

**ONE HUNDRED SIXTH LEGISLATURE - SECOND SESSION - 2020**  
**COMMITTEE STATEMENT**  
**LB1186**

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**Hearing Date:** Monday February 03, 2020  
**Committee On:** Education  
**Introducer:** Hilgers  
**One Liner:** Require salary to be paid to injured school employees as prescribed

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File with amendment(s)

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**Vote Results:**

**Aye:** 8 Senators Brewer, Groene, Kolowski, Linehan, Morfeld, Murman,  
Pansing Brooks, Walz

**Nay:**

**Absent:**

**Present Not Voting:**

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**Oral Testimony:**

<b>Proponents:</b> Senator Mike Hilgers Jenni Benson	<b>Representing:</b> introducer NSEA
<b>Opponents:</b> Megan Boldt	<b>Representing:</b> NASB
<b>Neutral:</b>	<b>Representing:</b>

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**Summary of purpose and/or changes:**

LB1186 would amend Neb. Rev. Stat. Sec. 79-8, 106 (the statute dealing with teacher pay in cases of sickness or school closing), by adding a provision that changes how schools are required to treat employees who have received bodily injury by another individual in the course of their employment.

Under this bill, if a school district employee is physically injured by another individual in the course of that employee's employment in a manner that would be covered by the Nebraska Worker's Compensation Act (Neb. Rev. Stat. Sec. 48-1, 110), then that employee shall receive injury leave and be paid their usual salary in full for the time that employee is absent as a result of the injury, not to exceed seven days. After seven days, the employee shall use worker's compensation benefits.

The injury leave described above shall not count against any other leave that the employee accrues as a result of working for the school. A school district may require confirmation of the injury and leave time from a physician.

Each school district shall annually report to the State Department of Education the number of incidents resulting in such leave, and the total number of injury leave days as under this section.

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**Explanation of amendments:**

AM 2554 strikes the language in LB1186 that would require both (a) the schools to report their assault-based worker's

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compensation claims to NDE (in addition to their insurance provider), and (b) NDE to create capacity within their reporting system to receive those reports.

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Mike Groene, Chairperson