

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2021-22		FY 2022-23	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.

LB518 amends the Student Discipline Act (§79-267) by adding the following conduct as grounds for suspension, expulsion or reassignment:

Engaging in any kind of surreptitious electronic surveillance on any property of a public school or during remote learning occurring on a school district-approved platform, without the knowledge of the person(s) being observed.

Surreptitious electronic surveillance means a person intruding upon the privacy of other persons by secretly listening to, monitoring, or recording, or attempting to listen to, monitor, or record, by means of any mechanical, electronic, or other listening device, any conversation engaged in by the other persons, unless authorized to do so by all participants engaging in the conversation. The following does not apply to any electronic surveillance:

- Authorization by a court order issued to a public officer, based upon a showing of probable cause to believe that criminal activity is occurring on the property of the public school under surveillance;
- By a party or witness to a conversation who has a reasonable belief that there is an ongoing criminal act in the process of being committed;
- By a law enforcement agency pursuant to a criminal investigation;
- Which is necessary as part of a system of security used to protect and ensure the safety of persons on the property of the public school; or
- Of a class or laboratory when authorized by the teacher of the class or laboratory.

No Fiscal Impact.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE				
LB:	518	AM:	AGENCY/POLT. SUB: Nebraska Department of Education	
REVIEWED BY:	Gary Bush	DATE:	2/4/21	PHONE: (402) 471-4161
COMMENTS: Agree with the agency's estimate of no fiscal impact.				

Please complete ALL (5) blanks in the first three lines.

2021

LB⁽¹⁾ 518

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Education

Prepared by: ⁽³⁾ Scott Summers Date Prepared: ⁽⁴⁾ 2/3/21 Phone: ⁽⁵⁾ 402-471-7828

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2021-22</u>		<u>FY 2022-23</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

Explanation of Estimate:

No fiscal impact on NDE. Bill just adds unauthorized "surreptitious electronic surveillance" to list of actions by public school students that can subject them to long-term suspension, expulsion or mandatory re-assignment, and defines that term.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2021-22</u>	<u>2022-23</u>
	<u>21-22</u>	<u>22-23</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....0.....			<u>0</u>	<u>0</u>