

E AND R AMENDMENTS TO LB 937

Introduced by Enrollment and Review Committee: Nordquist, 7,  
Chairperson

1           1. Strike the original sections and all amendments  
2 thereto and insert the following new sections:

3           Section 1. Section 32-546.01, Revised Statutes  
4 Supplement, 2009, is amended to read:

5           32-546.01 (1) Each learning community shall be governed  
6 by a learning community coordinating council consisting of eighteen  
7 voting members, with twelve members elected on a nonpartisan ballot  
8 from six numbered subcouncil districts created pursuant to section  
9 32-555.01 and with six members appointed from such subcouncil  
10 districts pursuant to this section. Each voter shall be allowed  
11 to cast votes for one candidate at both the primary and general  
12 elections to represent the subcouncil district in which the voter  
13 resides. The four candidates receiving the most votes at the  
14 primary election shall advance to the general election. The two  
15 candidates receiving the most votes at the general election shall  
16 be elected. A candidate shall reside in the subcouncil district for  
17 which he or she is a candidate. Coordinating council members shall  
18 be elected on the nonpartisan ballot.

19           (2) The initial elected members shall be nominated at  
20 the statewide primary election and elected at the statewide  
21 general election immediately following the certification of the  
22 establishment of the learning community, and subsequent members  
23 shall be nominated at subsequent statewide primary elections

1 and elected at subsequent statewide general elections. Except  
2 as provided in this section, such elections shall be conducted  
3 pursuant to the Election Act.

4 (3) Vacancies in office for elected members shall occur  
5 as set forth in section 32-560. Whenever any such vacancy occurs,  
6 the remaining elected members of such council shall appoint an  
7 individual residing within the geographical boundaries of the  
8 subcouncil district for the balance of the unexpired term.

9 (4) Members elected to represent odd-numbered districts  
10 in the first election for the learning community coordinating  
11 council shall be elected for two-year terms. Members elected  
12 to represent even-numbered districts in the first election for  
13 the learning community coordinating council shall be elected for  
14 four-year terms. Members elected in subsequent elections shall be  
15 elected for four-year terms and until their successors are elected  
16 and qualified.

17 (5) The appointed members shall be appointed in November  
18 of each even-numbered year after the general election. Appointed  
19 members shall be school board members of school districts in the  
20 learning community either elected to take office the following  
21 January or continuing their current term of office for the  
22 following two years. For learning communities to be established  
23 the following January pursuant to orders issued pursuant to section  
24 79-2102, the Secretary of State shall hold a meeting of the school  
25 board members of the school districts in such learning community to  
26 appoint one member from such school boards to represent each of the  
27 subcouncil districts on the coordinating council of such learning

1 community. For subsequent appointments, the current appointed  
2 members of the coordinating council shall hold a meeting of  
3 the school board members of such school districts to appoint one  
4 member from such school boards to represent each of the subcouncil  
5 districts on the coordinating council of the learning community.  
6 The appointed members shall be selected by the school board members  
7 of the school districts in the learning community who reside in the  
8 subcouncil district to be represented pursuant to a secret ballot,  
9 shall reside in the subcouncil district to be represented, and  
10 shall be appointed for two-year terms and until their successors  
11 are appointed and qualified.

12 (6) Vacancies in office for appointed members shall occur  
13 upon the resignation, death, or disqualification from office of  
14 an appointed member. Disqualification from office shall include  
15 ceasing membership on the school board for which membership  
16 qualified the member for the appointment to the learning community  
17 coordinating council or ceasing to reside in the subcouncil  
18 district represented by such member of the learning community  
19 coordinating council. Whenever such vacancy occurs, the remaining  
20 appointed members shall hold a meeting of the school board members  
21 of the school districts in such learning community to appoint a  
22 member from such school boards who lives in the subcouncil district  
23 to be represented to serve for the balance of the unexpired term.

24 (7) Each learning community coordinating council shall  
25 also have a nonvoting member from each member school district which  
26 does not have either an elected or an appointed member who resides  
27 in the school district on the council. Such nonvoting members

1 shall be appointed by the school board of the school district  
2 to be represented to serve for two-year terms, and notice of the  
3 nonvoting member selected shall be submitted to the Secretary of  
4 State by such board prior to December 31 of each even-numbered  
5 year. Each such nonvoting member shall be a resident of the  
6 appointing school district and shall not be a school administrator  
7 employed by such school district. Whenever a vacancy occurs, the  
8 school board of such school district shall appoint a new nonvoting  
9 member and submit notice to the Secretary of State and to the  
10 learning community coordinating council.

11 (8) Members of a learning community coordinating council  
12 shall take office on the first Thursday after the first Tuesday  
13 in January following their election or appointment, except that  
14 members appointed to fill vacancies shall take office immediately  
15 following administration of the oath of office. Each voting member  
16 elected or appointed prior to the effective date of this act shall  
17 be paid a per diem in an amount determined by such council up to  
18 two hundred dollars per day for official meetings of the council  
19 and the achievement subcouncil for which he or she is a member,  
20 for meetings that occur during the term of office for which the  
21 election or appointment of the member took place prior to the  
22 effective date of this act up to a maximum of twelve thousand  
23 dollars per fiscal year. Each voting member ~~and~~ shall be eligible  
24 for reimbursement of reasonable expenses related to service on the  
25 learning community coordinating council.

26 Sec. 2. Original section 32-546.01, Revised Statutes  
27 Supplement, 2009, is repealed.

1                   Sec. 3. Since an emergency exists, this act takes effect  
2 when passed and approved according to law.

3                   2. On page 1, line 3, strike "eliminate" and insert  
4 "terminate" and strike "and"; and in line 4 after "section" insert  
5 "; and to declare an emergency".