

AMENDMENTS TO LB 474

Introduced by Chambers, 11.

1 1. Strike the original sections and all amendments
2 thereto and insert the following new sections:

3 Section 1. Any sustained disciplinary action which
4 involves a specific act, event, occurrence, agency policy, rule,
5 or state law pertaining to verbal, physical, or sexual abuse by:
6 A town marshal; a chief of police or a local police officer; a
7 sheriff or a deputy sheriff; a deputy state sheriff; a special
8 deputy sheriff; the Superintendent of Law Enforcement and Public
9 Safety; an officer of the Nebraska State Patrol; a carrier
10 enforcement officer; a game and Parks Commission conservation
11 officer; or any other person with similar authority to make arrests
12 under authority granted by this state or by any of its political
13 subdivisions, shall be considered a public record.

14 Sec. 2. Section 79-8,109, Reissue Revised Statutes of
15 Nebraska, is amended to read:

16 79-8,109 (1) Any teacher, administrator, or full-time
17 employee of any public school district shall, upon his or her
18 request, have access to his or her personnel file maintained by the
19 district and shall have the right to attach a written response to
20 any item in such file. Such teacher, administrator, or employee may
21 in writing authorize any other person to have access to such file,
22 which authorization shall be honored by the district. Such access
23 and right to attach a written response shall not be granted with

1 respect to any letters of recommendation solicited by the employer
2 which appear in the personnel file.

3 (2) Except as set forth in this subsection, no
4 other person except school officials while engaged in their
5 professional duties shall be granted access to such a teacher's,
6 administrator's, or full-time employee's personnel file, and the
7 contents thereof shall not be divulged in any manner to any
8 unauthorized person. This subsection shall not apply to specific
9 documents in the personnel file which record disciplinary action
10 taken by the employing district's administration involving a
11 teacher, administrator, or full-time employee which involves any
12 specific event, occurrence, or act which was deemed to be in
13 violation of or contrary to school district policy, rule, or state
14 law.

15 Sec. 3. Original section 79-8,109, Reissue Revised
16 Statutes of Nebraska, is repealed.