

NASB LEGISLATIVE NOTES

TRACKING THE 2023 LEGISLATURE FROM THE NEBRASKA ASSOCIATION OF SCHOOL BOARDS



1,960,000 Nebraskans 324,000 Students 1,700 Locally Elected School Board Members 260 Member Districts/ESUs ONE NEBRASKA

108th Legislature, 1st Session - May 22, 2023 - Day 82 of 90

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LAWMAKING IN NEBRASKA

INTRODUCTION ... COMMITTEE ...
GENERAL FILE ... SELECT FILE ...
FINAL READING ... GOVERNOR

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YOUR NASB LEGISLATIVE TEAM
COLBY COASH, JOHN SPATZ,
MATT BELKA & LINDSEY WOOTON

DAY 82 OF 90 ...

In the May 2nd edition of *NASB's Legislative Notes*, we broke down this year's Education Committee's "Christmas Tree" and its 17 "ornaments", among other key items. Since then, the bill has been placed on Final Reading with four more ornaments added through additional rounds of debate.

The "Tree" is still **LB 705** (Murman) - *Change provisions for the distribution of lottery funds used for education, transfer powers and duties, create new acts and funds, and change education provisions.* The four additional bills that have made their way onto the tree are:

LB 201 (Vargas) - Provide a HS graduation requirement relating to federal student aid.

LB 585 (Hughes) - Change a duty of the state school security director and require behavioral and mental health training for certain school personnel.

LB 774 (Vargas) - Change provisions relating to the Student Discipline Act.

LB 805 (von Gillern) - Require schools to allow certain youth organizations to provide information, services, and activities. We have secured an amendment that limits presentations to non-instructional time.

It should be noted **LB 800** (Change provisions relating to the Superintendent Pay Transparency Act and provide a limit for superintendent and ESU administrator compensation) was **NOT** added, although there was a lot of discussion that it was going to be a part of the tree. The topic has now been introduced as an interim study (LR 152 from Sen. Hughes).

Again, there are bills NASB both supports and opposes within this package. We've continued to work on improving those bills we oppose and supporting others.

LB 153

LB 201*

LB 372

LB 385

LB 414

LB 516

LB 520

LB 585*

LB 603

LB 632

LB 647

LB 708

LB 724

LB 774*

LB 762

LB 787

LB 805*

***NEW**



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OTHER BILLS & ITEMS ...

We are also paying close attention to the Budget and the Governor's Finance Package of Bills (LB 243, LB 583, & LB 818), as well as LB 727 (Revenue Committee's Christmas Tree), LB 753 (Opportunity Scholarships), upcoming Interim Hearings, and more.

Governor's Finance Package of Bills (LB 243, LB 583, & LB 818). The \$1 Billion dollars allocated for the Education Future Fund was included in this package, which was presented to the Governor on May 18th.

LB 727 (Linehan) - Change provisions relating to the sales and use tax exemption on purchases by the state and other public entities. Changes to the provisions in the "post card bill" were included in this bill to include the removal of bonds from the calculation, in addition to requiring an elected official to attend the joint meeting.


 **LB 610**, (CTE Funding of \$5.3 million) is now in **LB 814** (mainline budget bill, presented to the Governor on May 18).

 **LB 753 (Linehan at the request of the Governor) - Adopt the Opportunity Scholarships Act and provide tax credits.** This bill has one more round of debate.

NOTABLE BILLS THAT DID NOT MAKE IT THROUGH THIS YEAR ...

Most of the below are upcoming Interim Hearings. See page 3.

PARENTS RIGHTS BILLS

 **LB 71 (Sanders) - Change provisions relating to parental involvement in and access to learning materials in schools.** Prioritized, but not included in the Education Committee Tree.


 **LB 374 (Murman) - Adopt the Parents' Bill of Rights and Academic Transparency Act.**

TORT CLAIMS BILLS STILL IN COMMITTEE

 **LB 325 (Dungan) - Change immunity for intentional torts under the Political Subdivisions Tort Claims Act and the State Tort Claims Act.**

 **LB 341 (Halloran) - Adopt the State and Political Subdivisions Child Sexual Abuse Liability Act and exempt actions from the State Tort Claims Act and Political Subdivisions Tort Claims Act.**

 **LB 178 (Erdman) - Require display of the national motto in schools.** Senator Erdman unsuccessfully tried to attach this bill LB 705, the Education Committee Tree

 **LB 299 (Linehan) - Require approval by the voters of a school district or educational service unit for the issuance of certain bonds under the Interlocal Cooperation Act.** This bill remains on Select File, and may be debated next year. An interim study has been introduced on this topic.



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INTERIM STUDIES ...

The 17 interim studies listed below may be discussed during a hearing(s) this summer, and provide for an opportunity for NASB to weigh in. Most of these studies have been referenced to the Education Committee. Other studies may be handled by individual Senator offices. Look for additional information as the Legislature determines it's priorities for interim studies.

LR 125 (Conrad) - Review juvenile justice involvement for youth who are excessively absent or truant from school.

LR 129 (DeKay) - Examine the shortage of sports officials in Nebraska.

LR 144 (Erdman) - Examine the subject of school choice where all education funding is distributed on a per student basis and follows the student to the school of their choice.

LR 147 (Murman) - Parental involvement in public schools. (LBs 71 & 374)

LR 148 (Murman) - Examine the use of federal funds from the federal Elementary and Secondary School Emergency Relief Fund and the use of the Launch Nebraska Website.

LR 149 (Murman) - Social-emotional learning.

LR 152 (Hughes) - Examine all factors that may impact a school district's ability to attract and retain qualified superintendents and administrators.

LR 158 (McDonnell) - Carry out the provisions of section 13-2402, which requires the Nebraska Retirement Systems Committee to monitor underfunded defined benefit plans.

LR 166 (Walz) - Examine the impact of government-imposed mandates on school districts.

LR 192 (Linehan) - Examine the relationship between joint public agencies and public education matters. (LB 299)

LR 220 (Brewer) - Examine laws governing school security policy.

LR 228 (Brandt) - Examine issues raised in LB 320, 2023, relating to an evaluation of equalization aid to school districts.

LR 231 (Wayne) - Examine civil tort claims to determine the nondisclosure of third-party financing agreements, jury anchoring through basis suggestions to the jury, and the use of collateral compensation. (LBs 325 & 341)

LR 235 (Linehan) - Examine the delinquent tax sale and tax deed process for delinquent real property taxes.

LR 240 (Murman) - Examine the impact of consolidation of educational service units.

LR 246 (Linehan) - Research the Metropolitan Omaha Educational Consortium.

LR 247 (J. Cavanaugh) - Examine issues raised in LB 133, 2023, relating to laws regarding the use of eminent domain by state agencies, boards, commissions, and other political subdivisions.

LR 251 (Dover) - Explore the development of registered apprenticeship program sponsors within Nebraska's education system for early childhood care and education.

NASB CALL FOR LEGISLATIVE PROPOSALS - DUE JULY 1
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