

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SEVENTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 768**

Introduced by Albrecht, 17; Bostelman, 23; Briese, 41; Lowe, 37;  
McDonnell, 5; Murman, 38; Sanders, 45; Slama, 1.

Read first time January 05, 2022

Committee: Education

1 A BILL FOR AN ACT relating to schools; to amend sections 79-712 and  
2 79-713, Reissue Revised Statutes of Nebraska, and section 79-760.01,  
3 Revised Statutes Supplement, 2021; to change provisions relating to  
4 comprehensive health education; to prohibit academic content  
5 standards in new areas; and to repeal the original sections.

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

1 Section 1. Section 79-712, Reissue Revised Statutes of Nebraska, is  
2 amended to read:

3 79-712 Provisions shall be made by the proper local school  
4 authorities for instructing the pupils in all public schools in a  
5 ~~comprehensive~~ health education program which shall consist of ~~include~~  
6 instruction (1) as to the physiological, psychological, and sociological  
7 aspects of drug use, misuse, and abuse and (2) on intellectual disability  
8 and other developmental disabilities, such as cerebral palsy, autism, and  
9 epilepsy, their causes, and the prevention thereof through proper  
10 nutrition and the avoidance of the consumption of drugs as defined in  
11 this section. For purposes of this section, drugs means any and all  
12 biologically active substances used in the treatment of illnesses or for  
13 recreation or pleasure. Special emphasis shall be placed upon the  
14 commonly abused drugs of tobacco, alcohol, marijuana, hallucinogenics,  
15 amphetamines, barbiturates, and narcotics.

16 Sec. 2. Section 79-713, Reissue Revised Statutes of Nebraska, is  
17 amended to read:

18 79-713 The Commissioner of Education shall prepare such teaching  
19 aids and materials as may be necessary for an effective instruction  
20 course in comprehensive health as provided in section 79-712 education,  
21 which shall include drug education, for distribution to all public and  
22 private schools requesting such materials and approved for continued  
23 legal operation under rules and regulations adopted and promulgated by  
24 the State Board of Education pursuant to subdivision (5)(c) of section  
25 79-318.

26 Sec. 3. Section 79-760.01, Revised Statutes Supplement, 2021, is  
27 amended to read:

28 79-760.01 (1) The State Board of Education shall adopt measurable  
29 academic content standards for at least the grade levels required for  
30 statewide assessment pursuant to section 79-760.03. The standards shall  
31 cover the subject areas of reading, writing, mathematics, science, and

1 social studies.

2 (2) The board shall also adopt measurable academic content standards  
3 for financial literacy as part of the social studies standards.

4 (3) Academic content standards adopted or recommended pursuant to  
5 this section shall be sufficiently clear and measurable to be used for  
6 testing student performance with respect to mastery of the content  
7 described in the state standards.

8 (4) The State Board of Education shall develop a plan to review and  
9 update standards for each subject area every seven years. The state board  
10 plan shall include a review of commonly accepted standards adopted by  
11 school districts.

12 (5) The State Board of Education shall not develop, approve,  
13 distribute, adopt, or promulgate any academic content standards in a new  
14 content area that is not explicitly authorized in subsection (1) or (2)  
15 of this section.

16 Sec. 4. Original sections 79-712 and 79-713, Reissue Revised  
17 Statutes of Nebraska, and section 79-760.01, Revised Statutes Supplement,  
18 2021, are repealed.