

LEGISLATURE OF NEBRASKA
NINETY-SIXTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 378

Introduced by Dierks, 40; Hartnett, 45

Read first time January 13, 1999

Committee: Education

A BILL

1 FOR AN ACT relating to schools; to amend section 79-734, Reissue
2 Revised Statutes of Nebraska; to change provisions
3 relating to the textbook loan program; and to repeal the
4 original section.

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

1 Section 1. Section 79-734, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 79-734. (1) School boards and boards of education of all
4 classes of school districts shall purchase all textbooks,
5 equipment, and supplies necessary for the schools of such district.
6 The duty to make such purchases may be delegated to employees of
7 the school district.

8 (2) School boards and boards of education shall purchase
9 and loan textbooks to all children who are enrolled in kindergarten
10 to grade twelve of a public school and, upon individual request, to
11 children who are enrolled in kindergarten to grade twelve of a
12 private school which is approved for continued legal operation
13 under rules and regulations established by the State Board of
14 Education pursuant to subdivision (5)(c) of section 79-318. The
15 Legislature may appropriate funds to carry out the provisions of
16 this subsection. A school district is not obligated to spend any
17 money for the purchase and loan of textbooks to children enrolled
18 in private schools other than funds specifically appropriated by
19 the Legislature to be distributed by the State Department of
20 Education for the purpose of purchasing and loaning textbooks as
21 provided in this subsection. Textbooks loaned to children enrolled
22 in kindergarten to grade twelve of such private schools shall be
23 secular textbooks which are ~~designated~~ published for use in ~~the~~
24 public schools. ~~of the school district in which the child resides~~
25 ~~or the school district in which the private school the child~~
26 ~~attends is located.~~ Such textbooks shall be loaned free to such
27 children subject to such rules and regulations as are or may be
28 prescribed by such school boards or boards of education. The State

1 Department of Education shall adopt and promulgate rules and
2 regulations to carry out this section. The rules and regulations
3 shall include provisions for the distribution of funds appropriated
4 for textbooks. The rules and regulations shall include a deadline
5 for applications from school districts for distribution of funds.
6 If funds are not appropriated to cover the entire cost of
7 applications, a pro rata reduction shall be made.

8 Sec. 2. Original section 79-734, Reissue Revised
9 Statutes of Nebraska, is repealed.