



**TO:** Matthew L. Blomstedt, Ph.D.  
Commissioner of Education

**FROM:** Margaret Worth

**SUBJECT:** POLICY REVIEW INFORMATION ITEM

**Proposed Board Action:**

STATE BOARD POLICY, B17, "Hearing Officers."

**Background Information:**

Pursuant to the four-year review schedule implemented by the State Board Policy Committee, State Board Policy B17 is submitted for review.  
Pursuant to Bylaws B8 and B5, this policy may be revised, rescinded or referred to the State Board Policy Committee for review. If the Committee, the Board President or any Board member believes that action is necessary in connection with this Policy, an appropriate motion may be placed on the Agenda for future Board meeting.  
B17 will remain in effect indefinitely until revised or rescinded.

**Estimated Cost:**

N/A

**Supporting Documentation Included:**

State Board Policy Statement B17, "Hearing Officers."

**For Additional Information on this item:**

Contact Margaret Worth, (402) 471-0312 or [margaret.worth@nebraska.gov](mailto:margaret.worth@nebraska.gov)

### Hearing Officers

When a contested case is of such anticipated length or complexity that the use of a hearing officer by the Board is advisable, a recommendation for the appointment of a hearing officer shall be placed on the consent agenda by the Commissioner, or, in cases in which the Commissioner is a party, by the attorney serving as the Board's legal advisor in the case.

### Board Action History

- 12/10/76 – Prior BCAE  
(Board may delegate authority to Commissioner or member to conduct rule hearings.)
- 12/7/84 – Prior BCAE  
(Rescinded upon adoption of revised manual.)
- 10/12/90 – Prior 8001 BOP  
(Option enrollment hearing officers)
- 12/8/95 – Prior B17  
(Replaced 8001 BOP – Covers all types of contested case hearing officers)
- 9/7/06 – B17  
(Same Bylaw text)

### Cross-References

- 84-901(5)