

PREPARED BY: Bill Biven, Jr.
DATE PREPARED: January 29, 2025
PHONE: 402-471-0054

LB 140

Revision: 00

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)

	FY 2025-26		FY 2026-27	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.

LB140 would require each school board of a public school district to develop & adopt a policy relating to use of electronic communication devices by students.

Prior to the 2025-26 school year, each school board of a public school district will adopt a policy that establishes rules & standards concerning use of electronic communication devices by students while on school property or attending a school function. The development of the policy will include stakeholder participation to ensure that the policies are responsive to the unique needs & desires of students, parents, & educators in each community.

This policy:

- will prohibit the use of an electronic communication device by students while on school property or attending a school function
- can include student discipline & enforcement mechanisms that limit access to cell phones by students only if the school board adopts the policy as part of the rules & standards adopted in accordance with the requirements of §79-262

The adopted policy will not prohibit a student from using an electronic communication device while on school property or attending a school function under any of the following circumstances:

- when required by a student's individualized education program & 504 plan
- when authorized by a teacher for educational purposes during instructional time
- in the case of an emergency or perceived threat of danger
- when necessary to monitor or manage a student's health care
- when determined appropriate by the school board or otherwise allowed by an appropriate school employee

Since an emergency exists, this bill will take effect when passed & approved according to law.

NO FISCAL IMPACT

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE

LB: 140	AM:	AGENCY/POLT. SUB: Department of Education	
REVIEWED BY: Kimberly Burns		DATE: 01/30/2025	PHONE: (402) 471-4171
COMMENTS: Concur with the Department of Education's assessment of no fiscal impact for the agency and potentially small, but indeterminate impacts for school boards who do not currently have a similar policy in place.			

LB⁽¹⁾ 140

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Educational Service Unit Coordinating Council

Prepared by: ⁽³⁾ Larianne Polk

Date Prepared: ⁽⁴⁾ 1/30/2025

Phone: ⁽⁵⁾ 402-597-4843

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION				
	FY 2025-26		FY 2026-27	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

Explanation of Estimate:

No Fiscal Impact

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE				
Personal Services				
POSITION TITLE	NUMBER OF POSITIONS		2025-26	2026-27
	25-26	26-27	EXPENDITURES	EXPENDITURES
Benefits.....				
Operating				
Travel				
Capital outlay				
Aid				
Capital improvements.....				
TOTAL				

State Agency OR Political Subdivision Name: ⁽²⁾ Education

Prepared by: ⁽³⁾ Lane Carr

Date Prepared: ⁽⁴⁾ 1.15.25

Phone: ⁽⁵⁾ 402.419.3012

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION				
	FY 2025-26		FY 2026-27	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

Explanation of Estimate:
LB140 would require school districts to adopt a policy establishing rules and standards concerning the use of electronic communication devices by students while on school property or attending a school function. There would be no fiscal impact to the NDE.

A NDE survey from November 2024 indicated that 178 school districts already had a policy in place on the topic. The remaining school boards that do not have a policy would incur some costs which are undeterminable.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE				
Personal Services:				
POSITION TITLE	NUMBER OF POSITIONS		2025-26	2026-27
	25-26	26-27	EXPENDITURES	EXPENDITURES
Benefits.....				
Operating.....				
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
TOTAL.....			0	0