

February 5, 1996 LB 754

is not just say that it will be void upon the receipt and the determination, oh, wait a minute, that takes care of it. They would have to not only receive the information, but make a determination that the person is not qualified to receive the permanent certificate or permit, thereby saying that soon as it's shown that you're not qualified to teach, that temporary or conditional permit is ended now. So there is no carry-over. And I think that's what they've done with the addition of some language here that may not have been in the green copy, so that part may be all right. But I'm wondering why they say that a person, if we strike otherwise qualified, then maybe instead of saying the applicant shall be issued...

SENATOR COORDSEN: One minute.

SENATOR CHAMBERS: ...a conditional certificate, you would just say may be. Because under this, if you strike the qualification part, you're saying that anybody seeking a permanent certificate has to be qualified. If they're going to get this conditional certificate, all they have to do is list out these offenses, but aside from those be of suitable character.

SENATOR BERNARD-STEVENS: Can I jump in this?

SENATOR CHAMBERS: You don't have to have any other qualification to get the conditional certificate.

SENATOR BERNARD-STEVENS: One of the other concerns that I have with the wording of the way it is now, "and otherwise qualified", many times teachers are in a position of being required because there's no else available to teach a class that they're not qualified to teach. But with the...but they can do so with the understanding that they get qualified to teach it temporarily. I'm not sure if we have and otherwise qualified, if they would be able to do that because they would have to show that they were qualified at the time. I concur with your logic. I just have problems with the..

SENATOR COORDSEN: Time.

SENATOR BERNARD-STEVENS: ...whole area.

SENATOR COORDSEN: Members of the body, you will note on our agenda this morning that we were to return to General File 1996