

LEGISLATIVE BILL 292

Approved by the Governor April 7, 1971

Introduced by Wayne W. Ziebarth, 37th District; Thomas C. Kennedy, 21st District

AN ACT relating to schools; to provide for collection fees; to remove obsolete matter; to clarify and provide penalties as prescribed for violations involving school buses; to conform with previous legislation; to change the time for meetings and taking office; to amend sections 14-554, 79-320, 79-426.17, 79-434, 79-441, 79-488, 79-488.05, 79-488.06, 79-4,103, 79-513, 79-515, and 79-1247.13, Reissue Revised Statutes of Nebraska, 1943, sections 79-213, 79-328, 79-446, 79-486, 79-501, 79-506.01, 79-548, and 79-1007.02, Revised Statutes Supplement, 1969, and section 77-202.22, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 299, Eighty-second Legislature, First Session, 1971; and to repeal the original sections, and also section 79-1702, Reissue Revised Statutes of Nebraska, 1943.

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

Section 1. That section 14-554, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

14-554. The county in which any metropolitan city is located shall receive as full compensation for collection and disbursement of all funds of such city, an amount equal to one per cent of all money collected from taxation. Such fee shall be paid monthly out of the general funds of the city. Such county shall receive as full compensation for the collection and disbursement of all money from taxation and pursuant to section 77-202.22 coming to the board of education an amount equal to one per cent thereof, to be paid out of the general fund, less the sum of one thousand dollars per annum, said sum to be payable in equal monthly installments to the county treasurer as salary for services as ex officio treasurer of the board of education. Such county shall receive as full compensation for the collection and disbursement of the funds of the metropolitan water district an amount equal to one percent of all money collected by the county

treasurer. The county treasurer, as ex officio city treasurer, shall receive as additional salary and compensation for the performance of his duty as such officer the sum of one thousand dollars per annum from the city, the same to be payable quarterly from the funds of the city.

Sec. 2. That section 77-202.22, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 299, Eighty-second Legislature, First Session, 1971, be amended to read as follows:

77-202.22. The county treasurer shall, on or before November 30 of each year, certify to the Director of Administrative Services the total tax revenue that will be lost to all taxing agencies within his county because of exemptions from taxes levied and assessed in that year because of exemptions allowed under the provisions of sections 77-202.12 to 77-202.22. The director shall, on or before January 31 next following such certification, draw his warrant on the state treasury for the amount so certified against funds appropriated for such purpose and deliver such warrant to the county treasurer. Out of the amount so received the county treasurer shall distribute to each of the taxing agencies within his county the amount so lost by such agency, except that one per cent of such amount shall be deposited in the county general fund; Provided, that the full amount due a Class V school district shall be paid to the district and the county shall be compensated pursuant to section 14-554. Each taxing agency shall, in preparing its annual budget, take into account the amount to be received under the provisions of this section.

Sec. 3. That section 79-213, Revised Statutes Supplement, 1969, be amended to read as follows:

79-213. An informed, loyal, just, and patriotic citizenry is necessary to a strong, stable, just, and prosperous America. Such a citizenry necessitates that every member thereof be fully acquainted with the nation's history, that he be in full accord with our form of government, and fully aware of the liberties, opportunities, and advantages of which we are possessed and the sacrifices and struggles of those through whose efforts these benefits were gained. Since youth is the time most susceptible to the acceptance of principles and doctrines that will influence men throughout their lives, it is one of the first duties of our educational system to so conduct its activities, choose its textbooks, and arrange its curriculum in such a way that

the love of liberty, justice, democracy, and America will be instilled in the heart and mind of the youth of the state.

(1) Every school board shall, at the beginning of each school year, appoint from its members a committee of three, to be known as the committee on Americanism, whose duties shall be:

(a) To carefully examine, inspect, and approve all textbooks used in the teaching of American history and civil government in the school. Such textbooks shall adequately stress the services of the men who achieved our national independence, established our constitutional government, and preserved our union and shall be so written to include contributions by ethnic groups as to develop a pride and respect for our institutions and not be a mere recital of events and dates;:

(b) Assure themselves as to the character of all teachers employed, and their knowledge and acceptance of the American form of government; and

(c) Take all such other steps as will assure the carrying out of the provisions of this section.

~~(1)~~ (2) Beginning with the school term in 1971, all American history courses approved for grade levels as provided by this section, shall include and adequately stress ~~(i)~~ contributions of all ethnic groups (a) to the development and growth of America into a great nation, ~~(ii)~~ contribution (b) to art, music, education, medicine, literature, science, politics, and government, and ~~(iii)~~ (c) the war services in all wars of this nation.

~~(2)~~ (3) All grades of all public, private, denominational, and parochial schools, below the sixth grade, shall devote at least one hour per week to exercises or teaching periods for the following purpose:

(a) The recital of stories having to do with American history, or the deeds and exploits of American heroes;:

(b) The singing of patriotic songs and the insistence that every pupil shall memorize the Star Spangled Banner and America; and

(c) The development of reverence for the flag and instruction as to proper conduct in its

presentation.

~~(3)~~ (4) In at least two of the three grades from the fifth grade to the eighth grade in all public, private, denominational, and parochial schools at least three periods per week shall be set aside to be devoted to the teaching of American history from approved textbooks, taught in such a way as to make the course interesting and attractive, and to develop a love of country.

~~(4)~~ (5) In at least two grades of every high school, at least three periods per week shall be devoted to the teaching of civics, during which courses specific attention shall be given to the following matters:

(a) The Constitution of the United States and of the State of Nebraska;

(b) The benefits and advantages of our form of government and the dangers and fallacies of Nazism, Communism, and similar ideologies; and

(c) The duties of citizenship.

~~(5)~~ (6) Appropriate patriotic exercises suitable to the occasion shall be held under the direction of the school superintendent in every public, private, denominational, and parochial school on Lincoln's birthday, Washington's birthday, Flag Day, Memorial Day, and Veterans Day, or on the day preceding or following such holiday, if the school is in session.

~~(6)~~ (7) Every school board, the Department State Board of Education, each county superintendent of schools, and the superintendent of each individual school in the state shall be held directly responsible, in the order named, for the carrying out of the provisions of this section, and neglect thereof by any employee or appointed official shall be considered a dereliction of duty and cause for dismissal.

Sec. 4. That section 79-320, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-320. When it is necessary for the county superintendent or his deputy to travel on business of the county, he shall be allowed mileage ~~at the rate of nine cents per mile until the first Thursday after the first Tuesday of January, 1959, and thereafter~~ at the rate allowed by the provisions of section 23-1112 for

each mile actually and necessarily traveled by the most direct route, if the trip or trips be made by automobile, but if travel by rail or bus shall be economical and practical, he shall be allowed only the actual cost of rail or bus transportation, upon the presentation of his bill for the same accompanied by a proper voucher, to the county board of his county in like manner as is provided for as to all other claims against the county.

Sec. 5. That section 79-328, Revised Statutes Supplement, 1969, be amended to read as follows:

79-328. The State Board of Education shall have the power and it shall be its duty:

(1) To appoint and fix the compensation of the Commissioner of Education;

(2) To remove the commissioner from office at any time for conviction of any crime involving moral turpitude or felonious act, for inefficiency, or for willful and continuous disregard of his duties as commissioner or of the directives of the board;

(3) Upon recommendation of the commissioner, to appoint and fix the compensation of a deputy commissioner and all professional employees of the board;

(4) To organize the State Department of Education into such divisions, branches, or sections as may be necessary or desirable to perform all its proper functions and to render maximum service to the board and to the state school system;

(5) To provide, through the commissioner and his professional staff, enlightened professional leadership, guidance, and supervision of the state school system and, in order that the commissioner and his staff may carry out their duties, the board shall, through the commissioner, (a) provide supervisory and consultative services to the schools of the state, (b) issue materials helpful in the development, maintenance, and improvement of educational facilities and programs, (c) establish rules and regulations based upon the program of studies, guidance services, the number and preparation of teachers in relation to the curriculum and enrollment, instructional materials and equipment, science facilities and equipment, library facilities and materials, health and safety factors in buildings and grounds, and procedures for classifying, approving, and

accrediting schools, for approving the opening of new schools, for the continued legal operation of all schools, and for the approval of high schools for the collection of nonresident high school tuition money in accordance with the rules and regulations provided for in this subdivision; Provided, that the State Board of Education shall approve a school for the collection of nonresident high school tuition money where a hardship would result to the students and a substantial effort is being made to comply with the rules and regulations established, (d) institute a statewide system of testing to determine the degree of achievement and accomplishment of all the students within the state's school systems, if it determines such testing would be advisable, (e) prescribe a uniform system of records and accounting for keeping adequate educational and financial records, for gathering and reporting necessary educational data, and for evaluating educational progress, (f) cause to be published laws and regulations governing the schools and the school lands and funds, with explanatory notes for the guidance of those charged with the administration of the schools of the state, (g) approve teacher education programs conducted in Nebraska institutions of higher education designed for the purpose of certificating teachers, and (h) approve general plans and adopt educational policies, standards, rules, and regulations for carrying out the board's responsibilities and those assigned the State Department of Education by the Legislature;

(6) To submit an annual report to the Governor and the Legislature covering the actions of the board, the operations of the State Department of Education, and the progress and needs of the schools, and to recommend such legislation as may be necessary to satisfy these needs;

(7) To cause to be prepared and distributed reports designed to acquaint school district officers, teachers, and patrons of the schools with the conditions and needs of the schools;

(8) To provide for consultation with professional educators and lay leaders for the purpose of securing advice deemed necessary in the formulation of policies and in the effectual discharge of its duties;

(9) To cause such studies, investigations, and reports to be made and such information assembled as are necessary for the formulation of policies, for making plans, for evaluating the state school program, and for

the making of essential and adequate reports;

(10) To submit to the Governor and the Legislature a budget necessary to finance the state school program, under its jurisdiction, including the internal operation and maintenance of the State Department of Education;

(11) To interpret its own policies, standards, rules, and regulations and, upon reasonable request, hear complaints and disputes arising therefrom;

(12) With the advice of the Department of Motor Vehicles, to adopt reasonable standards, not inconsistent with existing statutes, governing: (a) The general design, equipment, color, operation, and maintenance of any vehicle with a manufacturer's rated seating capacity of twelve or more passengers used for the transportation of school children; and (b) the equipment, operation, and maintenance of any vehicle with a capacity of seven to and including eleven passengers used for the transportation of school children, when such vehicles are either owned or operated, or owned and operated, by any school district, or privately owned or operated under contract with any school district in this state. Similar standards are to be adopted for operators of such vehicles as to physical and mental qualities, driving skills and practices, and knowledge of traffic laws and regulations which relate to school bus transportation. Such rules and regulations shall by reference be made a part of any such contract with a school district. Any officer or employee of any school district who violates any of the regulations or fails to include obligations to comply with the regulations in any contract executed by him on behalf of a school district shall be guilty of a misdemeanor and shall, upon conviction thereof, be subject to removal from office or employment. Any person operating a school bus under contract with a school district who fails to comply with any of such regulations shall be guilty of breach of contract and such contract shall be canceled after notice and hearing by the responsible officers of such school district;

(13) To accept, on behalf of the Nebraska School for the Visually Handicapped, on behalf of the Nebraska School for the Deaf, or on behalf of any school for mentally retarded children which is exclusively owned by the State of Nebraska and under the control and supervision of the State Department of Education, devises of real property or donations or bequests of other property, or both, if in its judgment any such

devise, donation, or bequest is for the best interest of any such school or the students attending thereat, or both; and

(14) Upon acceptance of any devise, donation, or bequest as provided in this section, to administer and carry out such devise or bequest in accordance with the terms and conditions thereof. If not prohibited by the terms and conditions of any such devise, donation, or bequest, it may sell, convey, exchange, or lease property so devised, donated, or bequeathed upon such terms and conditions as it deems best and deposit all money derived from any such sale or lease in the State Department of Education Trust Fund.

None of the duties prescribed in this section shall prevent the board from exercising such other duties as in its judgment may be necessary for the proper and legal exercise of its obligations.

Sec. 6. That section 79-426.17, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-426.17. Whenever two or more districts are involved in a reorganization plan, the old districts shall continue to be responsible for any indebtedness incurred before the reorganization takes place, unless a different arrangement is included in the plan voted upon by the people. ~~;-Provided, whenever in a district or districts of Class I, II, or III districts the majority of the qualified voters as determined by the county redistricting committee, are not in favor of consolidation, then the school district, into which the others in whole or in part are merged, shall succeed to all the property, contracts, and obligations of each and all the school districts so merged into it, in whole or in part and shall assume all their valid contracts and obligations.~~

Sec. 7. That section 79-434, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-434. The county board of the county in which is located the schoolhouse of any joint school district, ~~acting in pursuance of section 79-434,~~ shall make a levy for said school district, as may be necessary, and the county clerk of that county shall certify the levy on or before September 1 in each year, to the county clerk of each county in which is situated any portion of the joint school district.

Sec. 8. That section 79-441, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-441. The ~~school-board-or~~ board of education shall have the care and custody of the schoolhouse and other property of the district, and shall have authority to hire a superintendent and the required number of teachers and other necessary personnel.

Sec. 9. That section 79-446, Revised Statutes Supplement, 1969, be amended to read as follows:

79-446. In all cases where any officer or enlisted man of the United States Army, Navy, Marine Corps, or Air Force is on active duty in the State of Nebraska and is residing on property acquired by the United States pursuant to Chapter 72, article 6, prior to the repeal of such article by Laws 1969, Chapter 593, the children of any such officer or enlisted man who are of school age may be admitted to any of the public schools in any school district, in, near, or adjacent to the place where such officer or enlisted man is stationed, so long as such officer or enlisted man may be on active duty in Nebraska, and such children may be admitted to the public schools of any such district without payment of tuition.

The provisions of this section and sections 79-447 and 79-448 shall also apply to children of parents employed by the federal government and residing with their parents on national parks or national monuments within this state.

Sec. 10. That section 79-486, Revised Statutes Supplement, 1969, be amended to read as follows:

79-486. (1) The governing board of any public school district in this state, when authorized by a majority of the votes cast at any annual or special meeting, ~~is-empowered-to~~ shall (a) contract with the board of any neighboring public school district or districts for the instruction of all or any part of the pupils residing in the first-named district in the school or schools maintained by the neighboring public school district or districts for a period of time not to exceed three years, and (b) make provision for the transportation of such pupils to the school or schools of the neighboring district or districts.

(2) The governing board of any public school district may also, when petitioned to do so by at least

two-thirds of the parents residing in the district having children of school age who will attend school under the contract plan, in its discretion, (a) contract with the board of any neighboring public school district or districts for the instruction of all or any part of the pupils residing in the first-named district in the school or schools maintained by the neighboring public school district or districts for a period of time not to exceed three years, and (b) make provision for the transportation of such pupils to the school or schools of the neighboring district or districts.

(3) The contract price for instruction referred to in subsections (1) and (2) of this section shall be the cost per pupil for the immediately preceding school year or the current year whichever appears more practical as determined by the governing board of the district which accepts the pupils for instruction. The cost per pupil shall be determined by dividing the sum of the operational cost and debt service expense of the accepting district, except retirement of debt principal, plus three per cent of the insurable or present value of the school plant and equipment of the accepting district, by the average daily membership of pupils in the accepting district. Payment of the contract price shall be made in equal installments at the beginning of the first and second semesters.

(4) All the contracts, referred to in subsections (1) and (2) of this section, shall be in writing and copies of all such contracts shall be filed in the office of the county superintendent on or before August 15 of each year. The form of such contracts shall be prescribed by the Commissioner of Education. School districts, thus providing instruction for their children in neighboring districts, shall be considered as maintaining a school as required by law. The teacher of the school providing the instruction shall keep a separate record of the attendance of all pupils from the first-named district and make a separate report to the secretary of that district. The school board of every sending district contracting under the provisions of this section shall be required to enter into contracts with school districts of the choice of the parents of the children to be educated under the contract plan; Provided, that if the total tuition and transportation costs to the sending district would exceed the average cost for the immediately preceding school year of operating the schools of this class in the county that were actually open and in operation the school board of the sending district may contract with school districts of the parents' choice or the school board of the

sending district may designate the school or schools the children may attend. Any school district, failing to comply with the provisions of this section, shall not be paid any funds from the state apportionment of school funds while such violation continues. The county superintendent may, in his discretion, dissolve any district failing to comply with the provisions of this section or in which the votes cast at an annual or special election on the question of contracting with a neighboring district are evenly divided, or in which the governing body of the district is evenly divided in its vote on the question of contracting pursuant to subsection (2) of this section; Provided, that the county superintendent shall dissolve and attach to a neighboring district or districts any school district which, for five consecutive years, contracts for the instruction of its pupils, except that in instances where such dissolution shall create extreme hardships on the pupils or the district affected, the State Board of Education may, on application by the school board of the district and the recommendation of the county superintendent of the county in which the district is located, waive the requirements of this subsection. The dissolution of any school district pursuant to the provisions of this section shall be effected in the manner prescribed in section 79-420. School districts that have contracted for instruction for two or more consecutive years shall, before reopening the schoolhouse within the district, have an enrollment of at least five pupils whose parents or legal guardians are legal voters of the school district in accordance with the provisions of section 79-427 and shall apply to the county superintendent for approval to reopen that schoolhouse for school use. The county superintendent shall, before granting that approval, personally inspect the school building and toilets and approve them as being safe, clean, and sanitary. He shall also inspect the supplies, equipment, and furnishings and approve them as being adequate for proper instruction.

Sec. 11. That section 79-488, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-488. All ~~school--boards--and~~ boards of education in this state shall cause all school buses, whether owned by the district or not, to be inspected before school shall open in the fall and each eighty days during that part of the year when school is in session, by a qualified motor vehicle mechanic appointed by the ~~school-board-or~~ board of education and approved by the county superintendent or district superintendent;

Provided, that any bus that has been inspected under rules and regulations of the State Railway Commission shall be exempted from the provisions of this section. The mechanic shall thoroughly inspect every bus as to brakes, lights, windshield wipers, window glass, tires, doors, heaters, defrosting equipment, steering gear, and the mechanical condition of every part of such bus bearing upon the safety thereof as a means of transportation. Within five days after such inspection, the mechanic shall make a report of his inspection in writing on regular forms provided by the State Department of Education which shall show the work done, and file one copy of such report with the owner if other than the school district, and one copy with the ~~school board-or~~ board of education, ~~as-the-case-may-be~~; using such bus to transport pupils, and also file one copy with the county superintendent or district superintendent and the State Department of Education.

All such ~~school-boards-and~~ boards of education shall also cause such buses to be inspected at least twice during each calendar year by the Nebraska ~~Safety State~~ Patrol. The Nebraska ~~Safety State~~ Patrol shall thoroughly inspect every bus as to brakes, lights, windshield wipers, window glass, tires, doors, heaters, defrosting equipment, steering gear, and the mechanical condition of such bus bearing upon the safety thereof as a means of transportation. Within five days after such inspection, the Nebraska ~~Safety State~~ Patrol shall make a report of its inspection in writing, and file one copy of such report with the ~~school--board--or~~ board of education, ~~as-the-case-may-be~~, and file one copy with the State Department of Education. If any inspection required by the provisions of this section discloses any defect in equipment bearing upon the safety of a bus as a means of transportation and the defect is not corrected within twenty-four hours after discovery, the bus shall immediately be removed from service until such defects are corrected to the satisfaction of a law enforcement officer. Failure to remove such bus from service shall constitute a misdemeanor, and, any person guilty thereof shall, upon conviction thereof, be punished ~~as-provided--in--subdivision--(12)--of--section~~ 79-328 by a fine of not less than ten nor more than one hundred dollars. Such conviction shall be grounds for dismissal of any employee.

Sec. 12. That section 79-488.05, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-488.05. When any vehicle with a

manufacturer's rated seating capacity of twelve or more passengers used for transportation of children is sold by the district and used for any other purpose than for transportation of school children, such vehicle shall be painted a distinct color other than that prescribed by the ~~Department--of--Motor--Vehicles~~ State Board of Education when used to transport school children. Any person violating the provisions of this section shall, upon conviction thereof, be fined not less than twenty-five dollars nor more than one hundred dollars.

Sec. 13. That section 79-488.06, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-488.06. Any person operating a school bus, before the opening of a school term, or before operating a school bus, shall, each year, submit himself to (1) an examination, to be conducted by a driver's license examiner of the Department of Motor Vehicles, to determine his qualifications to operate such bus, and (2) an examination by a licensed physician to determine whether or not he meets the physical and mental standards established pursuant to subdivision (12) of section 79-328, and shall furnish to the ~~school-board-or~~ board of education, and the Director of Motor Vehicles a written report of each such examination on standard forms prescribed by the State Department of Education, signed by the person conducting the same, showing he is qualified to operate a school bus and that he meets the physical and mental standards. If the Director of Motor Vehicles determines that he is so qualified and meets such standards, a special school bus operator's permit in such form as the director shall prescribe, shall be issued to him. No contract shall be entered into until such permit shall have been received and exhibited to the ~~school-board-or~~ board of education. The holder of such permit shall have it on his person at all times while operating a school bus. It shall be unlawful for any person operating a school bus to be or remain on duty for a longer period than sixteen consecutive hours. When any person operating a bus shall have been continuously on duty for sixteen hours, he shall be relieved and not be permitted or required to again go on duty without having at least ten consecutive hours' rest off duty, and no such operator, who has been on duty sixteen hours in the aggregate in any twenty-four hour period, shall be required or permitted to continue or again go on duty without having had at least eight consecutive hours off duty. Any person violating the provisions of this section shall be guilty of a misdemeanor and shall, upon conviction thereof, be

~~punished as provided in subdivision (12) of section 79-328 by a fine of not less than twenty-five nor more than one hundred dollars, and the contract canceled as provided in such section subdivision (12) of section 79-328.~~

Sec. 14. That section 79-4,103, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-4,103. The secretary of any ~~school board or~~ board of education of any school district located in any county to which sections 79-494 to 79-4,106 apply, or a district in another state which has reciprocal nonresident high school tuition relations with Nebraska, shall, on or before the second Monday in February and June of each year, certify to the county superintendent the names and number of nonresident pupils enrolled in the high school of said district during the semester ending on or about the second Monday of February and June, and the number of days those pupils were enrolled in the high school. ~~including the number of days for preopening or postclosing activities as provided in subsection (2) of section 79-4,102.~~ The county superintendent thereupon shall certify the same to the county treasurer, who shall upon the order of the county superintendent, on or before March 1 and July 1 following, pay to the school district treasurers and to the treasurers of boards of education an amount sufficient to pay the high school tuition of said pupils at a rate fixed by law. If the nonresident high school tuition fund therein provided for shall not be sufficient to pay the full amount of such tuition, then the fund shall be distributed pro rata among the districts entitled to such funds.

Sec. 15. That section 79-501, Revised Statutes Supplement, 1969, be amended to read as follows:

79-501. The annual school meeting of each school district of the first class shall be held at the schoolhouse, if there is one, or at some other suitable place within the district on the second Monday of June of each year. The annual school meeting of each school district of the second class shall be held at the schoolhouse on the second Monday of July June of each year. The officers elected as provided in sections 79-601 and 79-701 shall take possession of the office to which they have been elected upon the second Monday of July June, and the school year shall commence with that day.

Sec. 16. That section 79-506.01, Revised Statutes Supplement, 1969, be amended to read as follows:

79-506.01. A tax to establish a special fund for the purpose of erection or repair of a schoolhouse and equipment or the building, and purchasing existing buildings for use as school buildings, including the sites upon which such buildings are located, hiring, or purchasing of a teacherage for the purpose of providing housing facilities for the school employees of the district in any Class I or Class II district may be levied when authorized by fifty-five per cent of the qualified electors voting on the proposition. The notice of the proposal to establish such special fund shall include the sum to be raised or the amount of the tax to be levied, the period of years, and the time of its taking effect. Such tax shall be subject to the restrictions of section 79-422 as to maximum amount and term. If fifty-five per cent of the qualified electors voting at any such election vote in favor thereof, the result of such election shall be certified to the county board which, upon being satisfied that all the requirements have been substantially complied with, shall cause the proceedings to be entered upon the record of the county board and shall make an order that the levy be made in accordance therewith and collected as other taxes.

Sec. 17. That section 79-513, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-513. It shall be the duty of the secretary of the ~~school-board-of-a-district-of-the-second-class-or~~ board of education of a district of the ~~third~~ second class, within ten days after any regular or special meeting thereof, to publish one time in a legal newspaper published in or of general circulation in such district a list of the claims, arising on contract or tort, allowed thereat, setting forth the name of the claimant, the amount and nature of the claim allowed, consisting of not more than ten words in stating the nature of such claim. The secretary shall likewise cause to be published a concise summary of all other proceedings of such meetings; Provided, publication of such claims or proceedings in a legal newspaper shall not be required unless the same can be done at an expense not exceeding the rates provided by law for the publication of proceedings of county boards.

Sec. 18. That section 79-515, Reissue Revised

Statutes of Nebraska, 1943, be amended to read as follows:

79-515. When the yearly budget of the amount of funds for all purposes required to be raised by taxation during the ensuing fiscal year to maintain the school or schools in a district of the second class shall have been tentatively determined, the president of the school board or board of education shall present such budget for consideration by the qualified voters present at the annual meeting. The budget shall be subject to the provisions of sections 23-921 to 23-933, and the annual meeting shall be deemed to meet the requirements of those sections for a public hearing, signed by the president and secretary. ~~It shall contain only a general statement of the total amount of funds proposed to be raised by taxation for the ensuing fiscal year, subdivided and classified into the different objects or branches of expenditures, together with a concluding statement of the entire revenue of said district raised by taxation and from other sources for the previous fiscal year. The resolution of the budget shall be spread at large upon the minutes of the annual meeting. The district may at the annual meeting adopt such resolution, as proposed or with amendments, voting such sums, to be raised by tax upon the taxable property of the district, as may be required to maintain the several schools thereof for the ensuing year. The secretary of the board shall publish, within ten days after the annual meeting in such districts, a copy of the resolution of the budget as finally adopted, one time in a legal newspaper published in or of general circulation in such district, at the legal rate prescribed for the publication of legal notices.~~

Sec. 19. That section 79-548, Revised Statutes Supplement, 1969, be amended to read as follows:

79-548. ~~Before adopting the~~ The annual budget, the board of education of a Class III, IV, V, and VI school district, and educational service unit, shall hold a public hearing thereon. ~~Notice of such hearing shall be given by publication in a newspaper of general circulation in such district ten days prior to the date of hearing. Each board, at the time of the public notice of hearing, shall have copies of the proposed budget, in summary form, available for the public communication media and the general public be subject to the provisions of sections 23-921 to 23-933.~~

Sec. 20. That section 79-1007.02, Revised Statutes Supplement, 1969, be amended to read as

follows:

79-1007.02. There shall be established for the general operation of the schools such fund as will result from an annual levy of such number of mills on the dollar upon the assessed value of all the taxable property in such school district, except intangible property, as the board of education shall determine to be necessary for such purpose. A further fund resulting from an annual amount of tax to be determined by the board of education of not to exceed four mills on the dollar upon the assessed value of all the taxable property in the district, except intangible property, is established for the purpose of acquiring sites of school buildings and the erection, alteration, equipping, and furnishing of school buildings and additions to school buildings, and such four mill levy shall be used for no other purposes. ~~; Provided, that out of the levy to be certified annually by the board of education to the county clerk, an amount not in excess of one and one half mills of the additional four mill levy for the building fund may, at the option of the board of education, be levied for and credited to the fund for the general operation of schools.~~ There shall be established a further fund resulting from an annual amount of tax to be determined by the board of education to pay interest on and retiring, funding, or servicing of bonded indebtedness of the district.

Sec. 21. That section 79-1247.13, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1247.13. Any regular Nebraska certificate, including any permanent or life certificate in force on January 1, 1964, shall remain in force for its regular term. Upon application by the holder of any such certificate, the board may authorize the conversion of such certificate to a similar certificate or permit issued by the commissioner under the provisions of sections 79-1247.03 to 79-1247.14. ~~Until September 30, 1968, any regular Nebraska certificate, including any permanent or life certificate in force on January 4, 1964, shall be converted upon application of the holder to a certificate or permit to which his preparation entitles him as provided for pursuant to section 79-1247.05 upon presentation of eight additional semester hours of approved college credit which have been earned within five years of the date of application and since the issuance date of the last certificate held by the applicant.~~

Sec. 22. That original sections 14-554, 79-320, 79-426.17, 79-434, 79-441, 79-488, 79-488.05, 79-488.06, 79-4,103, 79-513, 79-515, and 79-1247.13, Reissue Revised Statutes of Nebraska, 1943, sections 79-213, 79-328, 79-446, 79-486, 79-501, 79-506.01, 79-548, and 79-1007.02, Revised Statutes Supplement, 1969, and section 77-202.22, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 299, Eighty-second Legislature, First Session, 1971, and also section 79-1702, Reissue Revised Statutes of Nebraska, 1943, are repealed.