

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.

LB34 would require the State Board of Education to develop a model policy relating to the use of student surveillance, monitoring, & tracking technology by school districts; & require each school board to adopt a policy consistent with the model policy.

On or before December 1, 2025, the State Board of Education will develop & distribute a model policy relating to the use by school districts of student surveillance, monitoring, & tracking technology.

At a minimum, the policy will require school districts to:

- Specifically identify & inventory the type of surveillance tools or student surveys which gather personal information considered for use or actually used in the district, including:
 - the name & contact information for each private company, vendor, or governmental entity, providing the technology
 - the cost of each surveillance, monitoring, & tracking technology tool to purchase & maintain
 - a description of each student surveillance, monitoring, & tracking technology tool, including a description of privacy protection measures for each tool, data collection & sharing, & usage activities
 - whether or not parents may opt their student out of being subjected to a student surveillance, monitoring, & tracking tool
 - if & how the data from a student surveillance monitoring, & tracking technology tool will be shared with law enforcement or implicate punitive actions under the Student Discipline Act
 - how student surveillance monitoring, & tracking technology tools ensure proper accommodations for students with disabilities or individualized education programs
 - how biometric or personally identifiable information is stored, shared, or sold with the private companies, vendors, or governmental entities providing the tools
 - clearly delineate what remedies are available to students & parents for violations of personal privacy related to the surveillance, monitoring, & tracking technology tools, including, but not limited to, under the Consumer Protection Act, the Political Subdivisions Tort Claims Act & §79-2,104
- Post the inventory & information related to surveillance, monitoring, & tracking technology tools considered for use or actually utilized by the district on the district's website & ensure the inventory & information are available in hard copy upon request

Beginning May 1, 2026, each school board will adopt a written policy to be implemented by the school district at the start of the 2026-27 school year which provides for standards & guidelines for the purchase & use of tools of mass surveillance. This policy will include procedures & provisions in conformance with the minimum standards set forth in the model policy developed by the State Board of Education & may include any other procedures & provisions that the school board deems necessary to conform with the spirit & intent of LB31.

NO FISCAL IMPACT

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 31	AM:	AGENCY/POLT. SUB: Department of Education	
REVIEWED BY: Kimberly Burns	DATE: 01/31/2025	PHONE: (402) 471-4171	
COMMENTS: Concur with the Department of Education's assessment of no fiscal impact to the agency from LB 31.			

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

2025

LB⁽¹⁾ 31

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Education

Prepared by: ⁽³⁾ Lane Carr Date Prepared: ⁽⁴⁾ 1.28.25 Phone: ⁽⁵⁾ 402.419.3012

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	FY 2025-26		FY 2026-27	
	<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:

There would be no cost to the NDE for the establishment of a 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.....	_____	_____	_____	_____