

FISCAL NOTE
 LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2025-26		FY 2026-27	
	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.

LB49 amends §79-405 to change the provisions relating to a school district's powers as a body corporate & to provide powers & duties to the State Board of Education & school districts relating to ban & bar actions.

On or before January 1, 2026, the State Board of Education will develop & distribute a model policy relating to a ban & bar action.

On or before July 1, 2026, each public school district will either adopt the model policy or adopt a policy consistent with the model policy.

The policy will:

- specify that a ban & bar action by a school district will only be used in response to an immediate & significant threat of harm to a student, school official, or other individual or to facilitate the enforcement of a court order
- specify that any ban & bar action will be limited in scope & duration in a manner to accommodate the right of parents & family members to be involved in their child's education &, no event will exceed one calendar year unless otherwise required by court order
- protect the right of parents to be involved in the education of their children & their right to contest, appeal, or otherwise challenge a ban & bar action
- not discriminate or be applied in a discriminatory manner against any family members on the basis of race, color, religion, sex, disability, or national origin
- provide that any individual subject to a ban & bar action will be given written notice of the action that includes the term of the ban & bar action, a description of the conduct giving rise to the ban & bar action & the evidence the school district has of the conduct, & instructions on how to appeal the ban & bar action
- not be used against a student of the school district

Any individual that is subject to a ban & bar action can request a hearing before the school board. The individual can appear at the hearing to contest the issuance or scope of the ban & bar action. An appeal will be requested in writing & delivered to the school board within ten days after receipt of notice by the individual of the ban & bar action. The individual can be represented by counsel at the individual's expense. The school board will hear an appeal within thirty days after receipt of the appeal request.

NO FISCAL IMPACT.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 49	AM:	AGENCY/POLT. SUB: Department of Education	
REVIEWED BY: Kimberly Burns	DATE: 03/05/2025	PHONE: (402) 471-4171	
COMMENTS: Concur with the Department of Education's assessment of no fiscal impact from LB 49.			

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

2025

LB⁽¹⁾ 49

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Education

Prepared by: ⁽³⁾ Lane Carr Date Prepared: ⁽⁴⁾ 1.17.25 Phone: ⁽⁵⁾ 402.419.3012

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2025-26</u>		<u>FY 2026-27</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>_____</u>	<u>0</u>	<u>_____</u>

Explanation of Estimate:

LB49 requires the State Board of Education to develop a model policy relating to ban and bar actions of school districts, and for schools to adopt such policy by July 1, 2026. There is no cost to the NDE for development of the model policy.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2025-26</u>	<u>2026-27</u>
	<u>25-26</u>	<u>26-27</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	<u>0</u>	<u>0</u>