



Good Life. Great Mission.

DEPT OF CORRECTIONAL SERVICES

POLICY

RESTORATION OF GOOD TIME

EFFECTIVE DATE

December 31, 2025

NUMBER

117.02

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STATEMENT OF AVAILABILITY

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SUMMARY OF REVISION/REVIEW

PURPOSE – Language update. PROCESS – I.B.2. – Language updated. I.B.3. – New section.

I.B.4. – New section. I.B.5. – New section. I.C. – New section. I.D. - New section.

II. EVALUATION AND MONITORING OF THE GOOD TIME RESTORATION PROCESS – New section.

APPROVED:

Rob Jeffreys

Rob Jeffreys (Nov 24, 2025 15:31:42 CST)

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PURPOSE

To provide the Nebraska Department of Correctional Services (NDCS) policy regarding the restoration of good time forfeited as a disciplinary sanction for incarcerated individual behavior in violation of the code of offenses.

Incarcerated individuals sentenced to NDCS custody may be restored good time which has been forfeited as a result of prior disciplinary action imposed by NDCS if they meet established eligibility requirements and demonstrate positive contributions to their community. When evaluating positive contributions within the facility, approving authorities may consider factors such as appropriate interactions with peers, community partners, and NDCS team members; active participation in prosocial activities including programming and educational opportunities; involvement in peer facilitation or club activities; and other behaviors that reflect a commitment to personal growth and the social, mental, and physical well-being of themselves and others.

Nothing in this policy shall make it mandatory for a warden or the director to restore forfeited good time to an incarcerated individual, nor shall it prohibit the director from taking other actions outside this policy, when deemed necessary.

PROCESS

I. ELIGIBILITY CRITERIA FOR GOOD TIME RESTORATION

A. Criteria established to determine an incarcerated individual's eligibility for good time restoration considers two primary factors:

1. The classification of rule violations (Class I, II or III) as defined in Title 68 Nebraska Administrative Code, Chapter 5.
2. The type of disciplinary committee (ICC: Institutional Disciplinary Committee or UCC: Unit Disciplinary Committee) as defined in Title 68 Nebraska Administrative Code, Chapter 6.

Incarcerated individuals returned to a NDCS facility as a result of a parole or probation violation will not be eligible for restoration of good time for a period of 90 days following the date received by NDCS.

B. The following minimum criteria shall be followed in determining an incarcerated individual's eligibility for consideration of restoration of previously forfeited good time:

1. Must be free of any Class I offense for the immediate past year, free of all IDC misconduct reports for the immediate past six months, and no more than two UDC misconduct reports for the immediate past six months.

These time frames are to be considered from the date of the last applicable misconduct report. In the event an incarcerated individual was not in the custody of NDCS after a misconduct report had been written (i.e., on escape/abscond, under another jurisdiction), these time frames will commence on the date the incarcerated individual is back in NDCS' custody.



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2. Tentative Release Date (TRD), with consideration of any good time requested, must be greater than four months from the date of the request. Exceptions may be recommended by the warden for disposition by the director/designee.
3. Must not currently be assigned to longer term restrictive housing (LTRH) or have been on LTRH status within most recent 90 days.
4. Must accept clinical treatment recommendations and participate when offered (as applicable).
5. Individuals currently assigned to longer term restrictive housing (LTRH) shall not be eligible for restoration of good time.

C. Request for Restoration of Good Time

1. Once an incarcerated individual meets eligibility criteria, a designated NDCS team member shall initiate the request for restoration of good time in NICAMS and route to the appropriate Unit Classification Committee.
2. Approval or denial of the request shall be completed by the warden within 20 calendar days from the date of initiation.
3. Following approval of a good time restoration request provided eligibility criteria continue to be met, and additional restorable good time is available, a designated NDCS team member shall initiate a new restoration request every 30 days from the original eligibility date. This process shall continue until the individual no longer meets eligibility criteria or no restorable good time remains.
4. If a good time restoration request is denied and eligibility is maintained, an additional request for good time restoration shall not be submitted for a period of 90 days.
5. The warden may approve up to 30 days of good time restoration. Any restoration greater than 30 days must be forwarded to the director/designee for approval.
6. Following five consecutive 30-day restorations with maintained eligibility, the incarcerated individual becomes eligible for 60-day restorations. After three consecutive 60-day restorations with maintained eligibility, the individual becomes eligible for 90-day restorations. Nothing in this section prohibits a facility warden from recommended restorations greater than 90 days to the director/designee.
7. If at any time an individual fails to meet the eligibility criteria, the restoration process shall revert to five consecutive 30-day restorations before eligibility for 60-day restorations resumes.

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D. **Appealing the Decision**

1. Incarcerated individuals may appeal the decision of the facility warden within 15 calendar days after receipt of a good time restoration decision. Appeals will be submitted in writing to an individual's assigned unit team. Within 10 working days after receiving the written notice of appeal the case manager shall send the appeal to the assistant deputy director-classification for processing.
2. There shall be only one appeal permitted for each decision made by the facility warden.
3. Decisions made by the director/designee are final and cannot be further administratively appealed.

II. **EVALUATION AND MONITORING OF THE GOOD TIME RESTORATION PROCESS**

A. Using the Nebraska Inmate Case Management System (NICaMS), the assistant deputy director-classification shall establish procedures to monitor, evaluate, and collect data on the good time restoration process. This data will be used to assess the effectiveness of current practices, inform future decisions, and support continuous improvement efforts, while ensuring that all good time restoration requests are completed in a timely manner and in full compliance with policy.

III. **DOCUMENTATION**

A. When a good time restoration request is denied, the incarcerated individual will be notified, and the completed form will be placed in the individual's file.

B. When good time is restored, the individual's tentative release date and parole eligibility date will be changed accordingly. The change(s) will be documented in the incarcerated individual file and the individual will be given written notice of the new date(s).

REFERENCE

I. **STATUTORY REFERENCE AND OTHER AUTHORITY**

- A. Neb. Rev. Stat. §83-1,107
- B. Nebraska Administrative Code Title 68, Chapter 5, *Code of Offenses*
- C. Nebraska Administrative Code Title 68, Chapter 6, *Inmate Disciplinary Procedures*

II. **NDCS POLICIES – None noted**

III. **ATTACHMENTS - None noted**

IV. **AMERICAN CORRECTIONAL ASSOCIATION (ACA) – None noted**