

LEGISLATURE OF NEBRASKA  
ONE HUNDRED EIGHTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 899**

Introduced by Hughes, 24; Ballard, 21; Bostelman, 23; Brandt, 32; Brewer,  
43; DeKay, 40; Dover, 19; Hansen, 16; Ibach, 44; Jacobson,  
42; Lippincott, 34; Lowe, 37.

Read first time January 03, 2024

Committee: Education

1 A BILL FOR AN ACT relating to schools; to amend section 79-265.01,  
2 Revised Statutes Supplement, 2023; to exempt Class III school  
3 districts from the prohibition on suspending a student in pre-  
4 kindergarten through second grade; and to repeal the original  
5 section.

6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 79-265.01, Revised Statutes Supplement, 2023, is  
2 amended to read:

3 79-265.01 (1) Except as provided in subsection (2) of this section,  
4 an elementary school shall not suspend a student in pre-kindergarten  
5 through second grade. Each school district shall develop a policy to  
6 implement this section which shall include disciplinary measures inside  
7 the school as an alternative to suspension.

8 (2) An elementary school may suspend a student in pre-kindergarten  
9 through second grade if such student brings a deadly weapon as defined in  
10 section 28-109 ~~onto~~ ~~on~~ school grounds, ~~into~~ ~~in~~ a vehicle owned, leased,  
11 or contracted by a school being used for a school purpose or ~~into~~ ~~in~~ a  
12 vehicle being driven for a school purpose by a school employee or his or  
13 her designee, or ~~to~~ ~~at~~ a school-sponsored activity or athletic event.

14 (3) This section shall not apply to a Class III school district.

15 Sec. 2. Original section 79-265.01, Revised Statutes Supplement,  
16 2023, is repealed.