

AMENDMENTS TO LB1158

Introduced by Education.

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

3 Section 1. Section 79-530, Reissue Revised Statutes of Nebraska, is
4 amended to read:

5 79-530 The Legislature finds and declares:

6 (1) That ~~parental~~ involvement of parents and guardians is a key
7 factor in the education of children;

8 (2) That parents or guardians need to be informed of the educational
9 practices affecting their children; and

10 (3) That public schools should foster and facilitate parents' and
11 guardians' access to ~~parental~~ information about, and involvement in,
12 educational practices affecting their children.

13 It is the intent of the Legislature, through the enactment of
14 sections 79-531 to 79-533 and sections 5, 6, and 7 of this act, to
15 strengthen the level of ~~parental~~ involvement and participation by parents
16 and guardians in the public school system of the state.

17 Sec. 2. Section 79-531, Reissue Revised Statutes of Nebraska, is
18 amended to read:

19 79-531 On or before July 1, 2023 ~~1995~~, each public school district
20 in the state shall develop and adopt a policy stating how the district
21 will seek ~~to~~ involve parents and guardians in the education of their
22 children ~~schools~~ and the rights of each parent or guardian to:

23 (1) Access ~~what parents' rights shall be relating to access to the~~
24 ~~schools,~~ testing information, and curriculum; ~~and matters.~~

25 (2) Request that a child be excused from specific instruction or
26 activities.

27 Sec. 3. Section 79-532, Reissue Revised Statutes of Nebraska, is

1 amended to read:

2 79-532 (1) The policy required by section 79-531 shall include, but
3 need not be limited to, the following:

4 (a) (1) How the school district will provide access to parents or
5 guardians concerning textbooks; 7 tests; activities information; digital
6 materials; websites or applications used for learning; training materials
7 for teachers, administrators, and staff; procedures for the review and
8 approval of training materials, learning materials, and activities; 7 and
9 other curriculum materials used in the school district;

10 (b) (2) How the school district will accommodate ~~handle~~ requests by
11 parents or guardians to attend and monitor courses, assemblies,
12 counseling sessions, and other instructional activities;

13 (c) (3) Under what circumstances parents or guardians may ask that
14 their children be excused from testing, classroom instruction, learning
15 materials, activities, guest speaker events, and other school experiences
16 the parents or guardians may find objectionable;

17 (d) (4) How the school district will provide access to records of
18 students;

19 (e) (5) What the school district's testing policy will be; and

20 (f) (6) How the school district participates in surveys of students
21 and the right of parents or guardians to remove their children from such
22 surveys.

23 (2) Nothing in this section shall be construed to require disclosure
24 of information in violation of the federal Family Educational Rights and
25 Privacy Act of 1974, as amended, 20 U.S.C. 1232g, or any federal
26 regulations and applicable guidelines adopted in accordance with such
27 act, as such act, regulations, and guidelines existed on January 1, 2022.

28 Sec. 4. Section 79-533, Reissue Revised Statutes of Nebraska, is
29 amended to read:

30 79-533 The policy required by section 79-531 shall be developed with
31 ~~parental~~ input from parents and guardians and shall be the subject of a

1 public hearing before the school board or board of education of the
2 school district before adoption by the board. The policy shall be
3 reviewed annually and either altered and adopted as altered or reaffirmed
4 by the board following a public hearing. Any public hearing under this
5 section shall include a reasonable opportunity for public comments.

6 Sec. 5. By August 1, 2023, each school district shall make the
7 policy required by section 79-531 accessible on the school district's
8 public website. The policy shall be accessible by a prominently displayed
9 link on such website. If the policy is altered, the new version of the
10 policy shall be made accessible within a reasonable time thereafter.

11 Sec. 6. To the extent practicable, each public school district
12 shall make a reasonable effort to make any learning materials, including
13 original materials, available for inspection by a parent or guardian upon
14 request.

15 Sec. 7. If the Commissioner of Education determines that any school
16 district has intentionally refused, in a material manner, to comply with
17 sections 79-531 to 79-533 and sections 5 and 6 of this act, the
18 commissioner shall notify the school district of the noncompliance and
19 allow the school district a reasonable time to comply. If the
20 commissioner determines, after such time has elapsed, that the school
21 district is not in compliance and has not made a good faith attempt to
22 comply, the commissioner shall take appropriate remedial action within
23 the commissioner's authority, up to and including qualifying such
24 noncompliance as a violation of the rules and regulations for the
25 accreditation of schools.

26 Sec. 8. Original sections 79-530, 79-531, 79-532, and 79-533,
27 Reissue Revised Statutes of Nebraska, are repealed.