

LEGISLATURE OF NEBRASKA
ONE HUNDRED NINTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 518

FINAL READING

Introduced by Juarez, 5; McKinney, 11; Spivey, 13.

Read first time January 21, 2025

Committee: Judiciary

1 A BILL FOR AN ACT relating to treatment and corrections; to amend section
2 83-1,100.03, Reissue Revised Statutes of Nebraska; to change
3 requirements for a report by the Department of Correctional Services
4 and the Board of Parole; and to repeal the original section.
5 Be it enacted by the people of the State of Nebraska,

1 **Section 1.** Section 83-1,100.03, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 83-1,100.03 (1) The board, in consultation with the department,
4 shall adopt and promulgate rules and regulations to reduce the number of
5 inmates under the custody of the department who serve their entire
6 sentence in a correctional facility and are released without supervision.
7 The rules and regulations shall establish clear guidelines and procedures
8 to ensure that each parolee is subject to a minimum of nine months of
9 supervision and shall place priority on providing supervision lengths
10 that enable meaningful transition periods for all offenders. The rules
11 and regulations shall ensure that each inmate eligible for parole is
12 assessed for risk of reoffending using a validated risk and needs
13 assessment provided by the department and shall incorporate into the
14 release decision an inmate's assessed risk of reoffending, past criminal
15 history, program completion, institutional conduct, and other individual
16 characteristics related to the likelihood of reoffending into parole
17 release decisions.

18 (2) By February 1 of each year, the board and the department shall
19 electronically submit a report to the Legislature, the Supreme Court, and
20 the Governor. The report shall:

21 (a) Describe that describes the percentage of offenders sentenced to
22 the custody of the department who complete their entire sentence and are
23 released with no supervision; -

24 (b) Document The report shall document characteristics of the
25 individuals released without supervision, including the highest felony
26 class of conviction, offense type of conviction, most recent risk
27 assessment, status of the individualized release or reentry plan, and
28 reasons for the release without supervision; -

29 (c) Provide The report also shall provide recommendations from the
30 department and board for changes to policy and practice to meet the goal
31 of achieving a reduction in the number of inmates under the custody of

1 the department who serve their entire sentence in a correctional facility
2 and are released without supervision; and . ~~The report to the Legislature~~
3 ~~shall be submitted electronically.~~

4 (d) Contain information regarding:

5 (i) The number of inmates eligible for parole who remain
6 incarcerated, disaggregated by the reason for such status;

7 (ii) Revocations of parole during the preceding year, disaggregated
8 by the reason for revocation;

9 (iii) Hearings to grant or revoke parole conducted in the preceding
10 year;

11 (iv) Rehabilitation and recidivism of parolees;

12 (v) Cost savings to the state resulting from individuals being
13 paroled rather than incarcerated; and

14 (vi) Other matters the director deems appropriate.

15 (3) The department, in consultation with the board, shall maintain a
16 list of individuals who are eligible for parole but are expected to
17 complete their entire sentence in the custody of the department and be
18 released with no supervision. This list shall be used to facilitate the
19 placement of committed offenders in community work release and reentry
20 centers under the Community Work Release and Reentry Centers Act.

21 **Sec. 2.** Original section 83-1,100.03, Reissue Revised Statutes of
22 Nebraska, is repealed.