

ONE HUNDRED FIRST LEGISLATURE - FIRST SESSION - 2009
COMMITTEE STATEMENT
LB461

Hearing Date: Tuesday March 10, 2009
Committee On: Education
Introducer: Adams
One Liner: Change provisions relating to the Commissioner of Education and the State Board of Education

Roll Call Vote - Final Committee Action:
Indefinitely postponed

Vote Results:

Aye:	5	Senators Adams, Avery, Giese, Howard, Sullivan
Nay:		
Absent:	3	Senators Ashford, Cornett, Haar
Present Not Voting:		

Proponents:

Senator Greg Adams
Bob Evnen
John Bonaiuto

Representing:

Introducer
State Board of Education
Nebraska Association of School Boards

Opponents:

Representing:

Neutral:

Jay Sears

Representing:

Nebraska State Education Association

Summary of purpose and/or changes:

Legislative Bill 461 would amend duties of the Commissioner of Education and the State Board of Education. The provisions of LB 461 were amended into LB 549, which was enacted into law.

Section 79-305 would be amended to strike the duty of the Commissioner of Education to "decide disputed points of school law, which decisions shall have the force of law until changed by the courts."

Section 79-306 would be amended by inserting new language to provide the Commissioner with the authority to "faithfully execute the policies and directives of the State Board of Education."

Section 79-310 would be amended to specify that the Commissioner of Education shall not be a member of the State Board.

Section 79-313 would be amended to strike language prohibiting an individual from serving on the State Board of Education if he or she is a candidate for state office.

Section 79-317 would be amended to eliminate the requirement that the State Board meet during the first full week of June and December each year, and to require that all meetings of the State Board be called in accordance with the Open Meetings Act.

Greg Adams, Chairperson