

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)

EXPENDITURES	GENERAL	CASH	FEDERAL	REVOLVING	TOTAL
FY2025-2026	0	0	0	0	0
FY2026-2027	0	0	0	0	0
FY2027-2028	0	0	0	0	0
FY2028-2029	0	0	0	0	0
REVENUE	GENERAL	CASH	FEDERAL	REVOLVING	TOTAL
FY2025-2026	0	0	0	0	0
FY2026-2027	0	0	0	0	0
FY2027-2028	0	0	0	0	0
FY2028-2029	0	0	0	0	0

Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.

LB 790 relates to the Nebraska Treatment and Corrections Act.

The bill keeps the existing framework for administrative sanctions and custodial sanctions of up to 30 days for substance-related parole violations. It adds a provision allowing the Board of Parole, after receiving a parole officer's report and completing any investigation it deems appropriate, to impose a custodial sanction, issue a warrant, or revoke parole for a substance abuse violation.

The Nebraska Department of Correctional Services (NDCS) states that LB 790 could increase the prison population; however, at this time, that amount is indeterminable.

Please complete **ALL** (5) blanks in the first three lines.

2026

LB⁽¹⁾ 790

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾

Nebraska Department of Correctional Services

Prepared by: ⁽³⁾ Lisa Stanton

Date Prepared: ⁽⁴⁾ 01/12/2026

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ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	FY 2026-27		FY 2027-28	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	_____	_____	_____	_____

Explanation of Estimate:

LB790 changes provisions relating to substance abuse violations while on parole. The bill could increase the number of persons in prison. The specific amount of impact is indeterminable.

The FY25 per diem cost was \$33.73 for each incarcerated individual, or \$12,309.72 per year.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

POSITION TITLE	NUMBER OF POSITIONS		2026-27	2027-28
	26-27	27-28	EXPENDITURES	EXPENDITURES
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 790	AM:	AGENCY/POLT. SUB: Nebraska Department of Correctional Services
REVIEWED BY:	Ashley Dempsey	DATE: 1/16/26
COMMENTS: Concur with the Nebraska Department of Correctional Services' estimate of indeterminable fiscal impact as a result of LB 790.		