

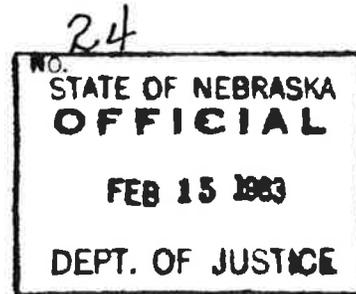
DEPARTMENT OF JUSTICE

STATE OF NEBRASKA

TELEPHONE 402/471-2682 • STATE CAPITOL • LINCOLN, NEBRASKA 68509

PAUL L. DOUGLAS
Attorney General
GERALD S. VITAMVAS
Deputy Attorney General
JOHN R. THOMPSON
Deputy Attorney General

February 14, 1983



Senator John DeCamp
Nebraska State Legislature
State Capitol
Lincoln, Nebraska 68509

Dear Senator DeCamp:

This is in reply to your letter of January 28, 1983. In that letter you ask two questions, each of which are hereafter discussed.

1. Are the provisions of Neb.Rev.Stat. §79-1229 (Reissue 1981) applicable to administrators and supervisors of both public and nonpublic schools?

Yes. See generally, State ex rel. Douglas v. Faith Baptist Church, 207 Neb. 802, 301 N.W.2d 571 (1981).

2. Is Neb.Rev.Stat. §79-1229 (Reissue 1981) being enforced at the present time and has it been enforced in the past to insure that all non-public schools have properly certified administrators and supervisors?

Generally speaking, enforcement of Neb.Rev.Stat. §79-1229 (Reissue 1981) has never been a problem. It has been a problem in certain instances during the last several years. As a result, there are a number of cases which are currently in litigation which involve, inter alia, Neb.Rev.Stat. §79-1229 (Reissue 1981).

3. Where can you get reports on exactly which non public schools are in compliance or non compliance, if any are in non compliance, with Neb.Rev.Stat. §79-1229 (Reissue 1981)?

Assistants

Bernard L. Packett
Mel Kammerlohr
Harold I. Mosher
Ralph H. Gillan
Terry R. Schaaf

Marilyn E. Hutchinson
Patrick T. O'Brien
J. Kirk Brown
Royce N. Harper
Sharon M. Lindgren

Ruth Anne E. Galter
G. Roderic Anderson
Dale A. Comer
Shanley D. Cronk
Martel J. Bundy

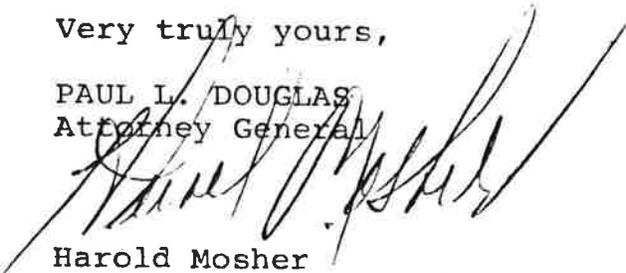
Mark D. Starr
Dale D. Brodkey
Frank J. Hutfless
Linda L. Willard
Robert M. Soshnik

Senator John DeCamp
February 14, 1983
Page -2-

This question obviously contains a typographical error.
Neb.Rev.Stat. §79-1229 (Reissue 1981) does not apply to schools
but applies to individuals.

Very truly yours,

PAUL L. DOUGLAS
Attorney General



Harold Mosher
Assistant Attorney General

HM:ejg

cc Mr. Patrick J. O'Donnell
Clerk of the Legislature