

LEGISLATIVE BILL 659

Approved by the Governor May 19, 1971

Introduced by Terry Carpenter, 48th District

AN ACT to amend sections 79-4,118 and 79-4,119, Reissue Revised Statutes of Nebraska, 1943, and section 79-1338, Revised Statutes Supplement, 1969, relating to schools; to provide for purchase and loan of textbooks by school districts to children enrolled in private schools; and to repeal the original sections. Be it enacted by the people of the State of Nebraska,

Section 1. It is declared to be the policy of this state that the fullest development of the mental resources and skills of young people is required for the security and welfare of the state and nation; that this development calls for more adequate educational opportunities and increased efforts to educate more of the talent of our nation and requires the correction of imbalances in our educational programs; that the state and local communities should retain primary responsibility for public education; that the public welfare and safety of the state require that the state and local communities give assistance to educational programs which are important to the national defense and the general welfare of the state.

Sec. 2. That section 79-4,118, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-4,118. ~~School-boards-and--boards~~ Boards of education of all classes shall purchase all textbooks, equipment, and supplies necessary for the schools of such district.

Boards of education shall have the power and duty to purchase and to loan textbooks to all children who are enrolled in grades kindergarten to twelve of a public school and, upon individual request, to children who are enrolled in grades seven to twelve of a private school which is approved for continued legal operation under rules and regulations established by the State Board of Education pursuant to subdivision (c) of subsection (5) of section 79-328. Textbooks loaned to children enrolled in grades seven to twelve of such private schools shall be textbooks which are designated for use in the public schools of the school district.

Such textbooks are to be loaned free to such children subject to such rules and regulations as are or may be prescribed by such boards of education.

Sec. 3. That section 79-4,119, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-4,119. For the purpose of paying for school books, equipment, and supplies, the school district officers may draw an order on the district treasurer for the amount of school books, equipment, and supplies ordered.

Each school district, in addition to the financial support received under the provisions of section 79-1334, shall receive from the School Foundation and Equalization Fund an amount equal to the cost of textbooks purchased and loaned by the district, but in no case shall the district receive for this purpose in excess of an average of fifteen dollars per pupil enrolled in grades seven to twelve in the public and private schools located in such district for each of the school years 1971-1972, 1972-1973 and 1973-1974, and in excess of an average of ten dollars per pupil enrolled in grades seven to twelve for each subsequent school year.

Sec. 4. That section 79-1338, Revised Statutes Supplement, 1969, be amended to read as follows:

79-1338. From the sum calculated pursuant to section 79-1336, each district shall subtract operating funds obtained from (1) the State of Nebraska under section 79-1334, (2) the qualifying levy prescribed in section 79-1335; Provided, operating funds received from that portion of the local tax levy which exceeds the minimum prescribed in section 79-1335 shall be excluded from this computation, (3) tuition, (4) fines, (5) license fees, (6) transportation reimbursements, (7) the Insurance Tax Fund, and (8) funds received under the provisions of Chapter 79, article 13, and (9) funds received under the provisions of section 79-4,119.

Sec. 5. That original sections 79-4,118 and 79-4,119, Reissue Revised Statutes of Nebraska, 1943, and section 79-1338, Revised Statutes Supplement, 1969, are repealed.