

LEGISLATURE OF NEBRASKA  
ONE HUNDRED EIGHTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 522**

Introduced by Walz, 15.

Read first time January 17, 2023

Committee: Education

- 1 A BILL FOR AN ACT relating to the Tax Equity and Educational
- 2 Opportunities Support Act; to amend section 79-1007.06, Revised
- 3 Statutes Cumulative Supplement, 2022; to change provisions relating
- 4 to poverty allowances; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 79-1007.06, Revised Statutes Cumulative  
2 Supplement, 2022, is amended to read:

3 79-1007.06 (1) For each school fiscal year, the department shall  
4 determine the poverty allowance for each school district that meets the  
5 requirements of this section and section 79-1007.07. Each school district  
6 shall designate a maximum poverty allowance on a form prescribed by the  
7 department on or before October 15 of the school fiscal year immediately  
8 preceding the school fiscal year for which aid is being calculated. The  
9 school district may decline to participate in the poverty allowance by  
10 providing the department with a maximum poverty allowance of zero dollars  
11 on such form on or before October 15 of the school fiscal year  
12 immediately preceding the school fiscal year for which aid is being  
13 calculated.

14 (2) The poverty allowance for each school district shall equal the  
15 lesser of:

16 (a) The maximum amount designated pursuant to subsection (1) of this  
17 section by the school district in the local system, if such school  
18 district designated a maximum amount, for the school fiscal year for  
19 which aid is being calculated; or

20 (b) The sum of:

21 (i) The statewide average general fund operating expenditures per  
22 formula student multiplied by 0.0375 then multiplied by the poverty  
23 students comprising more than five percent and not more than ten percent  
24 of the formula students in the school district; plus

25 (ii) The statewide average general fund operating expenditures per  
26 formula student multiplied by 0.0750 then multiplied by the poverty  
27 students comprising more than ten percent and not more than fifteen  
28 percent of the formula students in the school district; plus

29 (iii) The statewide average general fund operating expenditures per  
30 formula student multiplied by 0.1125 then multiplied by the poverty  
31 students comprising more than fifteen percent and not more than twenty

1 percent of the formula students in the school district; plus

2 (iv) The statewide average general fund operating expenditures per  
3 formula student multiplied by 0.1500 then multiplied by the poverty  
4 students comprising more than twenty percent and not more than twenty-  
5 five percent of the formula students in the school district; plus

6 (v) The statewide average general fund operating expenditures per  
7 formula student multiplied by 0.1875 then multiplied by the poverty  
8 students comprising more than twenty-five percent and not more than  
9 thirty percent of the formula students in the school district; plus

10 (vi) The statewide average general fund operating expenditures per  
11 formula student multiplied by 0.2250 then multiplied by the poverty  
12 students comprising more than thirty percent of the formula students in  
13 the school district.

14 (3) It is the intent of the Legislature that the per-student amount  
15 used in the poverty allowance calculation be changed to a weighted amount  
16 of 1.33 to address the additional personnel, resources, and programs that  
17 every school in Nebraska provides to support students' needs. This would  
18 change the needs side of the formula for every Nebraska school district.  
19 It is the intent of the Legislature that if the poverty allowance  
20 expenditures do not equal one hundred ten percent or more of the poverty  
21 allowance for the most recently available complete data year, a  
22 correction will be calculated based off of the current year.

23 Sec. 2. Original section 79-1007.06, Revised Statutes Cumulative  
24 Supplement, 2022, is repealed.