

March 16, 1982

LB 895

SENATOR KOCH: Mr. Chairman, I've already explained the committee amendments. I would ask for the adoption of them and I can do it very quickly.

SENATOR CLARK: The question before the House is the adoption of the committee amendments on LB 895. All those in favor vote aye, opposed vote nay. Record the vote.

ASSISTANT CLERK: 28 ayes, 2 nays on the adoption of the committee amendments, Mr. President.

SENATOR CLARK: The committee amendments are adopted. Now on the bill, Senator Koch.

SENATOR KOCH: Mr. Chairman, Senator Remmers having been a school administrator knows this problem very well and he is correct when he said the present law says "shall be no less than the per pupil cost". That was in court once and the court upheld that. Now what we are attempting to do here is to provide a uniform system of how we are going to determine the cost across the state for every receiving school district of a nonresident tuition. Very briefly what you will do, the receiving school will say this, they will know what the money they need to operate their high school plus their depreciation allowance, the valuation needed to support the school system including the valuation of all Class Is who send students to those schools. So as a result of that, we then will arrive at a levy to be assessed. Thirdly, the levy then multiply the ratio of valuation Class I districts. The result would be the dollars needed to be raised by the Class I district throughout that county, and, fourthly, the rate determined by dividing dollars needed to be raised by a Class I district by the number of their students who attend. In the case of Senator Schmit, I think he has six schools in Saunders County who take nonresident students. So they would all be figuring from the same formula and then that rate multiplied by 1.25 to reflect the current cost expenses. This rate then would represent the true cost for a person outside of the district who attends that school for one year and each year we refigure. All calculations are justified from the reported figures so there can be no doubt about it, and then, not only that, but finally what we would do in this formula, we would equalize disparities throughout the state as they relate to nonresident tuition fees. I am prepared to offer an amendment along with Senator Remmers on Select File which would make certain that they would not exceed in any case. Now I want to remind you that money being held up now in the various court injunctions amounts to several hundreds of thousands of dollars for these schools. It is not good for