

# 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	SEE BELOW	SEE BELOW	0	0	SEE BELOW
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 818 amends Nebraska's domestic assault and strangulation/suffocation statutes by expanding domestic assault to include certain reckless injury conduct, increasing penalty levels for more serious and repeat offenses, and allowing substantially equivalent out-of-state or federal convictions to be used for enhancement. The bill also removes the third-degree domestic assault category for threats made "in a menacing manner" while retaining threats of imminent bodily injury.

The Supreme Court states LB818 would require a minor modification to JUSTICE (the Judicial Branch case management system) to interface with the Nebraska State Patrol. The Supreme Court further states that there is a minimal fiscal impact to provide judicial and court staff education. The modifications to JUSTICE have an estimated one-time impact of \$10,000 in FY27. Typically, expenditures would be paid from the Supreme Court Automation Cash Fund, which has a declining balance that may not be sufficient to pay any additional obligations. Should cash funds no longer be available, costs for this expense would need to be appropriated from the General Fund.

The Nebraska Department of Correctional Services (NDCS) states that LB 818 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<sup>(1)</sup> 818

FISCAL NOTE

State Agency OR Political Subdivision  
Name: <sup>(2)</sup>

Nebraska Department of Correctional Services

Prepared by: <sup>(3)</sup> Lisa Stanton

Date Prepared: 01/12/2026  
<sup>(4)</sup>

Phone: <sup>(5)</sup> (402)479-5702

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:

LB818 changes provisions relating to penalties for domestic assault and assault by strangulation or suffocation. 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: 818	AM:	AGENCY/POLT. SUB: Nebraska Department of Correctional Services	
REVIEWED BY:	Ashley Dempsey	DATE: 1/16/26	PHONE: (402) 326-2182
COMMENTS: Concur with the Nebraska Department of Correctional Services' estimate of indeterminable fiscal impact as a result of LB 818.			

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

2026

LB<sup>(1)</sup> 818

FISCAL NOTE

State Agency OR Political Subdivision  
Name: <sup>(2)</sup>

05 Supreme Court

Prepared by: <sup>(3)</sup> Eric Asboe

Date Prepared: 1/15/2026

Phone: <sup>(5)</sup> 402-326-9215

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

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

Explanation of Estimate:

Implementation of LB818 would require a minor modification to JUSTICE, the Judicial Branch case management system, to interface with the Nebraska State Patrol. There is also a minimal fiscal impact to provide judicial and court staff education. Estimated one-time FY27 General Fund impact: \$10,000.

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.....				