

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIFTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 58

Introduced by Kintner, 2; Brasch, 16; Erdman, 47.

Read first time January 05, 2017

Committee: Education

- 1 A BILL FOR AN ACT relating to schools; to amend section 79-2,136, Reissue
- 2 Revised Statutes of Nebraska; to change provisions relating to
- 3 participation in school-sponsored extracurricular activities; and to
- 4 repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 79-2,136, Reissue Revised Statutes of Nebraska,
2 is amended to read:

3 79-2,136 (1) Each school board shall allow the part-time enrollment
4 of students who are residents of the school district pursuant to
5 subsections (1) and (2) of section 79-215 and who are also enrolled in a
6 private, denominational, or parochial school or in a school which elects
7 pursuant to section 79-1601 not to meet accreditation or approval
8 requirements and shall establish policies and procedures for such part-
9 time enrollment. Such policies and procedures may include provisions
10 permitting the part-time enrollment of such students who are not
11 residents of such school districts and may require part-time students to
12 follow school policies that apply to other students at any time the part-
13 time student is present on school grounds or at a school-sponsored
14 activity or athletic event. Part-time enrollment shall not entitle a
15 student to transportation or transportation reimbursements pursuant to
16 section 79-611. Nothing in this subsection ~~section~~ shall be construed to
17 exempt any student from the compulsory attendance provisions of sections
18 79-201 to 79-210 ~~79-207~~.

19 (2) Any student who withdraws from a public school to enroll in a
20 school which elects pursuant to section 79-1601 not to meet accreditation
21 or approval requirements shall not participate in an extracurricular
22 activity in any public school district pursuant to subsection (3) of this
23 section for three hundred sixty-five days after the date such student
24 withdraws from the public school.

25 (3) Subject to subsection (2) of this section, each school board
26 shall establish policies and procedures to allow the participation of any
27 student from a school which elects pursuant to section 79-1601 not to
28 meet accreditation or approval requirements described in subsection (1)
29 of this section in any extracurricular activities as defined in section
30 79-2,126 to the same extent and subject to the same requirements,
31 conditions, and procedures as students enrolled in the public school

1 governed by such board. Such policies and procedures may require such
2 students participating in extracurricular activities pursuant to this
3 section to be continuously enrolled in no more than one course per
4 semester offered for credit by such school and may require them to follow
5 school policies that apply to other students when present on school
6 grounds or at a school-sponsored activity or athletic event.
7 Participation in such extracurricular activities pursuant to this section
8 shall not entitle a student to transportation, except to and from
9 practices and events to the same extent as public school students
10 participating in such activities, or transportation reimbursement
11 pursuant to section 79-611. Nothing in this subsection shall be construed
12 to exempt any student from the compulsory attendance provisions of
13 sections 79-201 to 79-210.

14 Sec. 2. Original section 79-2,136, Reissue Revised Statutes of
15 Nebraska, is repealed.