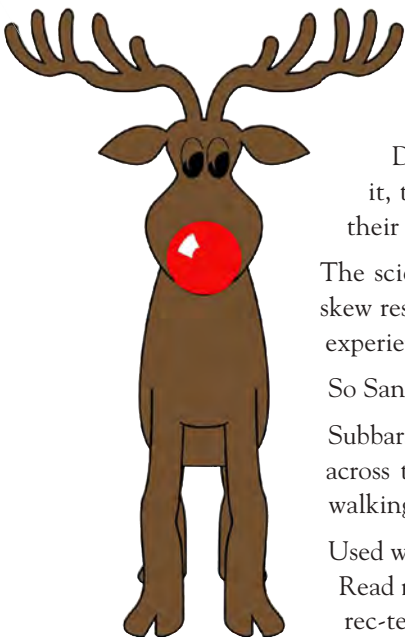
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Algorithms Could Identify Warm (and Red) Nosed Drunks



Scientists are working on providing law enforcement with even more biometrics to pick "persons of interest" out of the crowd - this time, those people (or reindeer?) are drunk.

Nidhi Subbaraman of MIT Review reports that scientists are working on infrared facial recognition algorithms that will map the heat along the surface of the face.

Drunks, it turns out, have certain patterns of heat along their faces. As Liat Clarke of Wired put it, the scientists found that "when inebriated, an individual's nose tends to become warmer while their forehead remains far cooler."

The scientists note that many factors - such as joggers, people with abnormal circulation, etc. - can skew results of the imaging, but they're confident that combining the technology with an interface for experienced human users (e.g. law enforcement officers) will yield accurate results.

So Santa's lead reindeer, Rudolph, doesn't need to be concerned.

Subbaraman notes that with a long-distance drunk detector, officers "could scan a person's face from across the street before approaching them with nosy questions or testing their balance with absurd walking tests."

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Read more: <http://www.businessinsider.com/police-can-pick-drunks-out-of-crowd-with-new-facial-rec-tech-2012-10#ixzz2EwcwTPA7>

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Sheriff Lynn Nichols, Jr.

HOOKER

Let Us Know About Deceased NSA Members

Be sure to notify the Nebraska Sheriffs' Association when an NSA member who was an active or retired Sheriff, Deputy, Corrections Officer, Chaplain, or member of the support staff and served in the Sheriff's Office dies. They will automatically be enrolled in the NSA Memorial Society and listed in the magazine and online. Send the names to: Amy Prenda, NSA Executive Director, aprenda@cutshallnowka.com.

Fingerprinting at Time of Arrest ... continued from page 20

Supporting N.R.S.

§29-209. Criminal identification; fingerprints and descriptions; duties of law enforcement officers and agencies.

It is hereby made the duty of the Sheriffs of the several counties of the State of Nebraska, the chiefs of police of incorporated cities therein, marshals of incorporated cities and towns therein, and agencies of state government having powers of arrest to furnish the Nebraska State Patrol two copies of fingerprints on forms provided by the Nebraska State Patrol and the Federal Bureau of Investigation, and descriptions of all persons who are arrested by them (1) for any felony or (2) as felony fugitives from the criminal justice system of another jurisdiction. This section is not intended to include violators of city ordinances or of persons arrested for other trifling offenses. The Nebraska State Patrol shall in all appropriate cases forward one copy of such fingerprints and other necessary identifying data and information to the system maintained by the Federal Bureau of Investigation.

29-3516. Criminal justice agency; disposition of cases; report; procedure; commission; forms; rules and regulations; adopt.

Each criminal justice agency in this state shall report the disposition of cases which enter its area in the administration of criminal justice. As to cases in which fingerprint records must be reported to the Nebraska State Patrol under section 29-209, such disposition reports shall be made to the patrol. In all other cases when a centralized criminal history record information system is maintained by local units of government, dispositions made within the jurisdiction covered by such system shall be reported to the operator of that system or to the arresting agency in a non centralized criminal history record information system. All dispositions shall be reported as promptly as feasible but not later than fifteen days after the happening of an event which constitutes a disposition. In order to achieve uniformity in reporting procedures, the commission shall prescribe the form to be used in reporting dispositions and may adopt rules and regulations to achieve efficiency and which will promote the ultimate purpose of insuring that each criminal justice information system maintained in this state shall contain complete and accurate criminal history information. All forms and rules and regulations relating to reports of dispositions by courts shall be approved by the Supreme Court of Nebraska.

29-3523. Criminal history record information; notation of an arrest; dissemination; limitations; removal; expungement.

(1) That part of criminal history record information consisting

of a notation of an arrest, described in subsection (2) of this section, shall not be disseminated to persons other than criminal justice agencies after the expiration of the periods described in subsection (2) of this section except when the subject of the record:

- (a) Is currently the subject of prosecution or correctional control as the result of a separate arrest;
- (b) Is currently an announced candidate for or holder of public office;
- (c) Has made a notarized request for the release of such record to a specific person; or
- (d) Is kept unidentified, and the record is used for purposes of surveying or summarizing individual or collective law enforcement agency activity or practices, or the dissemination is requested consisting only of release of criminal history record information showing (i) dates of arrests, (ii) reasons for arrests, and (iii) the nature of the dispositions including, but not limited to, reasons for not prosecuting the case or cases.

(2) Except as provided in subsection (1) of this section, the notation of arrest shall be removed from the public record as follows:

- (a) In the case of an arrest for which no charges are filed as a result of the determination of the prosecuting attorney, the arrest shall not be part of the public record after one year from the date of arrest;
- (b) In the case of an arrest for which charges are not filed as a result of a completed diversion, the arrest shall not be part of the public record after two years from the date of arrest; and
- (c) In the case of an arrest for which charges are filed, but dismissed by the court on motion of the prosecuting attorney or as a result of a hearing not the subject of a pending appeal, the arrest shall not be part of the public record after three years from the date of arrest.

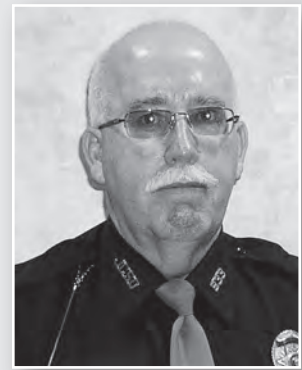
(3) Any person arrested due to the error of a law enforcement agency may file a petition with the district court for an order to expunge the criminal history record information related to such error. The petition shall be filed in the district court of the county in which the petitioner was arrested. The county attorney shall be named as the respondent and shall be served with a copy of the petition. The court may grant the petition and issue an order to expunge such information if the petitioner shows by clear and convincing evidence that the arrest was due to error by the arresting law enforcement agency.

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During the Christmas buying season, people often turn to gift cards as another way to give a gift. The Sarpy County Sheriff's Office has come up with a unique way to use this idea and help save lives. Give a gift card that buys a ride home in a cab. It's called the "I Care Cab Fare" program and is unique to Nebraska.

Programs like the free cab rides home during the holidays sponsored by the Omaha law firm of Hauptman, O'Brien, Wolf and Lathrop have been available for several years, but Sheriff Davis' idea adds the twist of making cab rides possible any time - not just after a party. He feels that if parents buy the card their kids will use it.

The idea was presented to Fred Zwonechek, administrator for the Nebraska Office of Highway Safety. Then Sheriff Davis presented the idea to the Sarpy County Board and won their approval.

Statistics show a high percentage of drunken driving arrests in Nebraska occur during the holiday season, so the program targeted the months of November through January.

Details of the program are:

- 5,000 cards will be created at a cost of \$3 each through a \$15,000 grant from the Nebraska Office of Highway Safety.
- Pre-paid cards will be available for purchase through SAC Federal Credit Union in denominations of \$25, \$50 and \$100.
- The cards can be "re-charged" by calling a toll-free phone number.
- Happy Cab, Yellow Cab, Checker Cab and Cornhusker Cab will underwrite 20 percent of each card. So a \$50 card will cost someone \$40.

All the Omaha area cab companies are all participating and should be commended for their generous role in this endeavor.

TV Cop Quiz:

TV and real cops - do they really have anything in common?

By Sgt. Winston Cavendish, Sun, Arizona Police Department (Retired)

This came up during my recent visit to the Lincoln County Sheriff's Office, North Platte, NE. I was talking to Sgt. Lonnie McDonald and Invest. Charles Nichols. I wanted their opinion about an article I was writing for this NSA magazine. They found the story line interesting and thought it would be a good story for our magazine.

Do you ever wonder if TV and movies affect our attitudes as police officers? How could we find out if that is so? An interesting question right, but what's the answer?

During the late seventies, I was an Assist. Chief of Police of Mandeville, LA. We had the largest mental hospital in the state, Southeastern Louisiana Hospital. The psychiatrists and sociologists would help me unravel the question of how we see ourselves and how the public sees us. My relationship with these doctors came from several years of finding AWOL patients and bringing them back to their wards.

One day I observed our officers watching a TV cop show in the lounge and wondered if these shows and movies affect their overall police work. That's when I decided to pose this question to my connections at the hospital.

One of the doctors advised me to administer a simple test to check my theory. I created a "T.V. Cop Quiz", asked my officers to take this simple test, and told them they were not allowed to discuss this with anyone.

The test took 10 minutes. It consisted of ten question about their favorite T.V show, in the order of 1 to 10. I personally gave the test to 23 regular and reserve officers. My chief, Bob Alford, and I took the test as well.

Before I tell you my results of the test I would like to tell you about the officers that took it. They came from different backgrounds, from large and small police departments throughout the state. Their ages ranged from 21 to 67. They were mostly white, with five African Americans and one American Indian. The education level ranged from high school through collage. Our top sergeant had a medical degree, and graduated from West Point. He was a highly decorated soldier who fought in the Second World War.

This test would have never taken place had we not had an innovative chief that was always looking for new ideas to improve his department. So this was the right department for such an social experiment.

Following are the answers the officers gave regarding the TV shows they watched. We have named the TV show and a profile of the responding officers.

Now, for the results . . .

. . . see page 56

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<http://www.facebook.com/NebraskaSheriffsAssociation>**

Make a Wish Youngsters "Sworn In" for a Day

continued from page 31

The smiles on their faces said it all. It was clear these kids were enjoying each new experience.

One parent commented that her son was mostly non verbal. When the deputy whispered to him that the bad guy should come out with his hands up, he immediately barked out the orders. The thrilled family had captured it all on video.

The men and women of the Sheriff's Office had just as much fun and found the experience very rewarding. Sheriff Dunning summed up the feelings of many.

"Most of us have children of our own. Our hearts go out to these kids and their families as they fight everyday to overcome the challenges they face. We are honored and humbled to be a part of making today a day they could forget about those challenges and simply have fun."

The Douglas County Sheriff's Office would like thank the following for their support: FOP Lodge 2, Propper Uniforms, Sam & Louie's Pizza, Hy-Vee, Krispy Kreme, Alamar Uniforms, Scheels, Art F/X, Dreams by DC, and First Student.

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3D Laser Scanners: *Easier access, easier to use*

What do U.S. federal investigators and anthropologists at the Smithsonian Institute have in common? They are both pioneering the use of 3D scanning technology to solve challenging mysteries.

Sound just like an episode of the TV program, “Bones”?

Almost. Photographs of crime scenes may become a thing of the past as some police departments adopt new high-tech equipment: a 3-D laser scanner.

3D scanning bridges this gap between physical and digital, capturing highly detailed and accurate 3D models of physical objects. While 3D scanning is not a new concept, the availability of affordable, portable, and easy to operate 3D scanners is now putting this capability within widespread reach. When 3D scanners first surfaced a decade ago, they were the cost of a luxury car and required multiple days of training to operate. Now, they're available for the price of a professional laptop and can be picked up very quickly by first time users.

Iowa using this new technology

Police in Davenport, Iowa, have purchased the \$71,000 Faro Focus 3D, which collects visual evidence that can be revisited later -- and even be used in court rooms to illustrate a crime scene to jurors.

Davenport police began using the scanner this summer and they now share the scanner with neighboring police departments need it in Bettendorf, Scott County, and Muscatine. The scanner was mostly paid for by a Scott County Regional Authority grant.

This new scanner also allows police to completely take in and measure a scene in 40 minutes to an hour, compared to the typical three to four hours.

What's available?

There are two types of 3D scanners employed in forensics. Crime scene scanners capture a large overview map of a crime scene. This overview map is helpful in understanding the relative position of objects, but the objects themselves are rough 3D shapes.



New "close up" 3D scanners capture individual objects in full color and high resolution 3D. This level of resolution allows you to experience the object as if you were actually holding it in your hand. High resolution 3D models can even be beamed back into the real world using a 3D printer.

Most 3D scanners today use lasers to measure 3D information. A laser stripe or dot is moved across a target, and is photographed by a camera at a slight angle to the laser source. Depending on how far away the laser strikes a surface, it will appear at different places in the camera's field of view. This type of capture method is non-contact, meaning it does not touch

or affect the original physical sample. For fragile or important forensic samples, this is very important.

Optically capturing the shapes using a 3D laser scanner provides a portable digital 3D model without any damage to the original. Some 3D scanners also capture the color surface of a physical sample, producing a visually accurate replica that would not be possible with plaster casts.

Plaster casts work very well for some applications but are still physical objects that are difficult to share across locations and take up physical storage space. Plaster casts are easily captured by a 3D scanner and can be converted into digital models to solve these issues.

3D Laser Scanning is one of the best innovations in Law Enforcement and Criminal Defense in the last 50 years. With 3D Laser Scanning you can scan a crime scene, a crash site, a catastrophic event and with a few scans capture all the data necessary to completely and thoroughly study the events that took place.

NOVA episode on Forensics

The NOVA episode, “Forensics on Trial,” shows the North Carolina State University program IC-CRIME which uses 3D laser scans and SceneVision-3D software to capture, and reconstruct, a crime scene as a 3D computer graphics model.

The episode, which first aired on October 17, 2012, can be seen online here <http://video.pbs.org/video/2290878958>. (The SceneVision-3D part begins around minute 43.)

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Sheriff John Haller

McPherson County Sheriff's Office

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Hang 'em High Justice in Nebraska . . . By Bill Kelly, NET News (November 28th, 2012)

Whether your impression of the old American West comes from history classes or cowboy movies, the images many of us created of "hang 'em high" justice in that new frontier probably involves a rope noose thrown over a tree limb in a remote place where there weren't many judges or juries to sort out the details of the crime at hand.

New research into lynching during Nebraska's formative years shows that popularized notion was true in only a fraction of the cases when mobs took the law into their own hands.

Jim Potter, a historian writing in the Fall issue of the magazine Nebraska History discovered lynching was more common in the state's larger cities like Nebraska City and Omaha.

In one case, reported by the Omaha Bee in 1887, a judge in Otoe County dealt quickly with the case of a man who derailed a train he hoped to rob. David Hoffman had been convicted of derailling a passenger train near the town of Dunbar, killing the

engineer. Hoffman was arrested in January and his execution was carried in July. The next day the Bee's headline read "David Hoffman Reaches The End of His Rope in Nebraska City."

Only six months passed between crime and punishment, but that apparently was not enough to build trust in the judiciary with the citizens of Nebraska City. The day after Hoffman's hanging, a mob of more than 200 charged the county jail to take revenge on Lee Shellenberger. He was awaiting trial for the murder of his 11-year-old daughter two months earlier. The girl's stepmother had also been charged. The reporter who witnessed the lynching wrote Shellenberger's last words were "I'll haunt you (expletive) if I can!"

The state's newspapers sometimes sympathized with mob rule. The Omaha Bee wrote lynching "cannot be commended as alegal ceremony, but it is swift, cheap, and wholesome."

continued on page 51

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RED WILLOW

Hang 'em high . . . continued from previous page

The Blair Republican, borrowing an oft-used code for illegal hanging, noted in an editorial that "Judge Lynch rarely makes a mistake."

Nebraska newspapers of the period were filled with articles of lynchings in other states as well. If lynching in Southern states came to be identified with racial hatred, Potter found evidence of only three African Americans and two Hispanics who fell victim to mobs in Nebraska.

The last lynching in the state remains one of its most horrible hate crimes. It happened in Omaha in 1919. Before Will Brown had a chance to defend himself in court against charges he raped a white woman, he was hanged on the courthouse lawn and his body set on fire. A photograph shows Brown's burning corpse in front of a line of smiling white faces.

"Society evolved, the advocates of what you would call 'rough justice' gradually were overtaken by the advocates of due process," Potter said. "These impulses gradually overwhelmed this notion that you had to take the law into your own hands. The summary justice part of it just kind of lost ground to the people that wanted to see a more sanitized humane and even a rehabilitative judicial system."

During his research Potter collected a list of 57 people murdered by lynch mobs in the state. That is 20 more than the total number of people legally executed by the state of Nebraska in its entire history.

Read the entire story at: <http://www.kvnonews.com/2012/11/nebraska-lynch-mobs-not-always-wild-west-creation-says-historian>. Used with permission.

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Read about the "I Care Cab Fare" program initiated by Sheriff Davis on page 43

See Saunders County contact information page 56

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Robocop Meets Dick Tracy - New Technology in our Future

Next-generation 911

There are ideas and new gear that are part of a drive - called "next-generation 911" - to modernize police dispatch and communications.

It is, in part, an effort to enable cops to use some of the same technology that the citizens they protect already use, such as sending text messages or video over secure channels.

Why shouldn't police officers speeding to a crime scene be able to talk directly to victims without having to have all the information they need to know relayed through a dispatch center?

Or if they encounter a barricaded suspect, why not be able to have schematic drawings of the location sent wirelessly to their smartphone screen?

"That's the future," says Michael Bostic, a former Los Angeles deputy police chief who now works for Raytheon, another big tech supplier to law enforcement. "It's all going to be data."

Even for motorcycle cops. The high-tech goodies aren't just

going to officers in patrol cruisers. Now, even motorcycles are starting to be equipped with laptops that officers can use by the side of the road.

In a demonstration, Raytheon is equipping about 100 Los Angeles County Sheriff's motorcycles with laptops that deputies can pull out of a saddle bag during traffic stops and quickly fire up to use for license-plate checks and wanted-suspect inquiries.

Using social media

While the answer to that is "big money," Parker's department and others are finding some information technology solutions can be had without having to shell out a lot of money.

One of the best examples is surveillance of social media. Parker says his department uses Twitter, monitors chat rooms and uses other social media to try to get ahead of potential crime problems.

"Big Brother has become the people themselves," he says.

Planning a riot? The invitations will probably go out on Facebook or Twitter — and deputies will be watching.

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The strategy paid off recently when sheriff's deputies discovered the invitation for a rowdy rave with gallons of cheap booze.

A couple of officers paid a visit - as full preparations were underway - to issue a stern warning. That headed off what Parker says would have been the need for 20 deputies to show up in the middle of the night to break up the party.

"We get there before it's happening," he says. "We're not used to having that level of information."

In Tampa, police are putting social media to use in other ways. They have installed systems in their cars that create their own department intranet.

Officers patrolling the community can type up their notes in a blog from their car and send them around to others. And officers returning from a few days off can use the blog to update themselves on issues that came up while they were off.

They can also use the system, called NC4 Safecop, to analyze neighborhood crime data - right from the car. "This is real-time information," says Tampa Police Chief Jane Castor.

"Technology is invaluable for officers in the day-to-day crime fight."

Inventor's high-tech 'sleeve'

Big corporations aren't the only ones with new ideas for high-tech communications for law enforcement.

Entrepreneur David Brown gave up his job as a technician in the film industry to pursue his dream of developing a sleeve that police officers can wear with a built-in video screen and a camera, a sort of full-sleeve update of Dick Tracy's two-way wristwatch.

The sleeve also has a laser pointer to light up potential troublemakers and a stun gun for self-defense. One advantage of the sleeve over other versions of such gear is that it would be much more difficult to wrest away from an officer in a struggle.

Brown's company, ArmStar, based in El Segundo, Calif., is trying to market the sleeve to police departments and corrections agencies.



Sheriff Kevin L. Stukenholtz



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Saunders County appears in the spring issue each year.
Last issue we had incorrect contact information.

The correct information is below.

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T.V. Cop Quiz . . . continued from page 44

Here are the results of the test taken by Officers in Mandeville, LA, as they rated their favorite T.V. show cops on a scale from 1-to 10:

- 1. Starsky and Hutch:** Officer would take great risks with no back up, destroy police equipment, and escalate a minor confrontation into a major incident. He wrote a lot of bad tickets and spent a lot of time in court. He was always being reprimanded for excessive force by the Chief and judges.
- 2. Barney Miller:** Great public relations skills, hard work he would put in 16 hours a day and never complained, when asked to work on his days off, or holidays. My Chief's favorite program.
- 3. Chips:** Officer interested in motor cycles , excellent reports, real team player, he wanted to take as much training as possible. He wrote more good tickets than any other officer.
- 4. Adam 12:** Almost the same as Chips officer but not Interested in motor bikes. Wanted to be a a member of the SWAT Team or become a state trooper. His unit was clean inside and out he would work on it on days off. He always parked his unit facing out in case of emergency. Excellent officer.
- 5. Andy Griffith Show:** Laid back good old boy, who knew everyone in town. He didn't write a lot of tickets- mostly to folks from out-of-town. Good back up in a fight; didn't talk much. Little to no complaints filed on the officer. Snitches would give him valuable information on crimes committed in the community.
- 6. Hill Street Blues:** Big city police officer who relived his glory days working the mean streets. He wanted lots of action and didn't like small town assignments such as school crossing and transferring money from town hall to bank. He wanted every felony warrant he could get his hands on.
- 7. Dragnet:** Just the facts and clear reports with lots of reference to time. He wanted to be a investigator more than life itself. Always filled a lengthy officer's comment section and developed their leads on cases that resulted In many arrests.

- 8. Kojak:** Officer wanted to be a detective like dragnet. He wrote comprehensive reports and did lots of follow-up reports. He would find good evidence at crime scenes and preserve it well as evidence. He took excellent photos and the DA loved his reports.
- 9. Hawaii 5-O:** Aggressive officer always wanted to get into the middle of major incidents. Drove at high speeds to all calls. Excellent reports, wanted to be a detective.
- 10. Cagney and Lacey:** The female officers listed the show as their number one program. They wanted to be line officers instead of assigned to dispatch or desk duty.

How did we evaluate our findings? We pulled the officers files , arrest book and traffic citation book, and interviewed the officers after the test. We compared our observation of the T.V. shows and officer performances looked surprising similarity to T.V. show. This report took us several months to complete. I only gave you a few of our findings as it was a very lengthy report and it dealt with my officers in great detail. We made various changes to our department based on our findings. Several officers were promoted to detectives, and they cleared almost all the crimes in our community of 15.000. people.

Well, we all can't track down the bad guys like Walker Texas Ranger, Mel Gibson in Lethal Weapon. But we surely can handle man made or natural disasters, and anything the public can throw at us and keep on going. The real difference between T.V. Cop's, and real Cops' is, the actor can go home after the filming. The real cop might not live through his shift. Now that's a real (COP)!

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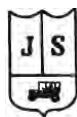
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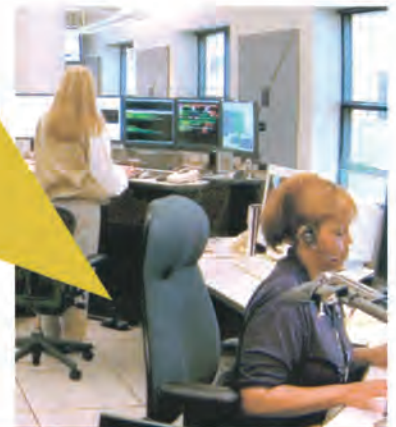
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