

**FISCAL NOTE**  
**LEGISLATIVE FISCAL ANALYST ESTIMATE**

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)</b>				
	<b>FY 2023-24</b>		<b>FY 2024-25</b>	
	<b>EXPENDITURES</b>	<b>REVENUE</b>	<b>EXPENDITURES</b>	<b>REVENUE</b>
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.**

LB774 amends several sections to change provisions relating to intent, suspension, expulsion, reassignment, discipline, & hearings within the Student Discipline Act.

The student or the student's parent or guardian can request designation of a hearing examiner other than the hearing examiner recommended by the superintendent, if notice of the request is given to the superintendent within two school days after receipt of the superintendent's recommended appointment. Upon receiving that request, the superintendent will provide one alternative hearing examiner who is not an employee of the school district or otherwise currently under contract with the district & whose impartiality may not otherwise be reasonably questioned. The superintendent can also provide an additional list of hearing examiners that can include hearing examiners employed by or under contract with the district. The student or the student's parent or guardian will, within five school days, select a hearing examiner to conduct the hearing who was recommended, provided as an alternative hearing examiner, or included on an additional list, if any, will notify the superintendent in writing of the selection. The superintendent will appoint the selected hearing examiner upon receipt of the notice.

The district will make available those witnesses who have knowledge of or were involved in the alleged misconduct & subsequent discipline of the student if the witnesses are requested by the student or the student's parent, guardian, or representative & those witnesses are employees or under contract with the school district.

The superintendent will notify the student or the student's parent or guardian of the superintendent's determination within five school days after receipt of the hearing examiner's report.

Any student who is suspended will be given an opportunity to complete any classwork & homework missed during the period of suspension, including, but not limited to, examinations. Each district will develop & adopt guidelines that provide the student with the opportunity to complete classwork & homework. Those guidelines will not require the student to attend the school district's alternative programs for expelled students in order to complete classwork & homework. The guidelines will be provided to the student & a parent or guardian at the time of suspension.

At the conclusion of an expulsion, the district will reinstate the student & accept nonduplicative, grade-appropriate credits earned by the student during the term of his or her expulsion from any Nebraska accredited institution or institution accredited by one of the six regional accrediting bodies in the United States.

There could be an impact at the school district level but no impact to the state.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB:	774	AM:	AGENCY/POLT. SUB: Nebraska Department of Education
REVIEWED BY:	Gary Bush	DATE:	3/20/23 PHONE: (402) 471-4161
COMMENTS: Agree with the agency that the bill would have minimal impact to the state.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB:	774	AM:	AGENCY/POLT. SUB: Lancaster County
REVIEWED BY:	Gary Bush	DATE:	1/26/23 PHONE: (402) 471-4161
COMMENTS: Agree with the agency on the estimate of impact of the bill.			

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

**2023**

**LB<sup>(1)</sup> 774**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> Education

Prepared by: <sup>(3)</sup> Lane Carr Date Prepared: <sup>(4)</sup> 3.16.23 Phone: <sup>(5)</sup> 4024193012

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2023-24</u>		<u>FY 2024-25</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
<b>TOTAL FUNDS</b>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Explanation of Estimate:**

LB774 makes several changes to the Student Discipline Act. There would be minimal cost to the NDE, however, there could be costs associated with districts implementing these changes. These costs are unknown at this time.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2023-24 EXPENDITURES</u>	<u>2024-25 EXPENDITURES</u>
	<u>23-24</u>	<u>24-25</u>		
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
<b>TOTAL.....</b>	_____	_____	_____	_____

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

**2023**

**LB<sup>(1)</sup> 774**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> County of Lancaster

Prepared by: <sup>(3)</sup> David Derbin Date Prepared: <sup>(4)</sup> 1/23/2023 Phone: <sup>(5)</sup> 4024416865

**ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION**

	<u>FY 2023-24</u>		<u>FY 2024-25</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

Explanation of Estimate:

No Fiscal Impact.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2023-24</u>	<u>2024-25</u>
	<u>23-24</u>	<u>24-25</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____