

## LEGISLATIVE BILL 493

Approved by the Governor April 14, 1975

Introduced by Rumery, 42

AN ACT to amend section 79-602, Reissue Revised Statutes of Nebraska, 1943, and section 79-1254.02, Revised Statutes Supplement, 1974, as amended by section 2, Legislative Bill 82, Eighty-fourth Legislature, First Session, 1975, relating to schools; to change provisions for the attendance reports for school districts of the first class; to provide an exception; to repeal the original sections; and to declare an emergency.  
Be it enacted by the people of the State of Nebraska,

Section 1. That section 79-602, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-602. Every teacher in a district of the first class shall make a ~~report, return,~~ at the end of each ~~six-week~~ nine-week period, to the secretary of the district of the number of pupils attending his school, the names and ages of each, the days attended, and the studies pursued. No teacher will be entitled to receive pay in full for a term's service until the term summary is properly filled out and approved by the secretary.

Sec. 2. That section 79-1254.02, Revised Statutes Supplement, 1974, as amended by section 2, Legislative Bill 82, Eighty-fourth Legislature, First Session, 1975, be amended to read as follows:

79-1254.02. The contracts of the teaching staff employed by the governing board of any state technical community college, educational service unit, or any educational program administered by the State Department of Education, the Department of Public Institutions, or any political subdivision of the state, except a Class I, II, III, or VI school district, shall require the sanction of a majority of the members of such governing board. Each such contract shall be deemed renewed and in force and effect until a majority of the board votes, sixty days before the close of the contract period, to amend or terminate the contract for just cause. The secretary of the board shall notify each teacher in writing at least ninety days before the close of the contract period of any conditions of unsatisfactory performance or a reduction in teaching staff that the

board considers may be just cause to either amend or terminate the contract for the ensuing year. Any teacher so notified shall have the right to file within five days of receipt of such notice a written request with the board for a hearing before the board. Upon receipt of such request, the board shall order the hearing to be held within ten days, and shall give written notice of the time and place of the hearing to the teacher. At the hearing, evidence shall be presented in support of the reasons given for considering amendment or termination of the contract, and the teacher shall be permitted to produce evidence related thereto. The board shall render the decision to amend or terminate a contract based on the evidence produced at the hearing.

Sec. 3. That original section 79-602, Reissue Revised Statutes of Nebraska, 1943, and section 79-1254.02, Revised Statutes Supplement, 1974, as amended by section 2, Legislative Bill 82, Eighty-fourth Legislature, First Session, 1975, are repealed.

Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.