

2021 MADD Nebraska Court Monitoring Briefing

Introduction

MADD's Court Monitoring Program enlists and trains volunteer court monitors to observe and document what happens in the courtroom during drunk driving case proceedings. MADD then tracks results and identify inconsistencies on how drunk driving cases are handled and resolved. MADD shares this information with law enforcement, judges, prosecutors, public defenders and, if necessary, the media, to help ensure appropriate actions.

Studies have shown that the mere presence of a court monitor can have a positive effect on sentencing. Trained court monitors observe proceedings, gather data, and identify trends to keep the wheels of justice turning effectively and keep families safe.

Goals

The goals of MADD's Court Monitoring Program are to enhance transparency, accountability and to promote appropriate sentencing within the criminal justice system for drunk driving cases.

This is accomplished by:

- Promoting public interest and awareness of the outcomes of criminal cases in the justice system
- Compiling information on the handling of DWI/DUI cases
- Creating relevant reports and publicize the findings

A Look at Drunk Driving in Nebraska

In 2020, 33 percent of fatal crashes were alcohol-related in Nebraska. This number is down slightly from the average of 35 percent of the previous four years (2016-2019). The number of DUI Arrests have continued to decrease every year while the Alcohol Related Fatal Crashes and Fatalities has varied over the years. Unfortunately, 2020 saw an increase in both.

Year	DUI Arrests	DUI Convictions	Alcohol Related Fatal Crashes	Alcohol Related Fatalities
2013	9,343	8,703	65	70
2014	8,617	7,576	75	78
2015	8,199	7,136	71	81
2016	7,311	6,594	73	81
2017	6,877	6,203	63	71
2018	6,827	6,210	66	77
2019	6,412	6,186	51	58
2020	5,424	5,314	72	63

County Selection

The 6 priority counties included in the MADD Nebraska Court Monitoring Briefing were identified by the Nebraska Office of Highway Safety (NOHS) as having either a high crash rate for alcohol, speed and/or alcohol use by youth. These counties include Buffalo, Douglas, Hall, Lancaster, Sarpy, and Washington.

The target population consists of offenders arrested for DUI. It is imperative that courts take a strong look at the effectiveness of DUI adjudication and how those actions contribute to the progress in reducing impaired driving fatalities and recidivism. Residents will benefit from a court monitoring program focused on the criminal justice system and sentencing outcomes. MADD Nebraska worked closely with law enforcement, prosecutors, court personnel, and vested partners to collect data. Information will illustrate trends, patterns, and behaviors surrounding impaired driving enforcement and prosecution.

Quantitative Data Collection

Court Monitoring Program data were obtained from two sources: court trial forms, completed by MADD Nebraska staff and volunteers, and the Nebraska Trial Courts Case Search System database, hereafter called Justice. CMP volunteers included concerned community members, college students interested in volunteering and/or requiring internship hours for a class, and retired adults. Data from the court trial forms were collected from four categories: 1) case information, 2) charges, 3) sanctions/sentence and 4) comments. Examples of case information included defendant name, date of birth and name and location of court. Charges recorded included the original charge, final charge, amended, and arresting agency. Examples of sanctions/sentences imposed included jail time, fines, ignition interlock, license suspension/revocation, and probation.

Information collected by court program monitors were verified by MADD Nebraska CMP staff through records accessed from Justice. This database provided a detailed record of each DUI case presented to the court. Case information, charges, and sanctions imposed were available through the Justice system. Data obtained from the Justice database was compared to information recorded on the court trial form to assure accuracy of data collection by court program monitors.

Data Analysis

Case files with Case Year 2020 were utilized for the data collection. Data from closed and misdemeanor DUI cases with sanctions imposed were entered into Microsoft Excel spreadsheets for analysis. Variables of interest for this report included rulings, number and type of amended cases, length of case, offender age and gender, offense type, and sanctions imposed. Data was reported by frequencies, percentages, and averages.

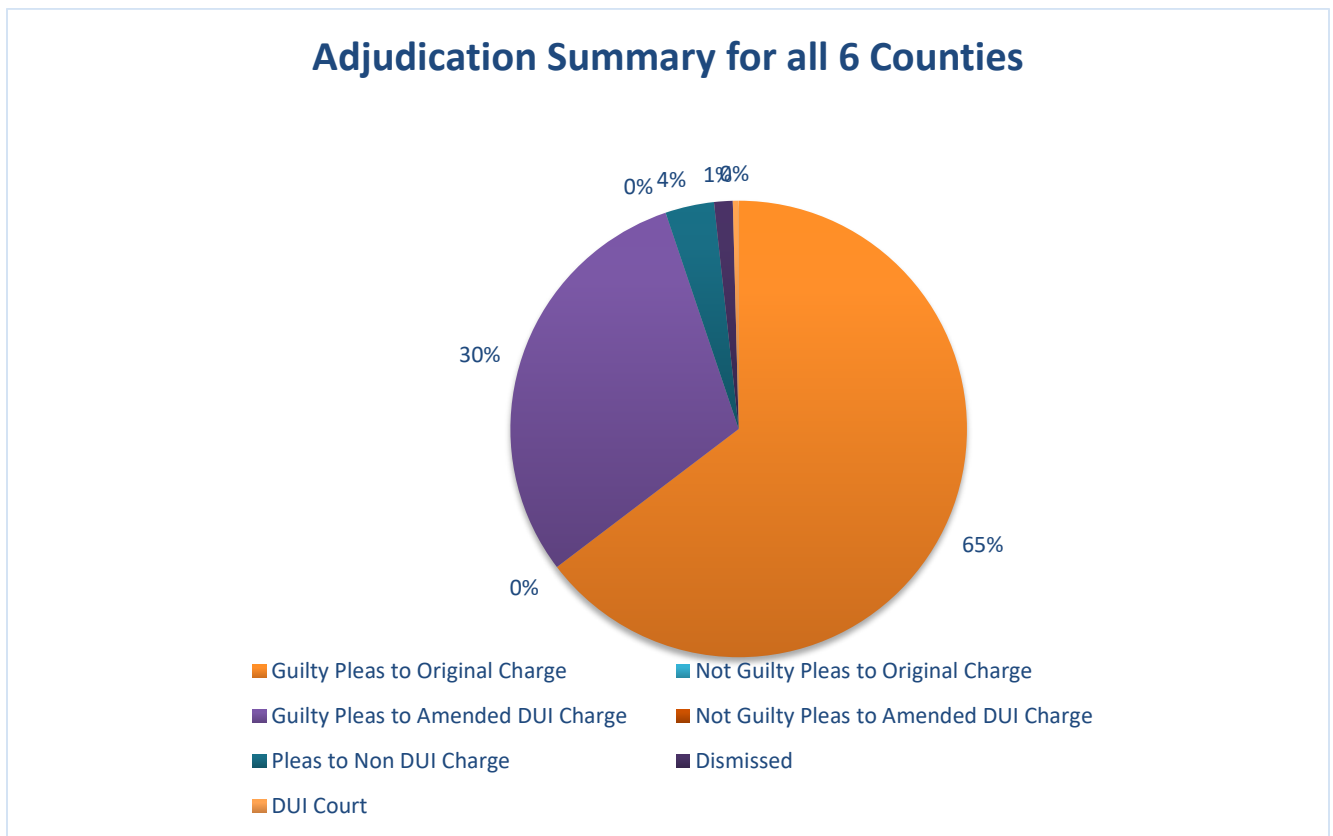
Case Analysis for all 6 Counties: Buffalo, Douglas, Hall, Lancaster, Sarpy, and Washington.

Statewide there were 5,424 DUI arrests and 5,314 DUI convictions recorded by NDOT – Office of Highway Safety in 2020. MADD analyzed 1,214 DUI cases that were sentenced in 2021. This represents 22% of the total cases. These cases were primarily misdemeanor charges, unless the individual was charged with a DUI 3rd .15+ or higher – those are considered felony offenses in the state of Nebraska.

Adjudication Summary for the 2021 cases analyzed:

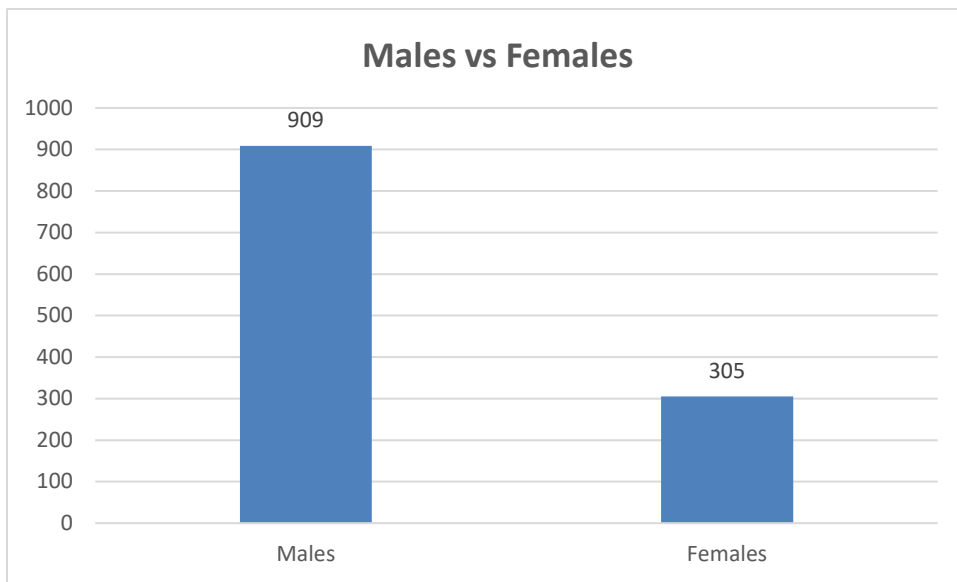
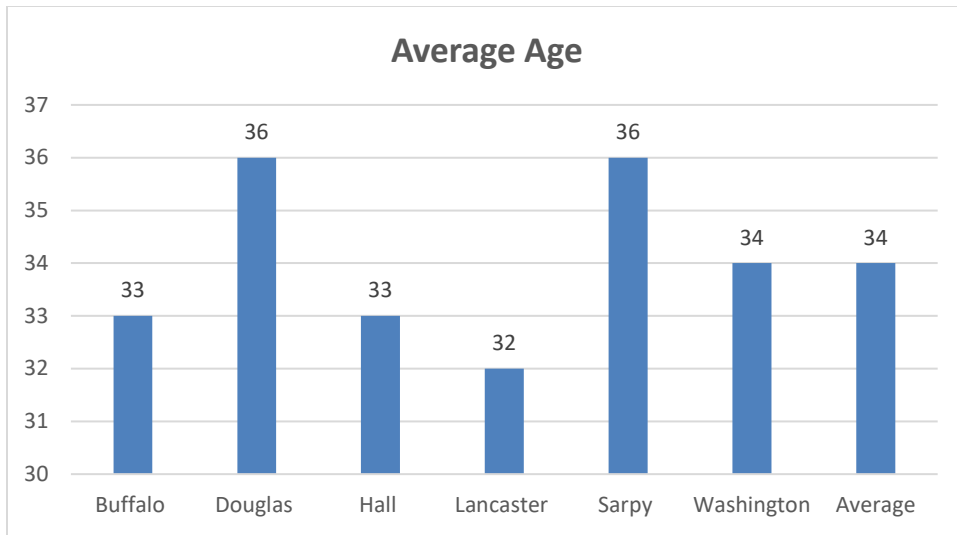
County	Guilty to Original Charge	Not Guilty to Original Charge	Guilty to Amended DUI	Not Guilty to Amended DUI	Plea Non DUI	Dismissed	Transferred	DUI Court
Buffalo (n=205)	93	0	94	0	8	10	0	0
Douglas (n=302)	175	0	116	0	11	0	0	0
Hall (n=210)	131	0	61	0	17	1	0	0
Lancaster (n=300)	274	0	15	0	2	4	0	5
Sarpy (n=150)	83	0	63	0	3	1	0	0
Washington (n=47)	29	0	17	0	1	0	0	0
Totals (n=1,214)	785	0	366	0	42	16	0	5

n=number of cases adjudicated



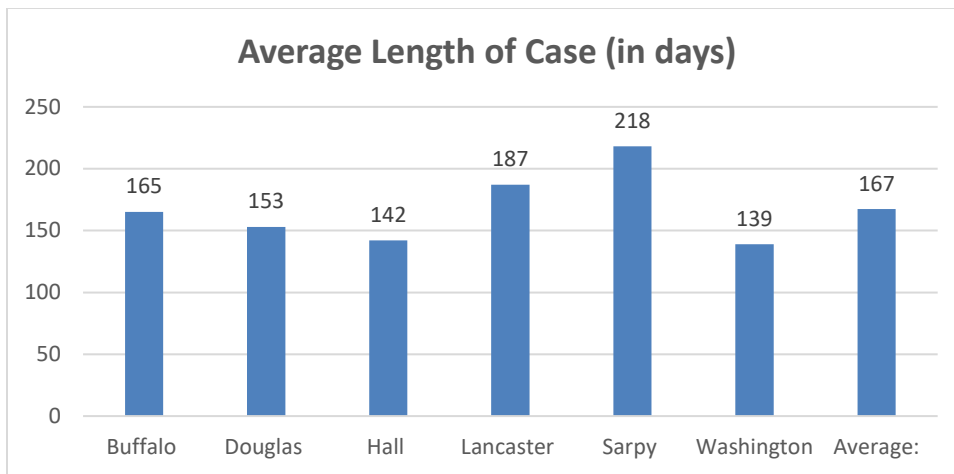
County Demographics 2021:

County	Males	Females	16-20	21-29	30-39	40-49	50-59	60+	Average Age
Buffalo (n=205)	150	55	16	81	54	29	17	8	33
Douglas (n=302)	226	76	12	96	99	62	21	12	36
Hall (n=210)	163	47	22	82	53	24	19	10	33
Lancaster (n=300)	213	87	221	139	77	43	12	8	32
Sarpy (n=150)	117	33	7	57	39	23	15	9	36
Washington (n=47)	40	7	7	14	13	5	5	3	34
Totals (n=1,214)	909	305	285	469	335	186	89	50	34



Average Length of Case 2021:

County	Average Length of Case (in days)
Buffalo	165
Douglas	153
Hall	142
Lancaster	187
Sarpy	218
Washington	139
Average:	167



Amended Cases 2021:

The total percentage of amended cases for all 6 counties was 34%.

County	Number of Cases Adjudicated	Total Amended Cases	Percent of Amended Cases	Amended to a Lesser DUI Charge	Amended to a Higher DUI Charge	Amended to a Non-DUI Charge
Buffalo (n=205)	205	102	50%	0	94	8
Douglas (n=302)	302	127	42%	113	3	11
Hall (n=210)	210	78	37%	53	8	17
Lancaster (n=300)	300	17	6%	15	0	2
Sarpy (n=150)	150	66	44%	61	2	3
Washington (n=47)	47	18	38%	16	1	1
Totals (n=1,214)	1,214	408	34%	258	108	42

n=number of cases analyzed

Ignition Interlock 2021:

Ignition interlock installation become mandatory for all convicted DUI offenders in 2013.

County	Number of Cases Adjudicated	Number of DUI Cases Found Guilty	Ignition Interlocks Ordered	% of Ignition Interlock Ordered
Buffalo (n=205)	205	187	184	98%
Douglas (n=302)	302	291	284	98%
Hall (n=210)	210	192	191	99%
Lancaster (n=300)	300	294	284	97%
Sarpy (n=150)	150	146	143	98%
Washington (n=47)	47	46	42	91%
Totals (n=1,214)	1,214	1,156	1,128	98%

County Overview Breakdown:

The following pages breakdown each of the 6 counties in detail, showing Demographics, Age Range, Case Information, Adjudication Summary and Amended Case Information. DUI offense and sanction details are also included for each county. Fourteen sanctions imposed for DUI offenders for each county were recorded. The sanctions included: Fines, Fees, Jail, Probation, Revoked License, Impound License, Interlock, Victim Impact Panel, Attitudinal Dynamics, AA, Alcohol Education, Community Service, House Arrest and Immobilize Vehicle. This is also the first year Lancaster County utilized a DUI Court as an option for people with felony level DUI offenses (DUI 3rd .15+ or higher). The following data regarding sanctions imposed in each county were based on data from the Justice system only. Consequently, some of the data presented, or lack thereof, may not be a complete representation of the sanction practices in each county. There may be additional sanctions included in probation orders and MADD is not able to access those records.

Buffalo County Overview 2021

Demographics:

Males	150
Females	55

Age Range of Offender:

16 – 20 years	16	40 – 49 years	29
21 – 29 years	81	50 – 59 years	17
30 – 39 years	54	60+ years	8
Average Age of Offender: 33			

Case Information:

Cases Analyzed	205
Adjudicated*	205
Bench Warrant	0
Open Cases	0
Average Length of Case*	165 days

*Numbers do not include Bench Warrant Cases or Open Cases

Adjudication Summary:

Guilty Pleas to Original Charge	93
Not Guilty Pleas to Original Charge	0
Guilty Pleas to Amended DUI Charge	94
Not Guilty Pleas to Amended DUI Charge	0
Pleas to Non DUI Charge	8
Dismissed	10
Transferred	0

Amended Case Information:

	Non DUI	DUI 1st	DUI 1st .15+	DUI 2nd	DUI 2nd .15+	DUI 3rd	DUI 3rd .15+	DUI 4th	DUI 4 th .15+
DUI 1st	7								
DUI 1st .15+		67							
DUI 2nd	1	10							
DUI 2nd .15+			1	4					
DUI 3rd				1					
DUI 3rd .15+				1	2	3			
DUI 4th						2		2	
DUI 4th .15+									
DUI 5th .15+								1	

Buffalo County Overview page 2

DUI 1st

Cases found guilty: 146

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$138
Jail	17 cases; 10-60 days
Probation	113 cases; 6 -15 mo.to court 23 cases; 6-9 months
Revoked License	144 cases; 2-6 months
Interlock	144
Victim Impact Panel	129
Attitudinal Dynamics	
AA	8
Alcohol Education	95
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 1st .15+

Cases found guilty: 12

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$158
Jail	10 cases; 2-60 days
Probation	5 cases; 9-12 mo.to court 2 cases; 6 months
Revoked License	12 cases; 2 –12 months
Interlock	12
Victim Impact Panel	7
Attitudinal Dynamics	
AA	5
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 2nd

Cases found guilty: 8

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$257
Jail	7 cases; 10 - 230 days
Probation	3 cases; 6 -12 mo.to court 3 cases; 12-18 months
Revoked License	8 cases; 2-36 months
Interlock	7
Victim Impact Panel	6
Attitudinal Dynamics	
AA	4
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 2nd .15+

Cases found guilty: 3

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$862
Jail	3 cases; 30-365 days
Probation	3 cases; 2-3 years
Revoked License	3 cases; 1-15 years
Interlock	3
Victim Impact Panel	1
Attitudinal Dynamics	
AA	1
Alcohol Education	1
Community Service	
House Arrest	
Immobilize Vehicle	

Buffalo County Overview page 3

DUI 3rd

Cases found guilty: 11

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$470
Jail	9 cases; 1-12 months
Probation	6 cases; 1-4 years
Revoked License	11 cases; 2-15 years
Interlock	11
Victim Impact Panel	3
Attitudinal Dynamics	
AA	1
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 3rd .15+

Cases found guilty: 2

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$1,715
Jail	2 cases; 60 days
Probation	2 cases; 3-4 years
Revoked License	2 cases; 7-15 years
Interlock	2
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 4th Sanctions

Cases found guilty: 3

Sanction	Average/Range
Fine	\$2,000
Fees (Average)	\$1,530
Jail	3 cases; 2-90 days
Probation	3 cases; 12-48 months
Revoked License	3 cases; 15 years
Interlock	3
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 4th .15+

Cases found guilty: 2

Sanction	Average/Range
Fine	\$0
Fees (Average)	\$0
Jail	2 cases; 18 months-6 yrs
Probation	2 cases; 4 years
Revoked License	2 cases; 15 years
Interlock	2
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

Douglas County Overview 2021

Demographics:

Males	226
Females	76

Age Range of Offender:

16 – 20 years	12	40 – 49 years	62
21 – 29 years	96	50 – 59 years	21
30 – 39 years	99	60+ years	12
Average Age of Offender: 36			

Case Information:

Cases Analyzed	302
Adjudicated*	302
Bench Warrant	0
Open Cases	0
Average Length of Case*	153 days

*Numbers do not include Bench Warrant Cases or Open Cases

Adjudication Summary:

Guilty Pleas to Original Charge	175
Not Guilty Pleas to Original Charge	0
Guilty Pleas to Amended DUI Charge	116
Not Guilty Pleas to Amended DUI Charge	0
Pleas to Non-DUI Charge	11
Dismissed	0
Transferred	0

Amended Case Information:

	Non DUI	DUI 1st	DUI 1st .15+	DUI 2nd	DUI 2nd .15+	DUI 3rd	DUI 3rd .15+	DUI 4 th	DUI 4 th .15+	DUI 5th
DUI 1st	10				1					
DUI 1st .15+	1	40			1					
DUI 2nd		6								
DUI 2nd .15+		3	1	18						
DUI 3rd				2						
DUI 3rd .15+					1	27				
DUI 4th							1		1	
DUI 4th .15+							5	8		
DUI 5th .15+								1		

Douglas County Overview page 2

DUI 1st

Cases found guilty: 95

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$258
Jail	18 cases; 2-30 days
Probation	3 cases; 6 mo. to court 77 cases; 6-18 months
Revoked License	93 cases; 1-12 months
Interlock	91
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 1st .15+

Cases found guilty: 37

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$205
Jail	33 cases; 2-120 days
Probation	20 cases; 6-24 months
Revoked License	37 cases; 6 mo-5yrs
Interlock	37
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 2nd

Cases found guilty: 28

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$374
Jail	28 cases; 10-90 days
Probation	18 cases; 12-24 months
Revoked License	28 cases; 2-18 months
Interlock	48
Victim Impact Panel	
Attitudinal Dynamics	
AA	1
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 2nd .15+

Cases found guilty: 33

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$378
Jail	33 cases; 2-180 days
Probation	16 cases; 1-3 years
Revoked License	33 cases; 1-10 years
Interlock	32
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

Douglas County Overview page 3

DUI 3rd

Cases found guilty: 31

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$748
Jail	30 cases; 10 -60 days
Probation	30 cases; 1-4 years
Revoked License	31 cases; 18 mo-6 yrs
Interlock	31
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 3rd .15+

Cases found guilty: 41

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$736
Jail	38 cases; 30 days-8yrs
Probation	36 cases; 9 mo-5yrs
Revoked License	41 cases; 5-15 years
Interlock	41
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 4th Sanctions

Cases found guilty: 15

Sanction	Average/Range
Fine	\$2,000
Fees (Average)	\$851
Jail	13 cases; 90 days-3yrs
Probation	14 cases; 18 mo-5yrs
Revoked License	15 cases; 15 years
Interlock	15
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 4th .15+

Cases found guilty: 11

Sanction	Average/Range
Fine	\$2,000
Fees (Average)	\$304
Jail	10 cases; 120 days-8yrs
Probation	3 cases; 1- 5 years
Revoked License	10 cases; 15 years
Interlock	9
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

Hall County Overview 2021

Demographics:

Males	163
Females	47

Age Range of Offender:

16 – 20 years	22	40 – 49 years	24
21 – 29 years	82	50 – 59 years	19
30 – 39 years	53	60+ years	10
Average Age of Offender: 33			

Case Information:

Cases Analyzed	210
Adjudicated*	210
Bench Warrant	0
Open Cases	0
Average Length of Case*	142 days

*Numbers do not include Bench Warrant Cases or Open Cases

Adjudication Summary:

Guilty Pleas to Original Charge	131
Not Guilty Pleas to Original Charge	0
Guilty Pleas to Amended DUI Charge	61
Not Guilty Pleas to Amended DUI Charge	0
Pleas to Non DUI Charge	17
Dismissed	1
Transferred	0

Amended Case Information:

	Non DUI	DUI 1st	DUI 1st .15+	DUI 2nd	DUI 2nd .15+	DUI 3rd	DUI 3rd .15+	DUI 4th	DUI 4 th .15+
DUI 1st	12		7						
DUI 1st .15+	3	33							
DUI 2nd	2	7	1		1				
DUI 2nd .15+		1	2	1					
DUI 3rd				1	1				
DUI 3rd .15+				1	1	2			
DUI 4th						1			
DUI 4th .15+					1				

Hall County Overview page 2

DUI 1st

Cases found guilty: 137

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$119
Jail	37 cases; 7-60 days
Probation	76 cases; 6-18 months 25 cases; 6-12 mo to court
Revoked License	137 cases; 2-6 months
Interlock	136
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 1st .15+

Cases found guilty: 31

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$144
Jail	25 cases; 2-60 days
Probation	15 cases; 6-18 months 7 cases; 6 mo. to court
Revoked License	31 cases; 1-12 months
Interlock	31
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 2nd

Cases found guilty: 9

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$91
Jail	8 cases; 10-90 days
Probation	4 cases; 12-24 months
Revoked License	9 cases; 18 months
Interlock	9
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 2nd .15+

Cases found guilty: 4

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$450
Jail	4 cases; 15-365 days
Probation	3 cases; 24 months
Revoked License	4 cases; 18 mo-15yrs
Interlock	4
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

Hall County Overview page 3

DUI 3rd

Cases found guilty: 5

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$219
Jail	5 cases; 30-120 days
Probation	4 cases; 24-60 months
Revoked License	5 cases; 4-15 years
Interlock	5
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 3rd .15+

Cases found guilty: 0

Sanction	Average/Range
Fine	
Fees (Average)	
Jail	
Probation	
Revoked License	
Interlock	
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 4th Sanctions

Cases found guilty: 3

Sanction	Average/Range
Fine	\$0
Fees (Average)	\$1,370
Jail	3 cases; 1-3 years
Probation	1 case; 18 months
Revoked License	3 cases; 15 years
Interlock	3
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 4th .15+

Cases found guilty: 1

Sanction	Average/Range
Fine	\$0
Fees (Average)	\$0
Jail	1 case; 8-16 years
Probation	
Revoked License	1 case; 15 years
Interlock	1
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

Hall County Overview page 4

DUI 5th

Cases found guilty: 1

DUI 5th .15+

Cases found guilty: 1

Sanction	Average/Range	Sanction	Average/Range
Fine	\$0	Fine	\$1,000
Fees (Average)	\$0	Fees (Average)	\$580
Jail	1 case; 8-16 years	Jail	1 case; 3 years
Probation		Probation	
Revoked License	1 case; 15 years	Revoked License	1 case; 15 years
Interlock	1	Interlock	Y
Victim Impact Panel		Victim Impact Panel	
Attitudinal Dynamics		Attitudinal Dynamics	
AA		AA	
Alcohol Education		Alcohol Education	
Community Service		Community Service	
House Arrest		House Arrest	
Immobilize Vehicle		Immobilize Vehicle	

Lancaster County Overview 2021

Demographics:

Males	213
Females	87

Age Range of Offender:

16 – 20 years	21	40 – 49 years	43
21 – 29 years	139	50 – 59 years	12
30 – 39 years	77	60+ years	8
Average Age of Offender: 32			

Case Information:

Cases Analyzed	300
Adjudicated*	300
Bench Warrant	0
Open Cases	0
Average Length of Case*	187 days

*Numbers do not include Bench Warrant Cases or Open Cases

Adjudication Summary:

Guilty Pleas to Original Charge	274
Not Guilty Pleas to Original Charge	0
Guilty Pleas to Amended DUI Charge	15
Not Guilty Pleas to Amended DUI Charge	0
Pleas to Non DUI Charge	2
Dismissed	4
DUI Court	5

Amended Case Information:

	Non DUI	DUI 1st	DUI 1st .15+	DUI 2nd	DUI 2nd .15+	DUI 3rd	DUI 3rd .15+	DUI 4th	DUI 4 th .15+	DUI 5th
DUI 1st	2									
DUI 1st .15+		8								
DUI 2nd										
DUI 2nd .15+			1	1						
DUI 3rd				1						
DUI 3rd .15+						4				
DUI 4th										
DUI 4th .15+										

Lancaster County Overview page 2

DUI 1st

Cases found guilty: 136

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$97
Jail	10 cases; 7-60 days
Probation	6 cases; 9-12 months
Revoked License	136 cases; 2-6 months
Interlock	136
Victim Impact Panel	4
Attitudinal Dynamics	
AA	
Alcohol Education	2
Community Service	
House Arrest	120 cases; 7-45 days
Immobilize Vehicle	

DUI 1st .15+

Cases found guilty: 57

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$102
Jail	6 cases; 14-45 days
Probation	2 cases; 12-15 months
Revoked License	57 cases; 6-12 months
Interlock	57
Victim Impact Panel	2
Attitudinal Dynamics	
AA	1
Alcohol Education	
Community Service	
House Arrest	52 cases; 2-60 days
Immobilize Vehicle	

DUI 2nd

Cases found guilty: 32

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$136
Jail	2 cases; 45-60 days
Probation	1 case; 18 months
Revoked License	32 cases; 2-18 months
Interlock	32
Victim Impact Panel	
Attitudinal Dynamics	
AA	2
Alcohol Education	
Community Service	1 case; 240 hours
House Arrest	29 cases; 10-90 days
Immobilize Vehicle	

DUI 2nd .15+

Cases found guilty: 53

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$748
Jail	6 cases; 90-180 days
Probation	45 cases; 18-24 months
Revoked License	53 cases; 6mo-5 years
Interlock	53
Victim Impact Panel	27
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	49 cases; 10-120 days
Immobilize Vehicle	

Lancaster County Overview page 3

DUI 3rd

Cases found guilty: 4

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$700
Jail	4cases; 30-300 days
Probation	2 cases; 2-5 years
Revoked License	4 cases; 2-15 years
Interlock	3
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 3rd .15+

Cases found guilty: 5

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$678
Jail	5 cases; 30 days-2yrs
Probation	5 cases; 9-18 months
Revoked License	5 cases; 15 years
Interlock	3
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 4th Sanctions

Cases found guilty: 1

Sanction	Average/Range
Fine	\$0
Fees (Average)	\$0
Jail	1 case; 48-96 months
Probation	
Revoked License	
Interlock	1 case; 15 years
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 4th .15+

Cases found guilty: 0

Sanction	Average/Range
Fine	
Fees (Average)	
Jail	
Probation	
Revoked License	
Interlock	
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

Lancaster County Overview page 4

DUI 5th

Cases found guilty: 0

DUI 5th .15+

Cases found guilty: 1

Sanction	Average/Range	Sanction	Average/Range
Fine		Fine	\$0
Fees (Average)		Fees (Average)	\$0
Jail		Jail	1 case; 3-7 years
Probation		Probation	
Revoked License		Revoked License	1 case; 15 years
Interlock		Interlock	
Victim Impact Panel		Victim Impact Panel	
Attitudinal Dynamics		Attitudinal Dynamics	
AA		AA	
Alcohol Education		Alcohol Education	
Community Service		Community Service	
House Arrest		House Arrest	
Immobilize Vehicle		Immobilize Vehicle	

***5 cases were transferred to DUI Court**

Sarpy County Overview 2021

Demographics:

Males	117
Females	33

Age Range of Offender:

16 – 20 years	7	40 – 49 years	23
21 – 29 years	57	50 – 59 years	15
30 – 39 years	39	60+ years	9
Average Age of Offender: 36			

Case Information:

Cases Analyzed	150
Adjudicated*	150
Bench Warrant	0
Open Cases	0
Average Length of Case*	218 days

*Numbers do not include Bench Warrant Cases or Open Cases

Adjudication Summary:

Guilty Pleas to Original Charge	83
Not Guilty Pleas to Original Charge	0
Guilty Pleas to Amended DUI Charge	63
Not Guilty Pleas to Amended DUI Charge	0
Pleas to Non DUI Charge	3
Dismissed	1
Transferred	0

Amended Case Information:

	Non DUI	DUI 1st	DUI 1st .15+	DUI 2nd	DUI 2nd .15+	DUI 3rd	DUI 3rd .15+	DUI 4th	DUI 4 th .15+	DUI 5th
DUI 1st	3			2						
DUI 1st .15+		21								
DUI 2nd		3								
DUI 2nd .15+		2	2	19						
DUI 3rd										
DUI 3rd .15+					1	9				
DUI 4th										
DUI 4th .15+						1	1	2		

Sarpy County Overview page 2

DUI 1st

Cases found guilty: 62

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$182
Jail	33 cases; 7-60 days
Probation	31 cases; 9-18 months
Revoked License	62 cases; 2-18 months
Interlock	62
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 1st .15+

Cases found guilty: 20

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$209
Jail	18 cases; 2-45 days
Probation	8 cases; 9-15 months
Revoked License	20 cases; 2-12 months
Interlock	19
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	2 cases; 10-120 hours
House Arrest	
Immobilize Vehicle	

DUI 2nd

Cases found guilty: 30

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$325
Jail	27 cases; 10-180 days
Probation	22 cases; 12-36 months
Revoked License	30 cases; 18 months
Interlock	30
Victim Impact Panel	
Attitudinal Dynamics	
AA	2
Alcohol Education	
Community Service	1case; 240 hours
House Arrest	
Immobilize Vehicle	

DUI 2nd .15+

Cases found guilty: 14

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$162
Jail	14 cases; 30-180 days
Probation	6 cases; 18-36 months
Revoked License	14 cases; 18mo-15 yrs
Interlock	13
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

Sarpy County Overview page 3

DUI 3rd

Cases found guilty: 11

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$677
Jail	11 cases; 30 -365 days
Probation	10 cases; 1-5 years
Revoked License	11 cases; 2-15 years
Interlock	11
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	3 cases; 20-30 hours
House Arrest	
Immobilize Vehicle	

DUI 3rd .15+

Cases found guilty: 5

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$1,194
Jail	5 cases; 2-24 months
Probation	5 cases; 18mo-5 years
Revoked License	5 cases; 5-15 years
Interlock	5
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	2 cases; 4-60 hours
House Arrest	
Immobilize Vehicle	

DUI 4th Sanctions

Cases found guilty: 2

Sanction	Average/Range
Fine	\$2,000
Fees (Average)	\$1,820
Jail	2 cases; 90 days
Probation	2 cases; 5 years
Revoked License	2 cases; 15 years
Interlock	2
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	2 cases; 60 hours
House Arrest	
Immobilize Vehicle	

DUI 4th .15+

Cases found guilty: 1

Sanction	Average/Range
Fine	\$2,000
Fees (Average)	\$1,830
Jail	1 case; 120 days
Probation	1 case; 5 years
Revoked License	1 case; 15 years
Interlock	1
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

Sarpy County Overview page 4

DUI 5th

Cases found guilty: 0

DUI 5th .15+

Cases found guilty: 1

Sanction	Average/Range	Sanction	Average/Range
Fine		Fine	\$2,000
Fees (Average)		Fees (Average)	\$2,080
Jail		Jail	1 case; 180 days
Probation		Probation	1 case; 5 years
Revoked License		Revoked License	1 case; 15 years
Interlock		Interlock	
Victim Impact Panel		Victim Impact Panel	
Attitudinal Dynamics		Attitudinal Dynamics	
AA		AA	
Alcohol Education		Alcohol Education	
Community Service		Community Service	
House Arrest		House Arrest	
Immobilize Vehicle		Immobilize Vehicle	

Washington County Overview 2021

Demographics:

Males	40
Females	7

Age Range of Offender:

16 – 20 years	7	40 – 49 years	5
21 – 29 years	14	50 – 59 years	5
30 – 39 years	13	60+ years	3
Average Age of Offender: 34			

Case Information:

Cases Analyzed	47
Adjudicated*	47
Bench Warrant	0
Open Cases	0
Average Length of Case*	139 days

*Numbers do not include Bench Warrant Cases or Open Cases

Adjudication Summary:

Guilty Pleas to Original Charge	29
Not Guilty Pleas to Original Charge	0
Guilty Pleas to Amended DUI Charge	17
Not Guilty Pleas to Amended DUI Charge	0
Pleas to Non DUI Charge	1
Dismissed	0
Transferred	0

Amended Case Information:

	Non DUI	DUI 1st	DUI 1st .15+	DUI 2nd	DUI 2nd .15+	DUI 3rd	DUI 3rd .15+	DUI 4th	DUI 4 th .15+	DUI 5th
DUI 1st	1		1							
DUI 1st .15+		13								
DUI 2nd		1								
DUI 2nd .15+										
DUI 3rd										
DUI 3rd .15+						1				
DUI 4th										
DUI 4th .15+								1		

Washington County Overview page 2

DUI 1st

Cases found guilty: 31

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$264
Jail	2 cases; 7-60 days
Probation	30 cases; 6-15 months
Revoked License	31 cases; 60-180 days
Interlock	29
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 1st .15+

Cases found guilty: 7

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$233
Jail	4 cases; 2-7 days
Probation	5 cases; 7-12 months
Revoked License	7 cases; 12 months
Interlock	7
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

DUI 2nd

Cases found guilty: 3

Sanction	Average/Range
Fine	\$500
Fees (Average)	\$210
Jail	2 cases; 10-45 days
Probation	2 cases; 12-24 months
Revoked License	2 cases; 18 months
Interlock	302
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	1case; 240 hours
House Arrest	
Immobilize Vehicle	

DUI 2nd .15+

Cases found guilty: 3

Sanction	Average/Range
Fine	\$1,000
Fees (Average)	\$45
Jail	3 cases; 30-180 days
Probation	1 case; 12 months
Revoked License	3 cases; 18-24 months
Interlock	3
Victim Impact Panel	
Attitudinal Dynamics	
AA	
Alcohol Education	
Community Service	
House Arrest	
Immobilize Vehicle	

Washington County Overview page 3

DUI 3rd

Cases found guilty: 1

Sanction	Average/Range	Sanction	Average/Range
Fine	\$1,000	Fine	
Fees (Average)	\$0	Fees (Average)	
Jail	1 case; 180 days	Jail	
Probation		Probation	
Revoked License	1 case; 15 years	Revoked License	
Interlock	1	Interlock	
Victim Impact Panel		Victim Impact Panel	
Attitudinal Dynamics		Attitudinal Dynamics	
AA		AA	
Alcohol Education		Alcohol Education	
Community Service		Community Service	
House Arrest		House Arrest	
Immobilize Vehicle		Immobilize Vehicle	

DUI 3rd .15+

Cases found guilty: 0

DUI 4th Sanctions

Cases found guilty: 1

Sanction	Average/Range	Sanction	Average/Range
Fine	\$0	Fine	
Fees (Average)	\$580	Fees (Average)	
Jail	1 case; 30 months	Jail	
Probation	1 case; 18 months	Probation	
Revoked License	1 case; 15 years	Revoked License	
Interlock		Interlock	
Victim Impact Panel		Victim Impact Panel	
Attitudinal Dynamics		Attitudinal Dynamics	
AA		AA	
Alcohol Education		Alcohol Education	
Community Service		Community Service	
House Arrest		House Arrest	
Immobilize Vehicle		Immobilize Vehicle	

DUI 4th .15+

Cases found guilty:

Conclusion

Nebraska continues to have strong DUI laws. While inconsistencies in the types of sanctions exist, overall offenders are being held accountable. Numerous factors impact how law enforcement, prosecutors and judges adjudicate DUI cases.

Currently, there are many strong statutes and laws in place for the adjudication of DUI cases. An item of interest from this report is the number of cases being amended to a lesser DUI or a non-DUI charge. Overall, 34% of the cases analyzed were amended. While MADD believe an offender needs to be held accountable for each DUI offence they have been convicted of, this is less than the year before when 38% were amended. One area of concern is the high rate of offenders being sentenced to House Arrest in Lancaster County. When an offender receives House Arrest, they are not receiving any type of education or personal supervision through probation.

Observations generated from this report include:

- All six counties utilized Fines, Fees, Jail, Probation, Revoked License and Ignition Interlock consistently as sanctions for DUI offenders. Depending on the DUI offense, fines range from \$500 - \$2,000, probation ranged from 1-12 months (up to 5 years for DUI 4th .15+), and revoked license ranged from 60 days to 15 years for DUI 3rd.15+ and higher cases.
- Buffalo and Lancaster Counties were the two counties that sanctioned some type of additional education component in the form of Victim Impact Panel, AA, Alcohol Education and/or Attitudinal Dynamics).
- Lancaster County was the main county to utilized House Arrest as a sanction. Of the 294 cases found guilty, 250 cases (85%) of those offenders received House Arrest and 61cases (20%) received probation.
- Lancaster County established the Lancaster County DUI Court Program in April 2021. Of the 12 DUI 3rd .15+ or higher DUI charges analyzed, 5 cases were sentenced to DUI court. Upon successfully completion of the DUI court, offenders will still have a misdemeanor DUI charge on their record.
- Ignition Interlock was ordered for 98% of the adjudicated cases. This percentage has been consistent over the years. There is no way for MADD to know if the offender had the device installed in their car or for how long. One reason offenders may not have had Ignition Interlock ordered as a sanction could be they are not eligible per DMV.
- Buffalo and Hall Counties utilized Probation to the Court primarily for DUI 1st, DUI 1st .15+ and DUI 2nd offenses.

MADD will continue to analyze DUI cases and sanctions and build on this database. Volunteers will continue to be trained to attend court, and staff will keep talking with community partners and strengthening relationships. Education is a vital component of the Court Monitoring program.