

NEBRASKA DEPARTMENT  
OF EDUCATION

# RULE 9

REGULATIONS AND PROCEDURES FOR PRORATION OF  
AFFILIATED SCHOOL SYSTEM BOND FUNDS

TITLE 92, NEBRASKA ADMINISTRATIVE CODE,  
CHAPTER 9

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TITLE 92 - NEBRASKA DEPARTMENT OF EDUCATION  
CHAPTER 9 - PRORATION OF AFFILIATED SCHOOL SYSTEM BOND FUNDS

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001    General Information

001.01    Statutory Authority. Section 10-716.01 of the Revised Statutes of Nebraska (R.R.S.) provides that the Department of Education establish criteria by which the bond levy necessary to redeem bonds issued for a shared high school and elementary facility is to be prorated to reflect projected student utilization between the high school district and elementary district(s) in an affiliated school system. This Chapter is adopted pursuant to §79-328 and §10-716.01 of the Revised Statutes of Nebraska (R.R.S.).

001.02    Scope and Application of this Chapter. This chapter provides the criteria to be used to determine projected student utilization in a shared facility for determining the proportion of bond debt in affiliated Class I school districts, or portions thereof, which are a part of the affiliated school system. This chapter is only applicable to Class II, III, IV, and V school districts and Class I school districts, or portions thereof, which are part of an affiliated school system.

002    Definitions. As used in this chapter:

002.01    Affiliated school system - Shall have the meaning specified in §79-101.01(1)(a) R.R.S.

002.02    Elementary facility - Shall have the meaning specified in §79-101.02(1) R.R.S.

002.03    High school facility - Shall have the meaning specified in §79-101.02(3) R.R.S.

002.04    Shared facility - Shall mean a school facility assigned to accommodate both elementary and high school pupils, or assist in the provision of services for such pupils, during some part of an instruction period, day, or year.

002.05    Student utilization - The routine pattern of use of a facility by the pupils accommodated in the facility or the ratio of high school services to total services provided through the utilization of a service facility.

002.06    Weighted membership - Shall have the meaning specified in §79-3805(2) R.R.S.

003    Criteria for establishment of proportion of projected student utilization for a shared high school facility in an affiliated school system

Pursuant to §10-716.01 R.R.S. (1993 Supp.), one or both of the following criteria may be used to develop the final ratio of projected high school student utilization of a shared facility.

003.01    Criteria based upon grades of instruction provided in the shared facility - When plans for a shared facility identify the grade levels of instruction to be provided in the shared facility, the ratio of the high school grade levels (9-12) compared to all grade levels provided in the planned shared facility may be used to determine the ratio of projected high school student utilization.

003.02    Criteria based upon numbers of students or weighted students to use the shared facility - Based on membership history and planned projections of stable numbers of pupils in attendance at a planned shared facility, the ratio of high school (9-12) pupils in membership or weighted high school (9-12) pupils in membership compared to the entire membership or weighted membership assigned to the planned shared facility may be used to determine the ratio of projected high school student utilization.