

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SIXTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 1186**

FINAL READING

Introduced by Hilgers, 21; Albrecht, 17.

Read first time January 23, 2020

Committee: Education

- 1 A BILL FOR AN ACT relating to school districts; to amend section
- 2 79-8,106, Reissue Revised Statutes of Nebraska; to require that
- 3 usual salary be paid to injured school district employees as
- 4 prescribed; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 79-8,106, Reissue Revised Statutes of Nebraska,  
2 is amended to read:

3 79-8,106 (1) In case of epidemic sickness prevailing to such an  
4 extent that the school or schools in any school district shall be closed,  
5 teachers shall be paid their usual salaries in full for such time as the  
6 school or schools shall be closed.

7 (2) If an employee of a school district is physically injured by  
8 another individual who intentionally, knowingly, or recklessly causes  
9 bodily injury to such employee and such injury occurs within the  
10 employee's scope of employment in a manner that would be covered by the  
11 Nebraska Workers' Compensation Act, the employee shall receive injury  
12 leave and be paid their usual salary in full for such time as the  
13 employee is absent and unable to work as a result of such injury not to  
14 exceed seven calendar days. Thereafter, the employee shall use workers'  
15 compensation benefits as necessary and available in accordance with the  
16 Nebraska Workers' Compensation Act, except that no additional  
17 compensation shall be paid to an employee for any day for which such  
18 employee has already been paid for injury leave pursuant to this section.

19 (3) Injury leave pursuant to this section shall not count against  
20 any other leave the employee accrues as a result of working for such  
21 school district. A school district may require confirmation from a  
22 physician regarding the causation and the period of time for which an  
23 employee is unable to work in determining the applicability of injury  
24 leave, and such school district may withhold injury leave until such  
25 confirmation is provided.

26 Sec. 2. Original section 79-8,106, Reissue Revised Statutes of  
27 Nebraska, is repealed.