

**§ 4-601. Medical parole, eligibility and conditions.**

- (A) A committed offender who is not under sentence of life imprisonment, and who because of an existing medical or physical condition is determined by the Department to be terminally ill or permanently incapacitated may be considered for medical parole by the Board. A committed offender may be eligible for medical parole in addition to any other parole. The Department shall identify committed offenders who may be eligible for medical parole based upon their medical records.
- (B) The Board shall decide to grant medical parole only after a review of the medical, institutional, and criminal records of the committed offender and such additional medical evidence from board-ordered examinations or investigations as the Board in its discretion determines to be necessary. The decision to grant medical parole and to establish conditions of release on medical parole in addition to the conditions stated in subsection (3C) of this section is within the sole discretion of the Board. Documented improvement in the offender's condition that is received by the Board prior to a scheduled medical parole hearing showing that the offender is no longer considered by the Department to be terminally ill or permanently incapacitated shall obviate the necessity for a medical parole hearing before the Board of Parole.
- (C) As conditions of release on medical parole, the Board shall require that the committed offender agree to placement for medical treatment and that he or she be placed for a definite or indefinite period of time in a hospital, a hospice, or another housing accommodation suitable to his or her medical condition, including, but not limited to, his or her family's home, as specified by the Board.
- (D) The parole term of a medical parolee shall be for the remainder of his or her sentence as reduced by any adjustment for good conduct pursuant to the Nebraska Treatment and Corrections Act.

STATUTORY REFERENCE: NEB. REV. STAT. § 83-1,110.03

History: Adopted September 22, 2016  
Amended October 23, 2018