

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 555

Introduced by Nordquist, 7.

Read first time January 23, 2013

Committee: Health and Human Services

A BILL

- 1 FOR AN ACT relating to education; to adopt the Preparing Students for
- 2 Educational Success Act; and to declare an emergency.
- 3 Be it enacted by the people of the State of Nebraska,

1 Section 1. Sections 1 to 7 of this act shall be known and
2 may be cited as the Preparing Students for Educational Success Act.

3 Sec. 2. The Preparing Students for Educational Success
4 Fund is created. The fund shall be under the control of the Division
5 of Children and Family Services of the Department of Health and Human
6 Services and administered by the Director of Children and Family
7 Services of the Division of Children and Family Services of the
8 department or his or her designee. The fund shall consist of money
9 transferred pursuant to section 7 of this act and interest credited
10 to the fund pursuant to this section. Any money in the fund available
11 for investment shall be invested by the state investment officer
12 pursuant to the Nebraska Capital Expansion Act and the Nebraska State
13 Funds Investment Act. Interest shall be credited back to the
14 Preparing Students for Educational Success Fund to be used pursuant
15 to the Preparing Students for Educational Success Act.

16 Sec. 3. The Director of Children and Family Services of
17 the Division of Children and Family Services of the Department of
18 Health and Human Services or his or her designee shall award grants
19 from the Preparing Students for Educational Success Fund. The grants
20 shall be awarded to nonprofit organizations organized under section
21 501(c)(4) of the Internal Revenue Code which meet the following
22 criteria:

23 (1) The organization provides after-school programming
24 for students ages five through eighteen years in families eligible
25 for the federal Temporary Assistance for Needy Families program; and

1 (2) The organization provides evidence of increasing
2 student achievement by the students served by such after-school
3 programming.

4 The director shall provide for an application process for
5 such grants, including, but not limited to, creation and distribution
6 of application forms, application deadlines, a time line for
7 consideration of such applications and awarding of the grants, and
8 notification of successful and unsuccessful applicants.

9 Sec. 4. The Director of Children and Family Services of
10 the Division of Children and Family Services of the Department of
11 Health and Human Services or his or her designee shall distribute the
12 funds in the Preparing Students for Educational Success Fund in the
13 following manner:

14 (1) The director or his or her designee may withhold
15 twenty-five thousand dollars to administer the act; and

16 (2) The remaining amount shall be awarded as grants for
17 the following purposes:

18 (a) To assist with the establishment of new after-school
19 programs in geographic areas that serve a high concentration of
20 students who qualify as low-income children or free lunch and free
21 milk students as such terms are defined in section 79-1003 or who
22 qualify for free or reduced-price school lunch;

23 (b) To provide innovative after-school programs for
24 established programs which serve a high concentration of students who
25 qualify as low-income children or free lunch and free milk students

1 as such terms are defined in such section or who qualify for free or
2 reduced-price school lunch; and

3 (c) To provide additional academic programming for
4 students who qualify as low-income children or free lunch and free
5 milk students as such terms are defined in such section or who
6 qualify for free or reduced-price school lunch, which programming
7 extends the academic day by an additional two hours per day or more.

8 Sec. 5. In addition to the funds authorized for
9 distribution pursuant to subdivision (2) of section 4 of this act,
10 the amount of interest credited to the Preparing Students for
11 Educational Success Fund pursuant to section 2 of this act shall also
12 be awarded as grants pursuant to section 4 of this act.

13 Sec. 6. Any recipient of a grant pursuant to the
14 Preparing Students for Educational Success Act shall submit an annual
15 report to the Director of Children and Family Services of the
16 Division of Children and Family Services of the Department of Health
17 and Human Services and electronically to the Clerk of the
18 Legislature, detailing the use of the grant funds. Such reports shall
19 be made available for review by any member of the Legislature.

20 Sec. 7. The State Treasurer shall transfer \$750,000 from
21 available Temporary Assistance for Needy Families funds to the
22 Preparing Students for Educational Success Fund on July 1, 2013, and
23 \$750,000 from available Temporary Assistance for Needy Families funds
24 to the Preparing Students for Educational Success Fund on July 1,
25 2014.

1 Sec. 8. Since an emergency exists, this act takes effect
2 when passed and approved according to law.