

Dear Lucy Parsons Labs,

I am responding to your request on behalf of the Omaha Police Department. Your request is made pursuant to the provisions of the Nebraska Public Records Act.

In your request dated January 11, 2021 you sought: Records sufficient to show the names, star numbers, respective dates, and the type of time off of all police officers and/or employees who requested any personal time off, vacation days, personal days, furlough days, or any other time off for the dates of, on, or between Jan 1, 2021 and January 8, 2021 AS WELL AS the dates of, on, or between Jan 1, 2020 and January 8, 2020.

This is the response required by NEB. REV. STAT. § 84-712(4).

The Nebraska public records statutes allow persons the right to examine public records in the possession of public agencies during normal agency business hours, to make memoranda and abstracts from those public records, and to obtain copies of public records in certain circumstances. Those statutes do not require a public agency to review documents and create abstracts or other lists, to answer questions, or to create documents that do not otherwise exist. See Neb. Rev. Stat. § 84-712. Although the Nebraska public records statutes provide for access to public documents, such access is not absolute. The statutes also provide for exceptions to disclosure by express and special provisions; there are 21 categories of documents that may be kept confidential from the public at the discretion of the agency involved. See Neb. Rev. Stat. § 84-712.05.

Detailed time and attendance records contain personnel information and therefore it is not considered a public record under Nebraska State Statute, therefore your request for that material is denied. However, I can provide this information in an aggregate format. Please note the number indicates the number of employees, sworn and non-sworn who took at least one hour of that types of leave. It does does not indicate the number of hours taken. For example, 279 officers took at least one hour of annual leave (vacation) the first week of January 2020. The total number is the total number of officers who took at least some type of leave for the week.

<u>Leave Type</u>	<u>1/1/2020-1/8/2020</u>	<u>1/1/2021-1/8/2021</u>
Annual	279	261
Sick	79	61
Family Sick	24	23
Comp	109	97
With out Pay	2	0
FMLA Annual	1	4
FMLA Sick	10	6
FMLA Comp	0	1
FMLA Without pay	3	1

FMLA Pregnancy	0	2
Sick With out Pay	0	1
Floating	3	22
Birthday	19	5
Funeral	4	2
Military	2	0
Military With out Pay	5	2
COVID-19	0	38
Wellness Time Off	0	4
Administrative Leave	3	2
Total	543	532

Section 84-712.03 of the Nebraska Revised Statutes may grant you the right to administrative or judicial review of this response. Please consult the statute for further information. Chief of Police Todd Schmaderer is the public employee responsible for the decision to deny a portion of your request.

If you have any questions about the legal basis for this response, please contact me at 402.444.5861.

Sincerely,
Deputy Chief Michele Bang
Police Services Bureau