

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 539

Introduced by Chambers, 11.

Read first time January 23, 2013

Committee: Education

A BILL

1 FOR AN ACT relating to schools; to amend section 79-801, Reissue
2 Revised Statutes of Nebraska, and section 79-808, Revised
3 Statutes Cumulative Supplement, 2012; to prohibit the
4 requiring of teaching experience for superintendents; to
5 harmonize provisions; and to repeal the original
6 sections.

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

1 Section 1. No school board or board of education shall
2 require that any candidate for superintendent of schools have
3 teaching experience. Any rule or regulation adopted by the State
4 Board of Education purporting to authorize school boards or boards of
5 education to include such a requirement in any contract of employment
6 is null and void.

7 Sec. 2. Section 79-801, Reissue Revised Statutes of
8 Nebraska, is amended to read:

9 79-801 All persons holding the official title of (1)
10 superintendent of schools, (2) principal or supervisor of an
11 accredited school, or (3) supervisor of any special subjects or
12 subject in which such persons actually supervise the work of other
13 teachers in that subject or those subjects shall hold a Nebraska
14 certificate to administer. This section does not authorize the State
15 Board of Education to require teaching experience as a prerequisite
16 for issuance of a certificate to administer.

17 Sec. 3. Section 79-808, Revised Statutes Cumulative
18 Supplement, 2012, is amended to read:

19 79-808 (1) The board shall establish, adopt, and
20 promulgate appropriate rules, regulations, and procedures governing
21 the issuance, renewal, conversion, suspension, and revocation of
22 certificates and permits to teach, provide special services, and
23 administer based upon (a) earned college credit in humanities, social
24 and natural sciences, mathematics, or career and technical education,
25 (b) earned college credit, or its equivalent in professional

1 education, for particular teaching, special services, or
2 administrative assignments, (c) criminal history record information
3 if the applicant has not been a continuous Nebraska resident for five
4 years immediately preceding application for the first issuance of a
5 certificate, (d) human relations training, (e) successful teaching,
6 administration, or provision of special services, and (f) moral,
7 mental, and physical fitness for teaching, all in accordance with
8 sound educational practices. Such rules, regulations, and procedures
9 shall also provide for endorsement requirements to indicate areas of
10 specialization on such certificates and permits. This section does
11 not authorize the board to require teaching experience as a
12 prerequisite for issuance of a certificate to administer.

13 (2) The board may issue a temporary certificate, valid
14 for a period not to exceed two years, to any applicant for
15 certification who has not completed the human relations training
16 requirement.

17 (3) Members of any advisory committee established by the
18 board to assist the board in teacher education and certification
19 matters shall be reimbursed for their actual and necessary expenses
20 as provided in sections 81-1174 to 81-1177. Each school district
21 which has an employee who serves as a member of such committee and
22 which is required to hire a person to replace such member during the
23 member's attendance at meetings or activities of the committee or any
24 subcommittee thereof shall be reimbursed from the Certification Fund
25 for the expense it incurs from hiring a replacement. School districts

1 may excuse employees who serve on such advisory committees from
2 certain duties which conflict with any advisory committee duties.

3 Sec. 4. Original section 79-801, Reissue Revised Statutes
4 of Nebraska, and section 79-808, Revised Statutes Cumulative
5 Supplement, 2012, are repealed.