

NEBRASKA TAXPAYERS FOR FREEDOM ISSUE PAPER:
REMOVE TAXPAYER-FUNDED PORN FROM NE PUBLIC SCHOOLS.

BACKGROUND. For the last several months, conservative taxpaying Nebraskans have waged a virtual war against leftists and sodomites who wish to retain and promote pornography and sodomy in our NE public school libraries. These miscreants are very well-organized and funded statewide and nationally. They have succeeded not only in defeating conservative school board candidates but harassing and forcing conservatives off NE school boards. This leftist cause is



growing and becoming more menacing not only to taxpayers but also to parents and the children exposed to filth posing as educational materials. Leftist teachers and librarians promote it. Fortunately, conservative state school board member Kirk Penner has introduced a revision to the state education rules.

THE REVISION. Under Rule 10, 006.01B, which pertains to school libraries, Penner adds, “No library shall have any pornographic materials or sexually explicit content available to minor students.” Materials purchased specifically for sex education classes are exempt. Procedures for non-compliance are strict. If a concerned **taxpayer** alleges a violation of this rule by a school district or certified teacher, he/she can submit a written complaint to the school district superintendent. If the issue not resolved here, the taxpayer can complain in writing to the State Education Dept., summarizing the alleged violation, including its time, date, and location and identity of the violator. This complaint must include a copy of the complaint to the local superintendent and response, if any. Within 14 days of receiving a complaint, the dept. must notify the school district of the allegation and offer an opportunity for a response. The dept. then will conduct an investigation to determine the validity of the violation. The dept. legal staff must notify the taxpayer and school district of the investigation results. If the dept. verifies the violation, a school district has 14 days to request a hearing before the State Board of Education. The board will review the complaint and the record using a preponderance of evidence standard, take additional evidence at its discretion, and publish its findings of facts and conclusions. The dept. would have authority to remove the accreditation of a school district, if such district fails to comply. For certified teachers who fail to comply, the dept. must suspend or revoke their teaching certificate. All accredited public schools in NE must follow Rule 10. Penner seeks to stop sexually explicit materials from entering schools with the help of language taken from a state law intended to prevent child pornography (state statute 28-1463.02 as used in the Child Pornography Prevention Act). Schools also would have to keep a current record of acquisition, classification, and circulation of materials, and create an accurate, online catalog accessible by the public.

TAX SAVINGS. Between 55% and 60% of our property tax dollars fund public schools. School libraries would no longer have to purchase a minimum number of new reading materials annually. Presently, elementary schools must purchase at least 25 new media resources per teacher, or up to 150 total, and middle and high school libraries must buy at least 150 every year. Penner thereby is ending an unfunded mandate and saving taxpayer \$\$.

SUPPORTERS. Our NE Taxpayers for Freedom group strongly supports this effort. A NE GOP Education Priority Poll found that 90.5% of Nebraskans do not want porn in our public school libraries; 9.5% did want porn available.

TAKE ACTION NOW. The State Board of Education will meet next on March 8 in Lincoln at the Dept. of Education Office Building, Board Room, 500 S. 84th Street. It is imperative that taxpayers testify in person then in support of this Rule 10 revision. If you cannot attend, use the information above to contact your state board member as soon as possible by email or letter (see reverse side).

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