



NEBRASKA DEPARTMENT OF EDUCATION

TO: Roger Breed, Ed.D.
Commissioner of Education

FROM: Margaret Worth, General Counsel

SUBJECT: Policy Review Information Item

Proposed Board Action:

State Board Policy B8 for review.

Background Information:

Pursuant to the review schedule implemented by the State Board's Policy Committee, State Board Policy B8 is submitted for review.

If the Commissioner, Board President or any Board member believes that action or referral to the Policy Committee is necessary in connection with this Policy, an appropriate motion may be placed on the Agenda for the March Board meeting.

Policy B8 will remain in effect indefinitely until revised or rescinded.

Estimated Cost:

N/A

Supporting Documentation Included:

Board Policy B8.

For Additional Information on this item:

Call Margaret Worth (402) 471-0310 or email Margaret.Worth@nebraska.gov

Policy, Bylaw, and Position Statement Development

The State Board may change its existing policies, bylaws or position statements or adopt new policies, bylaws, or position statements at any time, on its own motion or upon recommendation by the Commissioner.

All State Board policies, bylaws and position statements shall be included on the State board's webpage.

All State Board policies, bylaws and position statement are to be reviewed by the Board every four years and the Commissioner will recommend a subsequent review date when each new policy is proposed.

The State Board's general education policies or position statements (designated by the letter "G") shall expire four years after their adoption unless revised or reaffirmed by the State Board prior to expiration. Starting on October 6, 2010, general education policies or position statements that are more than four years old shall expire on October 6, 2012, unless revised or reaffirmed prior to that date.

The State Board's procedural bylaws (designated by the letter "B") and the State Board's internal policy directives (designated by the letter "D") shall remain in full force and effect until amended or rescinded by the State board.

The General Counsel will review all Board policies, bylaws and position statements annually for compliance with state law.

All State Board resolutions, except those honoring an individual, shall contain an expiration date.

Board Action History

- 12/10/76
Prior BD-1 (Statement of Board authority and foremost consideration.)
Prior BDA-2 (Systematic procedures for policy adoption.)
Prior BDE-2 (Annual policy review.)
- 12/7/84 – Prior 9311 BOP
(Replace 1976 policies with statement that Board can change or adopt policies at any time.)
- 12/8/95 – Prior B8
(Added 5-vote requirement and 3-year minimum review.)
- 6/7/02 – Prior B8
(5-vote requirement deleted.)
- 9/7/06 – B8
(Added references to bylaws and position statements, changed 3 to 2 year reviews, added annual General Counsel law review.)
- 10/6/10 – B8
(Changed 2 to 4 year reviews and clarified expiration dates of policies, bylaws and position statements approved by the State Board.)

Cross-References

- 79-301(2) – The State Board's duty to form policy.
- 79-315 – The State Board's power to organize itself.