

LEGISLATIVE BILL 449

Approved by the Governor May 15, 1975

Introduced by Education Committee, F. Lewis, 45, Chmn.; Fitzgerald, 14; Kremer, 34; George, 16; Rumery, 42; Burrows, 30; Koch, 12

AN ACT to amend sections 79-4,147.01, 79-4,147.02, 79-4,147.03, and 79-4,147.04, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to revise language referring to high school equivalency; to repeal the original sections, and also section 80-401.05, Reissue Revised Statutes of Nebraska, 1943, and section 79-4,147, Revised Statutes Supplement, 1974; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 79-4,147.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-4,147.01. The Commissioner of Education shall have authority to issue a certificate diploma of high school equivalency conveying all the significance and privilege of a regular high school diploma to any person who is not a high school graduate if:

(1) He is and has been a resident of Nebraska for at least thirty days immediately preceding his application or his final period of high school attendance during which credit was earned toward graduation was in a Nebraska high school;

(2) On the basis of his achievements in approved tests, and other criteria deemed pertinent by the Commissioner of Education, there is reasonable certainty that he has attained the educational development and abilities of the typical high school graduate; and

(3) He has attained his eighteenth birthday, and is unable to secure a diploma from the high school he last attended; and or the class in which he was enrolled at the time of his withdrawal from school has been graduated for at least one year.

Sec. 2. That section 79-4,147.02, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-4,147.02. The application for a certificate diploma of high school equivalency shall be submitted on a form to be furnished by the Commissioner of Education and shall be accompanied by a fee of five dollars which will not be refundable under any circumstances. A fee of two dollars shall be charged for the issuance of a duplicate certificate diploma of high school equivalency. All fees collected for the issuance or reissuance of such a certificate diploma shall be transmitted to the State Treasurer and by him deposited in the state treasury to the credit of the General Fund.

Sec. 3. That section 79-4,147.03, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-4,147.03. The State Board of Education is hereby authorized to adopt reasonable rules and regulations for the administration of the provisions of sections 79-4,147.01 to 79-4,147.03, and the decision of the State Board of Education with reference to the eligibility of an applicant for a certificate diploma of high school equivalency shall be final.

Sec. 4. That section 79-4,147.04, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-4,147.04. Certificates Diplomas of high school equivalency issued pursuant to section 79-4,147.01 ~~or section 80-401.05~~ shall be accepted by the University of Nebraska, the technical community colleges, and the state colleges for enrollment purposes.

Sec. 5. That original sections 79-4,147.01, 79-4,147.02, 79-4,147.03, and 79-4,147.04, Reissue Revised Statutes of Nebraska, 1943, and also section 80-401.05, Reissue Revised Statutes of Nebraska, 1943, and section 79-4,147, Revised Statutes Supplement, 1974, are repealed.

Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.