

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 641

Introduced by Day, 49; Blood, 3; Cavanaugh, J., 9; Vargas, 7.

Read first time January 20, 2021

Committee: Education

- 1 A BILL FOR AN ACT relating to schools; to amend section 79-8,106, Revised
- 2 Statutes Cumulative Supplement, 2020; to change provisions regarding
- 3 salaries during an epidemic; and to repeal the original section.
- 4 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 79-8,106, Revised Statutes Cumulative Supplement,
2 2020, is amended to read:

3 79-8,106 (1) In case of epidemic sickness prevailing to such an
4 extent that the school or schools in any school district shall be closed,
5 teachers and education support professionals shall be paid their usual
6 salaries in full for such time as the school or schools shall be closed.

7 (2) If an employee of a school district is physically injured by
8 another individual who intentionally, knowingly, or recklessly causes
9 bodily injury to such employee and such injury occurs within the
10 employee's scope of employment in a manner that would be covered by the
11 Nebraska Workers' Compensation Act, the employee shall receive injury
12 leave and be paid their usual salary in full for such time as the
13 employee is absent and unable to work as a result of such injury not to
14 exceed seven calendar days. Thereafter, the employee shall use workers'
15 compensation benefits as necessary and available in accordance with the
16 Nebraska Workers' Compensation Act, except that no additional
17 compensation shall be paid to an employee for any day for which such
18 employee has already been paid for injury leave pursuant to this section.

19 (3) Injury leave pursuant to this section shall not count against
20 any other leave the employee accrues as a result of working for such
21 school district. A school district may require confirmation from a
22 physician regarding the causation and the period of time for which an
23 employee is unable to work in determining the applicability of injury
24 leave, and such school district may withhold injury leave until such
25 confirmation is provided.

26 Sec. 2. Original section 79-8,106, Revised Statutes Cumulative
27 Supplement, 2020, is repealed.