

LEGISLATIVE BILL 289

Approved by the Governor February 2, 1979

Introduced by Education Committee, Koch, 12, Chmn.;
Kahle, 37; Kremer, 34; Tickers, 38; Seutler,
28; Landis, 46; Lamb, 43

AN ACT to amend section 79-332, Reissue Revised Statutes of Nebraska, 1943, relating to the Commissioner of Education; to change provisions relating to the commissioner's office; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 79-332, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-332. The Commissioner of Education as the executive officer of the State Board of Education shall (1) have an office ~~at the State Capitol~~ in the city of Lincoln in which shall be housed the records of the State Board of Education and the State Department of Education, which records shall be subject at all times to examination by the Governor, the Auditor of Public Accounts, and committees of the Legislature; (2) keep the board currently informed and advised on the operation and status of all aspects of the educational program of the state under its jurisdiction; (3) prepare a budget for financing the activities of the board and the department, including the internal operation and maintenance of the department, and upon approval by the board administer the same in accordance with appropriations by the Legislature; (4) voucher the expenses of the department according to the rules and regulations prescribed by the board; (5) be responsible for promoting the efficiency, welfare, and improvement in the school system in the state, and to recommend to the board such policies, standards, rules, and regulations as may be necessary to attain these purposes; (6) promote educational improvement by (a) outlining and carrying out plans and conducting essential activities for the preparation of curriculum and other materials, (b) providing necessary supervisory and consultative services, (c) holding conferences of professional educators and other civic leaders, (d) conducting research, experimentation, and evaluation of school programs and activities, and in other ways assisting in the development of effective education in the state; (7) decide disputed points of school law, which decisions shall have the force of law until changed by the courts; (8) issue teachers' certificates according to the provisions of law and the

rules and regulations prescribed by the board; (9) attend or, in case of necessity, designate a representative to attend all meetings of the board except when the order of business of the board is the selection of a Commissioner of Education. None of the duties prescribed in this section or in section 79-333 shall prevent the commissioner from exercising such other duties as shall in his or her judgment and, with the approval of the board, be necessary to the proper and legal exercise of his or her obligations.

Sec. 2. That original section 79-332, Reissue Revised Statutes of Nebraska, 1943, is repealed.