

AMENDMENTS TO LB 545

Introduced by Council, 11.

1           1. Insert the following new section:

2           Sec. 12. Section 79-1007.21, Reissue Revised Statutes of  
3 Nebraska, is amended to read:

4           79-1007.21 (1) For school fiscal year 2009-10 and each  
5 school fiscal year thereafter, school districts may apply to  
6 the department for a two-year new school adjustment, on a form  
7 prescribed by the department, on or before October 10 of the  
8 school fiscal year immediately preceding the school fiscal year  
9 for which the first-year new school adjustment would be included  
10 in the calculation of state aid. Such form shall require evidence  
11 of recent and expected student growth in the attendance area in  
12 which the new building or expansion or remodeling of an existing  
13 building is to occur, evidence that a new building or the expansion  
14 or remodeling of an existing building is being completed to  
15 provide additional student capacity to accommodate such growth and  
16 not to replace an existing building, evidence that the school  
17 fiscal year for which the district would receive the first-year  
18 adjustment will be the first full school fiscal year for which  
19 students will utilize such additional capacity, and evidence of  
20 the estimated additional student capacity to be provided by the  
21 project. On or before the immediately following December 1, the  
22 department shall approve the estimated additional capacity for  
23 use in the adjustment, approve a modified estimated additional

1 capacity for use in the adjustment, or deny the application based  
2 on the requirements of this section, the evidence submitted on the  
3 application, and any other information provided by the department.  
4 Each approval shall include an approved estimated additional  
5 student capacity for the new building. The state board shall  
6 establish procedures for appeal of decisions of the department to  
7 the state board for final determination.

8 (2) The first-year new school adjustment for each  
9 approved district shall equal the school district's basic funding  
10 per formula student multiplied by twenty percent of the approved  
11 estimated additional student capacity. The second-year new school  
12 adjustment for each approved district shall equal the school  
13 district's basic funding per formula student multiplied by ten  
14 percent of the approved estimated additional student capacity.

15 2. Renumber the remaining sections, correct internal  
16 references, and amend the repealer accordingly.