

LEGISLATURE OF NEBRASKA  
ONE HUNDREDTH LEGISLATURE  
SECOND SESSION  
**LEGISLATIVE BILL 978**

Introduced by Gay, 14.

Read first time January 15, 2008

Committee: Education

A BILL

1 FOR AN ACT relating to schools and school districts; to amend  
2 section 79-4,119, Revised Statutes Cumulative Supplement,  
3 2006, and section 79-407, Revised Statutes Supplement,  
4 2007; to change provisions relating to boundary changes;  
5 and to repeal the original sections.  
6 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 79-407, Revised Statutes Supplement,  
2 2007, is amended to read:

3           79-407 The territory within the corporate limits of  
4 each incorporated city or village in the State of Nebraska, ~~that~~  
5 ~~is not in part within the boundaries of a learning community,~~  
6 together with such additional territory and additions to such city  
7 or village as may be added thereto, as declared by ordinances  
8 to be boundaries of such city or village, having a population  
9 of more than one thousand and less than one hundred fifty  
10 thousand inhabitants, including such adjacent territory as now  
11 is or hereafter may be attached for school purposes, shall  
12 constitute a Class III school district, except that ~~nothing in~~  
13 ~~this section shall be construed to change the boundaries of any~~  
14 ~~school district that is a member of a learning community. no~~  
15 ~~boundary change of more than five hundred acres in any year or~~  
16 ~~of more than one thousand five hundred acres within any period of~~  
17 ~~three consecutive years shall be permitted within the boundaries of~~  
18 ~~a learning community except as provided in the Learning Community~~  
19 ~~Reorganization Act.~~ The school district shall be a body corporate  
20 and possess all the usual powers of a corporation for public  
21 purposes and may sue and be sued, purchase, hold, and sell such  
22 personal and real property, and control such obligations as are  
23 authorized by law. ~~Nothing in this section shall be construed to~~  
24 ~~change the boundaries of any school district that is a member~~  
25 ~~of a learning community or to negate any verbal or written~~

1 boundary agreement between school districts entered into before the  
2 effective date of this act.

3           Sec. 2. Section 79-4,119, Revised Statutes Cumulative  
4 Supplement, 2006, is amended to read:

5           79-4,119 Any reorganization of school districts that  
6 affects a school district that is a member of a learning community,  
7 except dissolutions pursuant to section 79-470, 79-498, 79-499, or  
8 79-598 and except transfers pursuant to section 79-473 of less  
9 than five hundred acres in any year or less than one thousand  
10 five hundred acres within any period of three consecutive years,  
11 shall only be accomplished pursuant to the Learning Community  
12 Reorganization Act, based on a plan submitted to the state  
13 committee by the learning community coordinating council.

14           Sec. 3. Original section 79-4,119, Revised Statutes  
15 Cumulative Supplement, 2006, and section 79-407, Revised Statutes  
16 Supplement, 2007, are repealed.