

ONE HUNDRED EIGHTH LEGISLATURE - FIRST SESSION - 2023
COMMITTEE STATEMENT
LB222

Hearing Date: Tuesday February 21, 2023
Committee On: Education
Introducer: Fredrickson
One Liner: Prescribe requirements for the student application and admission process of public colleges and universities regarding criminal history and juvenile court record information

Roll Call Vote - Final Committee Action:

Advanced to General File with amendment(s)

Vote Results:

Aye:	7	Senators Briese, Conrad, Linehan, Murman, Sanders, Walz, Wayne
Nay:	1	Senator Albrecht
Absent:		
Present Not Voting:		

Testimony:

Proponents:

Senator John Fredrickson
Courtney Wittstruck
Anahi Salazar
Jasmine Harris
Rose Godinez

Representing:

Introducer
Nebraska Community College Association
Voices for Children in Nebraska
RISE
ACLU of Nebraska

Opponents:

Representing:

Neutral:

Representing:

* ADA Accommodation Written Testimony

Summary of purpose and/or changes:

LB 222 would prescribe publicly funded colleges and universities in Nebraska from inquiring during the admission process as to an applicant's criminal history or juvenile court record except insofar as such information required by state or federal law.

Section 1:

- Except as otherwise specifically required by state or federal law, publicly funded colleges and universities in Nebraska shall not inquire as to any criminal history or juvenile court record of an applicant.
 - An applicant may offer such information voluntarily.
 - Inquiries for this information required by state or federal law shall be strictly limited to the scope of such specific requirement
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Section 2:

- Defines for purposes of this section:
 - Criminal history or juvenile court record information
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Explanation of amendments:

AM 699 would carve out some exceptions to the prohibition against publicly funded colleges or universities inquiring as to an applicant's criminal history or juvenile court records.

Disciplines that require licensure or clinical or field placements may inquire as to such information.

Inquiries are not prohibited when, and to the extent, required by federal law, or when such matters are voluntarily submitted.

Other exceptions that would allow inquiry include:

- Information regarding events occurring after applying.
- Applications or processes relating to student housing.
- Applications or processes relating to any athletic program.

Dave Murman, Chairperson