

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 116

Introduced by Harms, 48.

Read first time January 11, 2013

Committee: Education

A BILL

1 FOR AN ACT relating to the Educational Service Units Act; to amend
2 sections 79-1201 and 79-1201.01, Reissue Revised Statutes
3 of Nebraska; to redefine a term; to provide requirements
4 for dual-enrollment courses; and to repeal the original
5 sections.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 79-1201, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 79-1201 Sections 79-1201 to 79-1249 and section 3 of this
4 act shall be known and may be cited as the Educational Service Units
5 Act.

6 Sec. 2. Section 79-1201.01, Reissue Revised Statutes of
7 Nebraska, is amended to read:

8 79-1201.01 For purposes of the Educational Service Units
9 Act and sections 79-1336 and 79-1337:

10 (1) Distance education course means a course with at
11 least one student in any of grades kindergarten through twelve who is
12 in a different location than the teacher and taught by a teacher
13 employed by an educational entity utilizing either two-way
14 interactive video or the Internet without two-way interactive video.
15 Distance education course includes a dual-enrollment course with at
16 least one student who is in a different location than the teacher and
17 taught by a teacher employed by an educational entity utilizing
18 either two-way interactive video or the Internet without two-way
19 interactive video;

20 (2) Dual-enrollment course means a course taught to
21 students for credit at both a high school and a postsecondary
22 educational institution which meet the requirements of section 3 of
23 this act;

24 (3) Educational entity means a school district, a
25 private, denominational, or parochial school, an educational service

1 unit, a community college, a state college, the University of
2 Nebraska, or a nonprofit private postsecondary educational
3 institution;

4 (4) Elementary distance education course means a distance
5 education course which is delivered utilizing two-way interactive
6 video to students who are enrolled in any of grades kindergarten
7 through eight;

8 (5) Network Nebraska means the network created pursuant
9 to section 86-5,100;

10 (6) Qualified distance education course means a distance
11 education course which meets any applicable rules and regulations of
12 the State Department of Education, is offered for one semester of
13 high school credit or the equivalent, and for which all of the
14 participating educational entities are required to have access to
15 Network Nebraska;

16 (7) Technical training means training to equip educators
17 with knowledge about the skills and tools necessary to infuse
18 technological resources and software applications into the curriculum
19 to be used in classrooms with and by students and includes, but is
20 not limited to, computer workstation troubleshooting, distance
21 education, educational software, Internet resources, local area
22 network management, multimedia presentation tools, and strategic
23 planning;

24 (8) Technology includes technical training and technology
25 infrastructure;

1 (9) Technology infrastructure means hardware-related
2 items necessary for schools to interact electronically throughout the
3 state, including, but not limited to, physical connections, wiring,
4 servers, routers, switches, domain name service, and operating
5 systems and human resources necessary to maintain infrastructure,
6 including, but not limited to, systems engineers, programmers,
7 webmasters, and help desk staff; and

8 (10) Two-way interactive video distance education course
9 means a distance education course in which a teacher delivers
10 instruction to students in a different location than the teacher
11 using two-way interactive video on at least two different days per
12 week during the course.

13 Sec. 3. (1) A dual-enrollment course when taught to high
14 school students shall be (a) of the same rigor, following the same
15 course syllabus, the same approved course textbook, the same course
16 outline, and the same student assessment as a comparable college-
17 level course offered at a campus of a postsecondary educational
18 institution and (b) taught by an instructor possessing, at a minimum
19 (i) for academic transfer courses, a master's degree and at least
20 eighteen hours of graduate-level study in the course content area and
21 (ii) for career and technical education courses, the postsecondary
22 educational institution's equivalent faculty hiring requirements.

23 (2) Dual-enrollment courses offered by a postsecondary
24 educational institution approved by the Coordinating Commission for
25 Postsecondary Education to offer such courses shall follow the dual-

1 enrollment standards approved by the commission and the State
2 Department of Education. Any dual-enrollment course not following
3 such standards is not transferable to public postsecondary
4 educational institutions in Nebraska.

5 Sec. 4. Original sections 79-1201 and 79-1201.01, Reissue
6 Revised Statutes of Nebraska, are repealed.