

LEGISLATIVE BILL 206

Approved by the Governor March 10, 1997

Introduced by Bohlke, 33; Withem, 14

AN ACT relating to teachers' certificates; to amend section 79-810, Reissue Revised Statutes of Nebraska; to change provisions relating to fees; and to repeal the original section.

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

Section 1. Section 79-810, Reissue Revised Statutes of Nebraska, is amended to read:

79-810. (1) The certificates and permits provided for in section 79-808 shall be issued by the commissioner upon application on forms to be prescribed and provided by him or her and upon the payment by the applicant of a nonrefundable fee of ~~forty~~ ~~forty-five~~ dollars, except as provided in subsection (4) of this section, for each application for a certificate or permit. The board may waive the fee for the holder of any certificate issued in another state which is determined to have validity in this state based on provisions in agreements between the states which have been approved by the board.

(2) Each such certificate or permit issued by the commissioner shall indicate the grade levels, subjects, subject fields, or areas of specialization for which the holder was specifically prepared by a standard institution of higher education or authorized by the board to teach, counsel, supervise, and administer. During the term of any certificate or permit issued by the commissioner, additional endorsements may be made on the certificate or permit for a nonrefundable fee of thirty dollars. Such additional endorsements shall indicate only the grade levels, subjects, subject fields, or areas of specialization for which the holder was specifically prepared by a standard institution of higher education or authorized by the board pursuant to section 79-808.

(3) The Teachers' Certification Fund is created. Any fee received by the State Department of Education under this section shall be remitted to the State Treasurer for credit to the Teachers' Certification Fund. The fund shall be used by the department in paying the costs of certifying educators pursuant to sections 79-808 to 79-816, except that ~~ten~~ ~~fifteen~~ dollars of the ~~forty-dollar~~ ~~forty-five-dollar~~ fee specified in subsection (1) of this section shall be credited to the Professional Practices Commission Fund which is created for use by the department to pay for the provisions of sections 79-859 to 79-871. Money in the Teachers' Certification Fund shall not be used for any purpose other than the direct certification of educators and shall not be used for accreditation visits. Any money in the Teachers' Certification Fund or the Professional Practices Commission Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

(4) Since nonpublic schools and their teachers do not receive the benefits of sections 79-859 to 79-871, a special certificate or permit restricted to use in nonpublic schools only shall be issued upon payment of a nonrefundable fee of thirty dollars. Such certificate or permit shall have plainly stamped or otherwise written on its face the words nonpublic school only. Upon surrender of such a certificate or permit and the payment of the fee provided in subsection (1) of this section by the holder of the certificate or permit, a regular certificate or permit shall be issued. Such fee shall be remitted and credited as directed in subsection (3) of this section.

(5) Upon payment by the applicant of a nonrefundable fee of thirty dollars, a duplicate certificate or permit to which the holder is entitled may be issued by the commissioner.

Sec. 2. Original section 79-810, Reissue Revised Statutes of Nebraska, is repealed.