

AMENDMENTS TO LB705

(Amendments to Standing Committee amendments, AM1468)

Introduced by Fredrickson, 20.

1 1. Insert the following new section:

2 Sec. 108. (1) Except as provided in subsection (2) of this section,
3 no publicly funded college or university in this state shall, as part of
4 the student application and admission process for disciplines not
5 requiring licensure or clinical or field placements, inquire about or
6 consider any applicant's criminal history or juvenile court record
7 information.

8 (2)(a) Subsection (1) of this section does not prohibit an inquiry
9 regarding an applicant's criminal history or juvenile court record
10 information or consideration of such matters to the extent required by
11 state or federal law or when such matters are voluntarily submitted by an
12 applicant.

13 (b) Any inquiry regarding an applicant's criminal history or
14 juvenile court record information and any consideration of such matters
15 shall be strictly limited to the extent permitted by this subsection.

16 (3) This section does not apply to inquiries or consideration of
17 criminal history or juvenile court record information (a) occurring
18 subsequent to the student application and admission process as part of a
19 professional licensure process or an academically required clinical or
20 field placement, (b) in any application or other process relating to
21 student housing, or (c) in any application or other process relating to
22 any athletic program.

23 (4) For purposes of this section, criminal history or juvenile court
24 record information means all records relating to an applicant's criminal
25 history record or juvenile court record, including, but not limited to,
26 any information or other data concerning any proceedings relating to a

1 case, any arrest, being taking into custody, a petition, a complaint, an
2 indictment, an information, a trial, a hearing, an adjudication, any
3 correctional supervision, a dismissal, or any other disposition or
4 sentence.

5 2. Correct the operative date section so the section added by this
6 amendment becomes operative three calendar months after the adjournment
7 of this legislative session.

8 3. Renumber the remaining sections accordingly.