

LEGISLATIVE BILL 159

Approved by the Governor February 14, 1995

Introduced by Hartnett, 45; Bernard-Stevens, 42; Bromm, 23; Crosby, 29;
Hall, 7; Lindsay, 9; Lynch, 13; Preister, 5; Will, 8; Withem, 14

AN ACT relating to schools; to amend section 79-4,118, Reissue Revised Statutes of Nebraska; to change provisions relating to loaning textbooks; and to repeal the original section.
Be it enacted by the people of the State of Nebraska,

Section 1. Section 79-4,118, Reissue Revised Statutes of Nebraska, is amended to read:

79-4,118. (1) School boards and boards of education of all classes shall purchase all textbooks, equipment, and supplies necessary for the schools of such district. The duty to make such purchases may be delegated to employees of the school district.

(2) Boards of education shall have the power and duty to purchase and to loan textbooks to all children who are enrolled in kindergarten to grade twelve of a public school and, upon individual request, to children who are enrolled in kindergarten to grade 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 (5)(c) of section 79-328. The Legislature may appropriate funds to carry out the provisions of this subsection. A school district shall not be obligated to spend any money for the purchase and loan of textbooks to children enrolled in private schools other than funds specifically appropriated by the Legislature to be distributed by the State Department of Education for the purpose of purchasing and loaning textbooks as provided in this subsection. Textbooks loaned to children enrolled in kindergarten to grade twelve of such private schools shall be textbooks which are designated for use in the public schools of the school district in which the child resides or the school district in which the private school the child attends is located. 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. The State Department of Education shall adopt and promulgate rules and regulations to carry out the provisions of this section. The rules and regulations shall include provisions for the distribution of funds appropriated for textbooks. The rules and regulations shall include a deadline for applications from school districts for distribution of funds. If funds are not appropriated to cover the entire cost of applications, a pro rata reduction shall be made.

Sec. 2. Original section 79-4,118, Reissue Revised Statutes of Nebraska, is repealed.