

LEGISLATIVE BILL 1268

Approved by the Governor March 6, 1972

Introduced by Ernest Chambers, 11th District

AN ACT to amend sections 79-439, 79-805, and 79-1003.01, Reissue Revised Statutes of Nebraska, 1943, and section 79-906, Revised Statutes Supplement, 1971, relating to schools; to provide that all meetings of school boards and boards of education shall be open to the public; 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 79-439, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-439. In all meetings of any school board, or board of education, a majority of the members shall constitute a quorum for the transaction of business. Regular meetings shall be held on the first Monday of every month. All meetings of the board shall be subject to the provisions of sections 84-1401 to 84-1405. Special meetings may be called by the president or any two members, but all members shall have notice of the time and place of meeting; Provided, the provisions of sections 79-439 to 79-444 shall not apply to Class V districts.

Sec. 2. That section 79-805, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-805. The regular meetings of the board of education of a Class III school district shall be held on or before the second Monday of each month; but special meetings may be held ~~from-time-to-time~~, as circumstances may demand, and all meetings of the board shall be open to the public, ~~unless otherwise specially--ordered~~. It shall be the duty of the secretary of such board of education, within ten days after any regular or special meeting thereof to publish one time in a legal newspaper published in or of general circulation in such city or village a list of the claims arising on contract or tort, allowed thereat, setting forth the name of the claimant, the amount, and nature of the claim allowed consisting of not more than ten words in stating the nature of such claim. The secretary of the board of education shall

likewise cause to be published a concise summary of all other proceedings of such meetings; Provided, publication of such claims or proceedings in a legal newspaper shall not be required unless the same can be done at an expense not exceeding the rates provided by law for the publication of proceedings of county boards.

Sec. 3. That section 79-906, Revised Statutes Supplement, 1971, be amended to read as follows:

79-906. The board of education of a Class IV district shall hold two or more regular meetings each month, the time of which shall be fixed by the by-laws adopted by such board. Special meetings may be held as circumstances may demand. All meetings shall be open to the public, ~~unless otherwise especially ordered.~~

Sec. 4. That section 79-1003.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1003.01. The regular meetings of the board of education shall be held on the first and third Monday of each month, but special meetings may be held ~~from time to time~~, as circumstances may demand, at the call of the president of the board or on petition of a majority of the members thereof. All meetings of the board shall be ~~open to the public--unless--otherwise--specially--ordered~~ subject to the provisions of sections 84-1401 to 84-1405.

Sec. 5. That original sections 79-439, 79-805, and 79-1003.01, Reissue Revised Statutes of Nebraska, 1943, and section 79-906, Revised Statutes Supplement, 1971, are repealed.

Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.