

CHAPTER.....

AN ACT relating to education; ensuring sufficient funding for K-12 public education for the 2015-2017 biennium; apportioning the State Distributive School Account in the State General Fund for the 2015-2017 biennium; authorizing certain expenditures; making appropriations for purposes relating to basic support, class-size reduction and other educational purposes; making contingent appropriations for certain educational programs and services; temporarily diverting the money from the State Supplemental School Support Account to the State Distributive School Account for use in funding operating costs and other expenditures of school districts; and providing other matters properly relating thereto.

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

**Section 1.** The basic support guarantee for school districts for operating purposes for Fiscal Year 2015-2016 is an estimated weighted average of \$5,710 per pupil. For each respective school district, the basic support guarantee per pupil for Fiscal Year 2015-2016 is:

Carson City	\$6,908
Churchill	\$6,720
Clark	\$5,512
Douglas	\$5,980
Elko	\$7,532
Esmeralda	\$24,331
Eureka	\$9,633
Humboldt	\$6,476
Lander	\$4,374
Lincoln	\$10,534
Lyon	\$7,246
Mineral	\$8,980
Nye	\$7,766
Pershing	\$9,229
Storey	\$8,111
Washoe	\$5,612
White Pine	\$7,799



**Sec. 2.** 1. The basic support guarantee for school districts for operating purposes for Fiscal Year 2016-2017 is an estimated weighted average of \$5,774 per pupil.

2. On or before April 1, 2016, the Executive Director of the Department of Taxation shall provide to the Superintendent of Public Instruction the certified total of the amount of ad valorem taxes to be received by each school district for Fiscal Year 2016-2017 pursuant to the levy imposed under subsection 1 of NRS 387.195 and credited to the county's school district fund pursuant to subsection 4 of that section.

3. Pursuant to NRS 362.115, on or before March 15 of each year, the Department of Taxation shall provide the estimates required by that section.

4. For the purposes of establishing the basic support guarantee, the estimated basic support guarantee per pupil for each school district for Fiscal Year 2016-2017 for operating purposes are:

<u>School District</u>	<u>Basic Support Guarantee Before Adjustment</u>	<u>Estimated Ad Valorem Adjustment</u>	<u>Estimated Basic Support Guarantee as Adjusted</u>
Carson City	\$6,212	\$784	\$6,996
Churchill	\$5,962	\$851	\$6,813
Clark	\$4,717	\$856	\$5,573
Douglas	\$4,031	\$2,047	\$6,078
Elko	\$6,655	\$945	\$7,600
Esmeralda	\$21,801	\$3,024	\$24,825
Eureka	(\$19,214)	\$29,827	\$10,613
Humboldt	\$4,755	\$1,909	\$6,664
Lander	(\$1,152)	\$5,620	\$4,468
Lincoln	\$9,474	\$1,177	\$10,651
Lyon	\$6,649	\$694	\$7,343
Mineral	\$7,916	\$1,273	\$9,189
Nye	\$6,580	\$1,214	\$7,794
Pershing	\$7,767	\$1,604	\$9,371
Storey	\$1,973	\$6,121	\$8,094
Washoe	\$4,672	\$997	\$5,669
White Pine	\$6,767	\$1,081	\$7,848

5. The ad valorem adjustment may be made only to take into account the difference in the ad valorem taxes to be received and the estimated enrollment of the school district between the amount



estimated as of March 1, 2015, and the amount estimated as of March 1, 2016, for Fiscal Year 2016-2017. The estimates received from the Department of Taxation on or before March 15 pursuant to subsection 3 must be taken into consideration in determining the adjustment.

6. Upon receipt of the certified total of ad valorem taxes to be received by each school district for Fiscal Year 2016-2017 pursuant to subsection 2, the Superintendent of Public Instruction shall recalculate the ad valorem adjustment and the tentative basic support guarantee for operating purposes for each school district for Fiscal Year 2016-2017 based on the certified total of ad valorem taxes provided by the Executive Director of the Department of Taxation pursuant to subsection 2. The final basic support guarantee for each school district for Fiscal Year 2016-2017 is the amount which is recalculated for Fiscal Year 2016-2017 pursuant to this section, taking into consideration the estimates received from the Department of Taxation pursuant to NRS 362.115 on or before March 15, 2016. The basic support guarantee recalculated pursuant to this section must be calculated on or before May 31, 2016.

**Sec. 3.** 1. The basic support guarantee for each special education program unit that is maintained and operated for at least 9 months of a school year is \$45,455 in Fiscal Year 2015-2016, except as limited by subsection 2.

2. The maximum number of units and amount of basic support for special education program units within each of the school districts, before any reallocation pursuant to NRS 387.1221, for Fiscal Year 2015-2016 are:

Allocation of Special Education Units  
2015-2016

<u>DISTRICT</u>	<u>Units</u>	<u>Amount</u>
Carson City	81	\$ 3,681,828
Churchill County	47	\$ 2,136,369
Clark County	1,925	\$ 87,500,240
Douglas County	70	\$ 3,181,827
Elko County	84	\$ 3,818,192
Esmeralda County	1	\$ 45,455
Eureka County	3	\$ 136,364
Humboldt County	32	\$ 1,454,549
Lander County	12	\$ 545,456
Lincoln County	18	\$ 818,184
Lyon County	63	\$ 2,863,644
Mineral County	8	\$ 363,637
Nye County	58	\$ 2,636,371



Allocation of Special Education Units  
2015-2016

<u>DISTRICT</u>	<u>Units</u>	<u>Amount</u>
Pershing County	16	\$ 727,275
Storey County	8	\$ 363,637
Washoe County	567	\$ 25,772,798
White Pine County	<u>16</u>	<u>\$ 727,275</u>
Subtotal	3,009	\$ 136,773,101
Reserved by State Board of Education	<u>40</u>	<u>\$ 1,818,197</u>
TOTAL	<u>3,049</u>	<u>\$ 138,591,298</u>

3. The State Board of Education shall reserve 40 special education program units in Fiscal Year 2015-2016 to be allocated to school districts by the State Board of Education to meet additional needs that cannot be met by the allocations provided in subsection 2 to school districts for that Fiscal Year. In addition, charter schools in this State are authorized to apply directly to the Department of Education for the reserved special education program units, which may be allocated upon approval of the State Board of Education.

**Sec. 4.** 1. The basic support guarantee for each special education program unit that is maintained and operated for at least 9 months of a school year is \$55,141 in Fiscal Year 2016-2017, except as limited by subsection 2.

2. The maximum number of units and amount of basic support for special education program units within each of the school districts, before any reallocation pursuant to NRS 387.1221, for Fiscal Year 2016-2017 are:

Allocation of Special Education Units  
2016-2017

<u>DISTRICT</u>	<u>Units</u>	<u>Amount</u>
Carson City	81	\$ 4,466,437
Churchill County	47	\$ 2,591,636
Clark County	1,925	\$ 106,146,810
Douglas County	70	\$ 3,859,884
Elko County	84	\$ 4,631,861
Esmeralda County	1	\$ 55,141
Eureka County	3	\$ 165,424
Humboldt County	32	\$ 1,764,518
Lander County	12	\$ 661,694
Lincoln County	18	\$ 992,542
Lyon County	63	\$ 3,473,896



Allocation of Special Education Units  
2015-2016

<u>DISTRICT</u>	<u>Units</u>	<u>Amount</u>
Mineral County	8	\$ 441,130
Nye County	58	\$ 3,198,190
Pershing County	16	\$ 882,259
Storey County	8	\$ 441,130
Washoe County	567	\$ 31,265,060
White Pine County	<u>16</u>	<u>\$ 882,259</u>
Subtotal	3,009	\$ 165,919,871
Reserved by State Board of Education	<u>40</u>	<u>\$ 2,205,648</u>
<b>TOTAL</b>	<u><b>3,049</b></u>	<u><b>\$ 168,125,519</b></u>

3. The State Board of Education shall reserve 40 special education program units in Fiscal Year 2016-2017, to be allocated to school districts by the State Board of Education to meet additional needs that cannot be met by the allocations provided in subsection 2 to school districts for that Fiscal Year. In addition, charter schools in this State are authorized to apply directly to the Department of Education for the reserved special education program units, which may be allocated upon approval of the State Board of Education.

**Sec. 5.** 1. There is hereby appropriated from the State General Fund to the State Distributive School Account created by NRS 387.030 for Fiscal Year 2016-2017, the sum of \$168,125,519.

2. The money appropriated by subsection 1 must be used only to fund the school districts and charter schools for the enrollment of pupils with disabilities in accordance with the funding multiplier calculated by the Department of Education pursuant to section 29 of Senate Bill No. 508 of this session.

**Sec. 6.** 1. There is hereby appropriated from the State General Fund to the State Distributive School Account created by NRS 387.030:

For the Fiscal Year 2015-2016..... \$1,093,556,243

For the Fiscal Year 2016-2017..... \$1,101,624,225

2. The money appropriated by subsection 1 must be:

(a) Expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget; and

(b) Work-programmed for the 2 separate fiscal years of the 2015-2017 biennium, as required by NRS 353.215. Work programs may be revised with the approval of the Governor upon the



recommendation of the Director of the Office of Finance in the Office of the Governor.

3. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

4. The money appropriated by subsection 1 is available for either fiscal year or may be transferred to Fiscal Year 2014-2015. Money may be transferred from one fiscal year to another with the approval of the Governor upon the recommendation of the Director of the Office of Finance in the Office of the Governor. If any money appropriated by subsection 1 is transferred to Fiscal Year 2014-2015, any remaining funds in the State Distributive School Account after all obligations have been met that are not subject to reversion to the State General Fund must be transferred back to Fiscal Year 2015-2016. Any amount transferred back to Fiscal Year 2015-2016 must not exceed the amount originally transferred to Fiscal Year 2014-2015.

5. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2015-2016 must be transferred and added to the money appropriated for Fiscal Year 2016-2017 and may be expended as that money is expended.

6. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2016-2017, including any money added thereto pursuant to the provisions of subsections 3 and 5, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

**Sec. 7.** 1. There is hereby appropriated from the State General Fund to the State Distributive School Account created by NRS 387.030:

For the Fiscal Year 2015-2016 .....	\$1,093,556,243
For the Fiscal Year 2016-2017 .....	\$933,498,706

2. The money appropriated by subsection 1 must be:

(a) Expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget; and

(b) Work-programmed for the 2 separate fiscal years of the 2015-2017 biennium, as required by NRS 353.215. Work programs may be revised with the approval of the Governor upon the recommendation of the Director of the Office of Finance in the Office of the Governor.

3. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.



4. The money appropriated by subsection 1 is available for either fiscal year or may be transferred to Fiscal Year 2014-2015. Money may be transferred from one fiscal year to another with the approval of the Governor upon the recommendation of the Director of the Office of Finance in the Office of the Governor. If any money appropriated by subsection 1 is transferred to Fiscal Year 2014-2015, any remaining funds in the State Distributive School Account after all obligations have been met that are not subject to reversion to the State General Fund must be transferred back to Fiscal Year 2015-2016. Any amount transferred back to Fiscal Year 2015-2016 must not exceed the amount originally transferred to Fiscal Year 2014-2015.

5. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2015-2016 must be transferred and added to the money appropriated for Fiscal Year 2016-2017 and may be expended as that money is expended.

6. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2016-2017, including any money added thereto pursuant to the provisions of subsections 3 and 5, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

**Sec. 8.** 1. Expenditure of \$318,254,400 by the Department of Education from money in the State Distributive School Account that was not appropriated from the State General Fund is hereby authorized during Fiscal Year 2015-2016.

2. Expenditure of \$330,072,100 by the Department of Education from money in the State Distributive School Account that was not appropriated from the State General Fund is hereby authorized during Fiscal Year 2016-2017.

3. For the purposes of accounting and reporting, the sums authorized for expenditure by subsections 1 and 2 are considered to be expended before any appropriation is made to the State Distributive School Account from the State General Fund.

4. The money authorized to be expended by subsections 1 and 2 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

5. The Director of the Office of Finance in the Office of the Governor may, with the approval of the Governor, authorize the augmentation of the amounts authorized for expenditure by the Department of Education in subsections 1 and 2, for the purpose of



meeting obligations of the State incurred under chapter 387 of NRS with amounts from any other state agency, from any agency of local government, from any agency of the Federal Government or from any other source that he or she determines is in excess of the amount taken into consideration by this act. The Director of the Office of Finance shall reduce any authorization whenever he or she determines that money to be received will be less than the amount authorized in subsections 1 and 2.

**Sec. 9.** During each fiscal year of the 2015-2017 biennium, whenever the State Controller finds that current claims against the State Distributive School Account exceed the amount available in the Account to pay those claims, the State Controller may advance temporarily from the State General Fund to the State Distributive School Account the amount required to pay the claims, but not more than the amount expected to be received in the current fiscal year from any source authorized for the State Distributive School Account. No amount may be transferred unless requested by the Director of the Office of Finance in the Office of the Governor.

**Sec. 10.** The amounts of the guarantees set forth in sections 1 and 2 of this act may be reduced to effectuate a reserve required pursuant to NRS 353.225.

**Sec. 11.** 1. The Department of Education shall transfer from the State Distributive School Account the following sums for special transportation costs to school districts:

For the Fiscal Year 2015-2016.....	\$128,541
For the Fiscal Year 2016-2017.....	\$128,541

2. Pursuant to NRS 392.015, the Department of Education shall use the money transferred in subsection 1 to reimburse school districts for the additional costs of transportation for any pupil to a school outside the school district in which his or her residence is located.

3. Any remaining balance of the sums transferred by subsection 1 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017 must not be committed for expenditure after June 30 of each fiscal year and must be reverted to the State General Fund on or before September 16, 2016, and September 15, 2017, for each fiscal year respectively.

**Sec. 12.** 1. The Department of Education shall transfer from the State Distributive School Account to the school districts the following sums for the National School Lunch Program state match requirement pursuant to NRS 387.105 to reimburse school districts for the costs of providing meals pursuant to 42 U.S.C. §§ 1751 et seq.:





For the Fiscal Year 2015-2016..... \$588,732  
For the Fiscal Year 2016-2017..... \$588,732

2. Any remaining balance of the sums transferred by subsection 1 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017 must not be committed for expenditure after June 30 of each fiscal year and must be reverted to the State General Fund on or before September 16, 2016, and September 15, 2017, for each fiscal year respectively.

**Sec. 13.** Each school district shall expend the revenue made available through this act, as well as other revenue from state, local and federal sources, in a manner which is consistent with NRS 288.150 and which is designed to attain the goals of the Legislature regarding educational reform in this State, especially with regard to assisting pupils in need of remediation and pupils who are not proficient in the English language. Materials and supplies for classrooms are subject to negotiation by employers with recognized employee organizations.

**Sec. 14.** The Legislature hereby finds and declares that:

1. Available money is estimated to provide a sufficient number of teachers to achieve in each school district pupil-teacher ratios of 17 pupils per teacher in grades 1 and 2 in Fiscal Year 2015-2016 and Fiscal Year 2016-2017, and to achieve a pupil-teacher ratio of 20 pupils per teacher in grade 3 in Fiscal Year 2015-2016 and Fiscal Year 2016-2017.

2. Certain school districts do not have a sufficient number of classrooms available to permit an average class size of 20 pupils per teacher in grade 3.

3. It is unreasonable to assign 2 teachers to classrooms of 40 pupils to attain a district-wide pupil-teacher ratio of 20 pupils per teacher in grade 3.

4. School districts may, instead, attain the desired pupil-teacher ratio in classes where core curriculum is taught by using alternative methods of reducing the ratio, such as employing teachers to provide remedial instruction.

5. School districts may wish to use money for class-size reduction to carry out programs that have been found to be effective in improving academic achievement.

6. The Legislature has specifically designed the laws relating to class-size reduction to allow the local school districts the necessary discretion to effectuate the reduction in the manner appropriate in their respective districts.

7. School districts are encouraged, to the extent possible, to further reduce the pupil-teacher ratio in each classroom in the



district for grades 1, 2 and 3 for which additional funding is provided.

8. The Legislature intends to continue the reduced pupil-teacher ratio for grades 1, 2 and 3 throughout the State.

**Sec. 15.** 1. The Department of Education shall transfer from the State Distributive School Account the sum of \$151,066,029 for distribution by the Superintendent of Public Instruction to the county school districts for Fiscal Year 2015-2016 which must, except as otherwise provided in section 17 of this act, be used to employ teachers to comply with the required ratio of pupils to teachers in grades 1, 2 and 3, as set forth in subsection 1 of section 14 of this act. Expenditures for the class-size reduction program must be accounted for in a separate category of expenditure in the State Distributive School Account.

2. Except as otherwise provided in section 17 of this act, the money transferred by subsection 1 must be used to pay the salaries and benefits of not less than 1,950 teachers employed by school districts to meet the required pupil-teacher ratios in the 2015-2016 school year.

3. Any remaining balance of the money transferred by subsection 1 must not be committed for expenditure after June 30, 2016, and must be transferred and added to the money appropriated to the State Distributive School Account pursuant to section 6 or 7 of this act, whichever becomes effective, for Fiscal Year 2016-2017, and may be expended as the money in section 16 of this act is expended.

**Sec. 16.** 1. The Department of Education shall transfer from the State Distributive School Account the sum of \$155,210,241 for distribution by the Superintendent of Public Instruction to the county school districts for Fiscal Year 2016-2017 which must, except as otherwise provided in section 17 of this act, be used to employ teachers to comply with the required ratio of pupils to teachers in grades 1, 2 and 3, as set forth in subsection 1 of section 14 of this act. Expenditures for the class-size reduction program must be accounted for in a separate category of expenditure in the State Distributive School Account.

2. Except as otherwise provided in section 17 of this act, the money transferred by subsection 1 must be used to pay the salaries and benefits of not less than 1,974 teachers employed by school districts to meet the required pupil-teacher ratios in the 2016-2017 school year.

3. Any remaining balance of the money transferred by subsection 1, including any money added thereto pursuant to



section 15 of this act, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

**Sec. 17.** 1. The board of trustees of each school district:

(a) Shall file a plan with the Superintendent of Public Instruction describing how the money transferred pursuant to sections 15 and 16 of this act will be used to comply with the required ratio of pupils to teachers in grades 1, 2 and 3; and

(b) May, after receiving approval of the plan from the Superintendent of Public Instruction, use the money transferred pursuant to sections 15 and 16 of this act to carry out:

(1) An alternative program for reducing the ratio of pupils per teacher, including, without limitation, any legislatively approved program of flexibility; or

(2) Programs of remedial education that have been found to be effective in improving pupil achievement in grades 1, 2 and 3, so long as the combined ratio of pupils per teacher in the aggregate of kindergarten and grades 1, 2 and 3 of the school district does not exceed the combined ratio of pupils per teacher in the aggregate of kindergarten and grades 1, 2 and 3 of the school district in the 2004-2005 school year.

➔ The plan approved by the Superintendent of Public Instruction must describe the method to be used by the school district to evaluate the effectiveness of the alternative program or remedial education programs in improving pupil achievement.

2. In no event must the provisions of this section be construed to authorize the board of trustees of a school district in a county whose population is 100,000 or more to develop an alternative plan for the reduction of pupil-teacher ratios pursuant to subsection 2 of NRS 388.720.

**Sec. 18.** 1. The money transferred for class-size reduction pursuant to sections 15 and 16 of this act:

(a) May be applied first to pupils considered most at risk of failure.

(b) Must not be used to settle or arbitrate disputes between a recognized organization representing employees of a school district and the school district, or to settle any negotiations.

(c) Must not be used to adjust the district-wide schedules of salaries and benefits of the employees of a school district.

2. The money transferred for class-size reduction pursuant to sections 15 and 16 of this act must not be distributed to a school district unless that school district has:



(a) Filed with the Department of Education a plan required by NRS 388.720 for achieving the required ratio set forth in NRS 388.700; and

(b) Demonstrated that, from resources of the school district other than allocations received from the State Distributive School Account for class-size reduction, a sufficient number of classroom teachers have been employed to maintain the average pupil-teacher ratio that existed for each grade for grades 1, 2 and 3, in that school district for the 3 school years immediately preceding the start of the class-size reduction program in the 1990-1991 school year.

**Sec. 19.** 1. There is hereby appropriated from the State General Fund to the Other State Education Programs Account in the State General Fund the following sums:

For the Fiscal Year 2015-2016 .....	\$65,906,998
For the Fiscal Year 2016-2017 .....	\$65,243,789

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

3. The Department of Education is hereby authorized to expend from the Other State Education Programs Account the sum of \$18,260,398 for both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 for the support of courses which are approved by the Department of Education as meeting the course of study for an adult standard high school diploma as approved by the State Board of Education. In each fiscal year of the 2015-2017 biennium, the sum authorized must be allocated among the various school districts in accordance with a plan or formula developed by the Department of Education to ensure that the money is distributed equitably and in a manner that permits accounting for the expenditures of school districts.

4. Any remaining balance of the allocations made by subsection 3 for Fiscal Year 2015-2016 must be added to the money received by the school districts for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the allocations made by subsection 3 for Fiscal Year 2016-2017, including any such money added from the previous fiscal year, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

5. The money appropriated by subsection 1 to finance specific programs as outlined in this subsection are available for both Fiscal



Year 2015-2016 and Fiscal Year 2016-2017 and may be transferred from one fiscal year to the other with the approval of the Interim Finance Committee upon the recommendation of the Governor as follows:

(a) A total of \$49,285 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 for successful completion of the National Board Teacher Certification Program.

(b) A total of \$668,741 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 for Counselor National Board Certification.

(c) A total of \$449,142 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 for LEA library books.

(d) A total of \$10,000,000 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 to be distributed by the Commission on Educational Technology created by NRS 388.790 to establish a Nevada Ready 21 Technology competitive grant program for statewide one-to-one pupil computing in certain middle schools to provide pupils and teachers with 24-hour access to their own personal, portable, technology device connected wirelessly to the Internet.

(e) A total of \$1,000,000 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 to establish an incentive grant program to be distributed by the Commission on Educational Technology created by NRS 388.790 to assist schools with broadband and Wide Area Network (WAN) access and improvements. The incentive grant program must contain a match requirement as established by the Commission on Educational Technology.

(f) A total of \$10,443,822 in Fiscal Year 2015-2016 and a total of \$12,543,822 in Fiscal Year 2016-2017 for the award of grants for career and technical education pursuant to NRS 388.393 and, notwithstanding the provisions of subsections 1, 2 and 3 of NRS 388.392, not for the use of leadership and training activities and pupil organizations.

(g) A total of \$2,500,000 in Fiscal Year 2015-2016 and a total of \$3,586,645 in Fiscal Year 2016-2017 for the Jobs for America's Graduates Program.

(h) A total of \$850,000, with a maximum of \$50,000 to each of the 17 school districts, in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 to support special counseling services for elementary school pupils at risk of failure.

(i) A total of \$18,798 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 to pay the increase of salaries of professional school library media specialists required by NRS 391.160.



6. The sums transferred by subsection 5 are available for either fiscal year. Any remaining balance of those sums must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

7. Except as otherwise provided in subsections 4 and 6, unencumbered balances of the appropriations made by this section for Fiscal Year 2015-2016 and Fiscal Year 2016-2017 must not be committed for expenditure after June 30 of each fiscal year. Except as otherwise provided in subsections 4 and 6, unencumbered balances of these appropriations revert to the State General Fund on or before September 16, 2016, and September 15, 2017, for each fiscal year respectively.

**Sec. 20.** 1. The Department of Education shall transfer from the Other State Education Programs Account the sum of \$5,174,243 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 for pupils enrolled in school districts and charter schools who qualify for gifted and talented education programs.

2. The money transferred by subsection 1 must be distributed on a per pupil basis to pupils who have been identified as gifted and talented through a state-approved assessment or procedure, or both. The Department of Education shall calculate an amount of funding for each pupil identified as gifted and talented for both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 by dividing the total final count of such pupils in the immediately preceding fiscal year by the money appropriated by the Legislature for such pupils in Fiscal Year 2015-2016 and in Fiscal Year 2016-2017.

3. Any remaining balance of the sums transferred by subsection 1 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017 must not be committed for expenditure after June 30 of each fiscal year and must be reverted to the State General Fund on or before September 16, 2016, and September 15, 2017, for each fiscal year respectively.

**Sec. 21.** 1. The Department of Education shall transfer from the Other State Education Programs Account the following sums for early childhood education:

For the Fiscal Year 2015-2016 .....	\$3,338,875
For the Fiscal Year 2016-2017 .....	\$3,338,875

2. The money transferred by subsection 1 must be used by the Department of Education for competitive state grants to school districts and community-based organizations for early childhood education programs.

3. To receive a grant of money pursuant to subsection 2, school districts and community-based organizations must submit a



comprehensive plan to the Department of Education that includes, without limitation:

(a) A detailed description of the proposed early childhood education program; and

(b) A description of the manner in which the money will be used, which must supplement and not replace the money that would otherwise be expended for early childhood education programs.

4. A school district or community-based organization that receives a grant of money pursuant to this section shall:

(a) Use the money to establish or expand prekindergarten education programs.

(b) Use the money to supplement and not replace the money that the school district or community-based organization would otherwise expend for early childhood education programs, as described in this section.

(c) Use the money to pay for the salaries and other items directly related to the instruction of pupils in the classroom.

↳ The money must not be used to remodel classrooms or facilities or for playground equipment.

5. The Department of Education shall develop statewide performance and outcome indicators to measure the effectiveness of the early childhood education programs for which grants of money are awarded pursuant to this section. In developing the indicators, the Department shall establish minimum performance levels and increase the expected performance rates on a yearly basis, based upon the performance results of the participants. The indicators must include, without limitation:

(a) Longitudinal measures of the developmental progress of children before and after their completion of the program;

(b) Longitudinal measures of parental involvement in the program before and after completion of the program; and

(c) The percentage of participants who drop out of the program before completion.

6. The Department of Education shall conduct a longitudinal study of the early childhood education programs of each school district and community-based organization.

7. The Department of Education shall, on a biennial basis, provide a written report to the Governor, the Legislative Committee on Education and the Director of the Legislative Counsel Bureau regarding the effectiveness of the early childhood education programs for which grants of money were received. The report must include, without limitation:

(a) The number of grants awarded;



(b) An identification of each school district and community-based organization that received a grant of money and the amount of each grant awarded;

(c) For each school district and community-based organization that received a grant of money:

(1) The number of children who received services through a program funded by the grant for each year that the program received funding from the State for early childhood education programs; and

(2) The average expenditure per child for the program for each year the program received funding from the State for early childhood education programs;

(d) A description of the programs in this State that are the most effective;

(e) Based upon the performance of children in the program on established performance and outcome indicators, a description of revised performance and outcome indicators, including any revised minimum performance levels and performance rates; and

(f) Any recommendations for legislation.

8. The money transferred by this section:

(a) Must be accounted for separately from any other money received by the school districts and charter schools of this State and used only for the purposes specified in this section.

(b) May not be used to settle or arbitrate disputes between a recognized organization representing employees of a school district and the school district, or to settle any negotiations.

(c) May not be used to adjust the district-wide schedules of salaries and benefits of the employees of a school district.

9. The sums transferred by subsection 1 are available for either fiscal year. Any remaining balance of those sums must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

**Sec. 22.** 1. The Department of Education shall transfer from the Other State Education Programs Account the following sums for a college and career readiness grant program:

For the Fiscal Year 2015-2016 .....	\$3,000,000
For the Fiscal Year 2016-2017 .....	\$5,000,000

2. The money transferred by subsection 1 must be used by the Department of Education for competitive grants to:

(a) Support dual enrollment for pupils enrolled in high schools, including, without limitation, charter schools, and simultaneously enrolled in college courses; and

(b) Create a competitive science, technology, engineering and mathematics grant program for pupils enrolled in middle schools





and high schools, including, without limitation, charter schools, to assist those pupils in becoming college and career ready.

3. The money transferred by subsection 1:

(a) Must be accounted for separately from any other money received by the school districts and charter schools of this State and used only for the purposes specified in this section.

(b) May not be used to settle or arbitrate disputes between a recognized organization representing employees of a school district and the school district, or to settle any negotiations.

(c) May not be used to adjust the district-wide schedules of salaries and benefits of the employees of a school district.

4. Any remaining balance of the sums transferred by subsection 1 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017 must not be committed for expenditure after June 30 of each fiscal year and must be reverted to the State General Fund on or before September 16, 2016, and September 15, 2017, for each fiscal year respectively.

**Sec. 23.** 1. The Department of Education shall transfer from the Other State Education Programs Account for the social worker or other licensed mental health worker grant program, the sum of \$5,594,400 for the Fiscal Year 2015-2016.

2. The money transferred by subsection 1 must be used by the Department of Education for a block grant program to school districts and charter schools to provide for contract social workers or other licensed mental health workers in schools with identified needs.

3. For purposes of the allocations of sums for the block grant program described in subsection 2, eligible licensed social or other mental health workers are defined as the following:

- (a) Licensed Clinical Social Worker;
- (b) Social Worker;
- (c) Social Worker Intern with Supervision;
- (d) Clinical Psychologist;
- (e) Psychologist Intern with Supervision;
- (f) Marriage and Family Therapist;
- (g) Mental Health Counselor;
- (h) Community Health Worker;
- (i) School-Based Health Centers; and
- (j) Licensed Nurse.

4. In addition to the transfer made by subsection 1, there is hereby appropriated from the State General Fund to the Interim Finance Committee the sum of \$11,188,800 for the Fiscal Year 2016-2017.



5. The Department of Education may request a work program revision pursuant to NRS 353.220 of not more than \$11,188,800 from the Contingency Account of the Interim Finance Committee for a block grant program to school districts and charter schools to provide for contract social workers or other licensed mental health workers in schools with identified needs.

6. On or before June 30, 2016, the Department of Education shall report to the Interim Finance Committee the number of licensed professionals for which each school district or charter school has contracted for the Fiscal Year 2015-2016 and the efficacy of the program. The Interim Finance Committee shall determine the amount of money to transfer based on the results of the status report, as reported by the Department of Education.

7. Any remaining balance of the sums transferred by subsection 1 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017 must not be committed for expenditure after June 30 of each fiscal year and must be reverted to the State General Fund on or before September 16, 2016, and September 15, 2017, for each fiscal year respectively.

8. Any remaining balance of the appropriation made by subsection 4 for Fiscal Year 2016-2017, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

**Sec. 24.** 1. The Department of Education shall transfer from the Other State Education Programs Account the following sums for underperforming schools:

For the Fiscal Year 2015-2016 .....	\$2,500,000
For the Fiscal Year 2016-2017 .....	\$2,500,000

2. The money transferred by subsection 1 must be used by the Department of Education to provide grants and other financial support, within the limits of legislative appropriation, to public schools receiving the lowest two ratings based on the statewide system of accountability to assist those public schools with carrying out their plans to improve the achievement of pupils required by NRS 385.357.

3. The money transferred pursuant to subsection 1:

(a) Must be accounted for separately from any other money received by the school districts and charter schools of this State and used only for the purposes specified in subsection 2.

(b) May not be used to settle or arbitrate disputes between a recognized organization representing employees of a school district and the school district, or to settle any negotiations.



(c) May not be used to adjust the district-wide schedules of salaries and benefits of the employees of a school district.

4. Any remaining balance of the sums transferred by subsection 1 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017 must not be committed for expenditure after June 30 of each fiscal year and must be reverted to the State General Fund on or before September 16, 2016, and September 15, 2017, for each fiscal year respectively.

**Sec. 25.** 1. There is hereby appropriated from the State General Fund to the Other State Education Programs Account in the State General Fund the following sums which must be used only to carry out the provisions of Senate Bill No. 491 of this session:

For the Fiscal Year 2015-2016.....	\$5,000,000
For the Fiscal Year 2016-2017.....	\$5,000,000

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

3. The money appropriated by subsection 1 is available for either fiscal year. Any remaining balance of those sums must not be committed for expenditure after June 30, 2019, by the entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 20, 2019, by either the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 20, 2019.

**Sec. 26.** 1. There is hereby appropriated from the State General Fund to the Other State Education Programs Account in the State General Fund the following sums which must be used only to carry out the provisions of Senate Bill No. 391 of this session:

For the Fiscal Year 2015-2016.....	\$4,879,489
For the Fiscal Year 2016-2017.....	\$22,250,574

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

3. Any balance of the money appropriated by subsection 1 remaining at the end of the respective fiscal years must not be



committed for expenditure after June 30 of the respective fiscal years by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 16, 2016, and September 15, 2017, respectively, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 16, 2016, and September 15, 2017, respectively.

**Sec. 27.** 1. There is hereby appropriated from the State General Fund to the Account for Programs for Innovation and the Prevention of Remediation created by NRS 387.031 the following sums which must be used only to carry out the provisions of Senate Bill No. 405 of this session:

For the Fiscal Year 2015-2016 .....	\$49,950,000
For the Fiscal Year 2016-2017 .....	\$49,950,000

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

3. The Department shall transfer from the appropriation made by subsection 1 to the school districts specified in this subsection the following sums which must be used only to carry out the provisions of Senate Bill No. 405 of this session for Fiscal Year 2015-2016 and Fiscal Year 2016-2017, respectively:

<u>School District:</u>	<u>2015-2016</u>	<u>2016-2017</u>
Clark County School District	\$39,350,342	\$39,350,342
Washoe County School District	\$6,985,838	\$6,985,838

4. Of the sums appropriated by subsection 1, the Department of Education shall use not more than \$3,613,820 in Fiscal Year 2015-2016 and \$3,613,820 in Fiscal Year 2016-2017 which must be used only to carry out the provisions of Senate Bill No. 405 of this session to provide grants of money to the State Public Charter School Authority and the school districts, other than the Clark County School District or the Washoe County School District. The board of trustees of a school district and the State Public Charter School Authority may submit an application to the Department on a form prescribed by the Department.

5. Any remaining balance of the transfers made by subsection 3 for Fiscal Year 2015-2016 must be added to the money transferred



for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the transfers made by subsection 3 for Fiscal Year 2016-2017, including any money added from the previous fiscal year, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

6. Any remaining balance of the allocations made by subsection 4 for Fiscal Year 2015-2016 must be added to the allocations for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the allocations made pursuant to subsection 4 for Fiscal Year 2016-2017, including any money added from the previous fiscal year, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

7. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2017, by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 15, 2017, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 15, 2017.

**Sec. 28.** 1. There is hereby appropriated from the State General Fund to the Account for Programs for Innovation and the Prevention of Remediation created by NRS 387.031 the following sums which must be used only to carry out the provisions of Senate Bill No. 432 of this session:

For the Fiscal Year 2015-2016 .....	\$24,850,000
For the Fiscal Year 2016-2017 .....	\$25,000,000

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

3. Any remaining balance of the transfers made to carry out the provisions of Senate Bill No. 432 of this session for Fiscal Year 2015-2016 must be added to the money transferred for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the transfers made to carry out the provisions of Senate Bill No. 432 of this session for Fiscal Year 2016-2017,



including any money added from the previous fiscal year, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

4. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2017, by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 15, 2017, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 15, 2017.

**Sec. 29.** 1. There is hereby appropriated from the State General Fund to the Account for Programs for Innovation and the Prevention of Remediation created by NRS 387.031 the following sums:

For the Fiscal Year 2015-2016 .....	\$76,073,244
For the Fiscal Year 2016-2017 .....	\$97,381,674

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

3. Expenditure of \$56,018 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 from money in the Account for Programs for Innovation and the Prevention of Remediation that was not appropriated from the State General Fund is hereby authorized for the full-day kindergarten program.

4. For the purposes of accounting and reporting, the sum authorized for expenditure by subsection 3 is considered to be expended before any appropriation is made to the Account for Programs for Innovation and the Prevention of Remediation from the State General Fund.

5. The money authorized to be expended by subsection 3 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

6. The Director of the Office of Finance in the Office of the Governor may, with the approval of the Governor, authorize the



augmentation of the amounts authorized for expenditure by the Department of Education in subsection 3, for the purpose of meeting obligations of the State incurred under chapter 387 of NRS with amounts from any other state agency, from any agency of local government, from any agency of the Federal Government or from any other source that he or she determines is in excess of the amount taken into consideration by this act. The Director of the Office of Finance shall reduce any authorization whenever he or she determines that money to be received will be less than the amount authorized in subsection 3.

**Sec. 30.** 1. Of the sums appropriated by subsection 1 of section 29 of this act, the following sums must be allocated to the school districts and charter schools for a full-day kindergarten program:

For the Fiscal Year 2015-2016 .....	\$75,073,244
For the Fiscal Year 2016-2017 .....	\$96,381,674

2. The sums allocated by subsection 1 must be distributed by the Department of Education to the school districts and charter schools that elect to provide full-day kindergarten. In no event is a school district or charter school required to provide full-day kindergarten.

3. Except as otherwise provided in subsection 4, a school district or charter school that elects to receive an allocation of money pursuant to this section shall use the money to provide full-day kindergarten in each school within the school district that is prioritized for full-day kindergarten and in each such charter school. A school district shall allocate the money by assigning first priority to those schools within the school district that have the highest percentage of pupils who are eligible for free or reduced price lunches. If a school within a school district or charter school that is required to provide full-day kindergarten pursuant to this section currently provides full-day kindergarten with money that it receives from the Federal Government or other funding allocations, the school may redirect that money, to the extent authorized by applicable federal law, for other programs of remediation at the school and use the money provided by the Department of Education from the allocation to provide full-day kindergarten.

4. A school that is otherwise required to provide full-day kindergarten pursuant to subsection 3 may opt out of providing full-day kindergarten.

5. A parent or legal guardian of a pupil who is otherwise zoned to attend a public school that provides full-day kindergarten pursuant to this section may request that the pupil not be enrolled in



full-day kindergarten. The school district in which the pupil is enrolled shall grant the request and ensure that the pupil is allowed to attend kindergarten, whether at the zoned school or another school, for less than a full day.

**Sec. 31.** Of the sums appropriated by subsection 1 of section 29 of this act, the sum of \$1,000,000 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 may be distributed by the Department of Education to assist school districts which receive an allocation pursuant to section 30 of this act with the purchase of portable classrooms for the provision of full-day kindergarten.

**Sec. 32.** 1. The Department of Education shall allocate the appropriation made by subsection 1 of section 29 of this act to school districts and charter schools that elect to provide full-day kindergarten and any remaining half-day kindergarten programs in the 2015-2016 Fiscal Year and the 2016-2017 Fiscal Year at a ratio of 21 pupils per teacher.

2. Notwithstanding the provisions of NRS 388.700 to the contrary, a school district that receives an allocation of money pursuant to subsection 1 may not request a variance from the State Board of Education to exceed the pupil-teacher ratio prescribed by subsection 1. A principal of a school may submit a request to the superintendent of schools of the school district for the school to exceed the pupil-teacher ratio prescribed by subsection 1 by not more than 20 percent or 25 pupils. A principal of a charter school may submit a request to the governing body of the charter school for the charter school to exceed the pupil-teacher ratio prescribed by subsection 1 by not more than 20 percent or 25 pupils. If the superintendent or governing body grants such a request, the superintendent or governing body shall provide written notice to the Department of Education. Each request and approval to exceed the ratio must be made on an individual school basis and not a school-district wide basis. A remote and rural school, as determined by the State Board of Education, may submit a request to the superintendent of schools of the school district in which the school is located or the governing body of a charter school, as applicable, for transmittal to the State Board of Education with a proposed plan of corrective action in instances where the maximum pupil-teacher ratio exceeds 25 pupils to 1 teacher.

3. The money appropriated by subsection 1 of section 29 of this act:

(a) Must be accounted for separately from any other money received by the school districts and charter schools of this State and used only for the purposes specified in this section.





(b) May not be used to settle or arbitrate disputes between a recognized organization representing employees of a school district and the school district, or to settle any negotiations.

(c) May not be used to adjust the district-wide schedules of salaries and benefits of the employees of a school district.

(d) May not be used to attain the pupil-teacher ratios for which a school district receives an allocation pursuant to sections 14 to 18, inclusive, of this act.

4. A school district and charter school that receives an allocation of money pursuant to subsection 1 shall provide a report to the Department of Education on or before August 1, November 1, February 1 and May 1 that includes:

(a) The number of teachers employed for kindergarten in order to attain the ratio required by subsection 1;

(b) The average daily attendance of pupils and the ratio of pupils per licensed teacher for kindergarten;

(c) The number of schools for which approval was granted by the superintendent of schools of the school district or the governing body of the charter school to exceed the ratio prescribed by subsection 1 by not more than 20 percent or 25 pupils; and

(d) The number of remote and rural schools for which a proposed plan of corrective action was transmitted to the State Board of Education.

↳ The report must be made for each school at which one or more teachers were employed to attain the ratio required by subsection 1 and must not be made on a school-district wide average.

5. Any remaining balance of the allocations made by subsection 1 for Fiscal Year 2015-2016 must be added to the money received by the school districts for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the allocations made by subsection 1 for Fiscal Year 2016-2017, including any such money added from the previous fiscal year, does not revert to the State General Fund.

**Sec. 33.** 1. There is hereby appropriated from the State General Fund to the Account for Programs for Innovation and the Prevention of Remediation created by NRS 387.031 the following sums:

For the Fiscal Year 2015-2016 .....	\$5,000,000
For the Fiscal Year 2016-2017 .....	\$5,000,000

2. On or before August 31, 2015, the board of trustees of a school district may apply to the State Board of Education for a grant of money from the money appropriated pursuant to subsection 1 to provide financial incentives to newly hired teachers as described in



subsection 3. Each application submitted pursuant to this section must include the number of teachers to whom the board of trustees intends to provide such incentives. On or before October 31, 2015, the State Board shall distribute the money to each board of trustees of a school district that submits an application in proportion to the number of teachers to whom the board of trustees plans to provide incentives.

3. Each board of trustees of a school district that receives a grant of money pursuant to subsection 2 must use the money to pay for incentives to newly hired teachers through the program of performance pay and enhanced compensation for the recruitment and retention of licensed teachers and administrators established by the board of trustees pursuant to NRS 391.168. A board of trustees of a school district may only use such money to provide incentives to licensed teachers who:

(a) Were not employed by the board of trustees during the 2014-2015 school year; and

(b) Are employed full-time to teach in a school that:

(1) Is a Title I school as defined in NRS 385.3467; or

(2) Received one of the two lowest possible ratings indicating underperformance of a public school, as determined by the Department of Education pursuant to the statewide system of accountability for public schools, for the 2015-2016 school year.

4. An incentive provided pursuant to subsection 3 may be used to increase the base salary of a teacher for the 2015-2016 and 2016-2017 school years in an amount not to exceed \$5,000 per school year. A teacher who receives such an incentive is not entitled to continue to receive such an incentive after the 2016-2017 school year, and the board of trustees of a school district is not required to pay such an incentive after that school year.

5. The board of trustees of a school district that provides an incentive pursuant to subsection 3 shall provide professional development to each teacher who receives such an incentive for each school year for which the teacher receives the incentive.

6. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2015-2016 must be added to the money received by the school districts for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2016-2017, including any such money added from the previous fiscal year, does not revert to the State General Fund.

**Sec. 34.** 1. There is hereby appropriated from the State General Fund to the Professional Development Programs Account:



For the Fiscal Year 2015-2016..... \$7,560,948  
 For the Fiscal Year 2016-2017..... \$7,560,948

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

**Sec. 35.** 1. Of the sums appropriated by subsection 1 of section 34 of this act, the Department of Education shall transfer the following sums for Fiscal Year 2015-2016 and Fiscal Year 2016-2017:

<u>School District</u>	<u>2015-2016</u>	<u>2016-2017</u>
Clark County School District	\$3,983,356	\$3,983,356
Elko County School District	\$1,243,736	\$1,243,736
Washoe County School District	<u>\$2,233,856</u>	<u>\$2,233,856</u>
TOTAL:	\$7,460,948	\$7,460,948

2. A school district that receives an allocation pursuant to subsection 1 shall serve as fiscal agent for the respective regional training program for the professional development of teachers and administrators. As fiscal agent, each school district is responsible for the payment, collection and holding of all money received from this State for the maintenance and support of the regional training program for the professional development of teachers and administrators and the Nevada Early Literacy Intervention Program established and operated by the applicable governing body.

3. Any remaining balance of the transfers made by subsection 1 for Fiscal Year 2015-2016 must be added to the money received by the school districts for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the transfers made by subsection 1 for Fiscal Year 2016-2017, including any money added from the transfer for the previous fiscal year, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

**Sec. 36.** 1. Of the sums appropriated by subsection 1 of section 34 of this act, the Department of Education shall transfer to the Statewide Council for the Coordination of the Regional Training Programs created by NRS 391.516 the sum of \$100,000 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 for additional training opportunities for educational administrators in Nevada.

2. The Statewide Council shall use the money:

(a) To disseminate research-based knowledge related to effective educational leadership behaviors and skills.



(b) To develop, support and maintain ongoing activities, programs, training and networking opportunities.

(c) For the purposes of providing additional training for educational administrators, including, without limitation, to pay:

(1) Travel expenses of administrators who attend the training program;

(2) Travel and per diem expenses for any consultants contracted to provide additional training; and

(3) Any charges to obtain a conference room for the provision of the additional training.

(d) To supplement and not replace the money that the school district or the regional training program would otherwise expend for the training of administrators as described in this section.

3. Any remaining balance of the transfers made by subsection 1 for Fiscal Year 2015-2016 must be added to the money received by the Statewide Council for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the transfers made by subsection 1 for Fiscal Year 2016-2017, including any money added from the transfer for the previous fiscal year, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

**Sec. 37.** 1. There is hereby appropriated from the State General Fund to the Great Teaching and Leading Fund created by Senate Bill No. 474 of this session the following sums which must be used only to carry out the provisions of Senate Bill No. 474 of this session:

For the Fiscal Year 2015-2016.....	\$4,886,433
For the Fiscal Year 2016-2017.....	\$4,866,478

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

**Sec. 38.** 1. There is hereby appropriated from the State General Fund to the Contingency Account for Special Education Services created by Senate Bill No. 508 of this session for Fiscal Year 2016-2017, the sum of \$5,000,000.

2. The money appropriated by subsection 1 must be used only to carry out the provisions of Senate Bill No. 508 of this session relating to the Contingency Account for Special Education Services.

**Sec. 39.** 1. There is hereby appropriated from the State General Fund to the Grant Fund for Incentives for Licensed



Educational Personnel created by NRS 391.166 to purchase one-fifth of a year of retirement service credit pursuant to section 5 of chapter 8, Statutes of Nevada 2007, 23rd Special Session, at page 18:

For the Fiscal Year 2015-2016 .....	\$2,000,000
For the Fiscal Year 2016-2017 .....	\$2,000,000

2. The money appropriated by subsection 1 is available for either fiscal year. Any remaining balance of those sums must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

**Sec. 40.** 1. Expenditure of the following sums not appropriated from the State General Fund or the State Highway Fund is hereby authorized during Fiscal Year 2015-2016 and Fiscal Year 2016-2017 by the Department of Education for the State Supplemental School Support Account created by NRS 387.191:

For the Fiscal Year 2015-2016 .....	\$154,736,000
For the Fiscal Year 2016-2017 .....	\$159,212,000

2. The Superintendent of Public Instruction shall transfer all money credited to the State Supplemental School Support Account on and after July 1, 2015, through June 30, 2017, to the State Distributive School Account.

**Sec. 41.** NRS 387.191 is hereby amended to read as follows:

387.191 1. Except as otherwise provided in this subsection, the proceeds of the tax imposed pursuant to NRS 244.33561 and any applicable penalty or interest must be paid by the county treasurer to the State Treasurer for credit to the State Supplemental School Support Account, which is hereby created in the State General Fund. The county treasurer may retain from the proceeds an amount sufficient to reimburse the county for the actual cost of collecting and administering the tax, to the extent that the county incurs any cost it would not have incurred but for the enactment of this section or NRS 244.33561, but in no case exceeding the amount authorized by statute for this purpose. Any interest or other income earned on the money in the State Supplemental School Support Account must be credited to the Account.

2. On and after July 1, ~~2015,~~ 2017, the money in the State Supplemental School Support Account is hereby appropriated for the operation of the school districts and charter schools of the state, as provided in this section. The money so appropriated is intended to supplement and not replace any other money appropriated, approved or authorized for expenditure to fund the operation of the public schools for kindergarten through grade 12. Any money that remains in the State Supplemental School Support Account at the



end of the fiscal year does not revert to the State General Fund, and the balance in the State Supplemental School Support Account must be carried forward to the next fiscal year.

3. On or before February 1, May 1, August 1 and November 1 of ~~2016,~~ **2018**, and on those dates each year thereafter, the Superintendent of Public Instruction shall transfer from the State Supplemental School Support Account all the proceeds of the tax imposed pursuant to NRS 244.33561, including any interest or other income earned thereon, and distribute the proceeds proportionally among the school districts and charter schools of the state. The proportionate amount of money distributed to each school district or charter school must be determined by dividing the number of students enrolled in the school district or charter school by the number of students enrolled in all the school districts and charter schools of the state. For the purposes of this subsection, the enrollment in each school district and the number of students who reside in the district and are enrolled in a charter school must be determined as of the last day of the first school month of the school district for the school year. This determination governs the distribution of money pursuant to this subsection until the next annual determination of enrollment is made. The Superintendent may retain from the proceeds of the tax an amount sufficient to reimburse the Superintendent for the actual cost of administering the provisions of this section, to the extent that the Superintendent incurs any cost the Superintendent would not have incurred but for the enactment of this section, but in no case exceeding the amount authorized by statute for this purpose.

4. The money received by a school district or charter school from the State Supplemental School Support Account pursuant to this section must be used to improve the achievement of students and for the payment of salaries to attract and retain qualified teachers and other employees, except administrative employees, of the school district or charter school. Nothing contained in this section shall be deemed to impair or restrict the right of employees of the school district or charter school to engage in collective bargaining as provided by chapter 288 of NRS.

5. On or before November 10 of ~~2016,~~ **2018**, and on that date each year thereafter, the board of trustees of each school district and the governing body of each charter school shall prepare a report to the Superintendent of Public Instruction, in the form prescribed by the Superintendent. The report must provide an accounting of the expenditures by the school district or charter school of the money it



received from the State Supplemental School Support Account during the preceding fiscal year.

6. As used in this section, “administrative employee” means any person who holds a license as an administrator, issued by the Superintendent of Public Instruction, and is employed in that capacity by a school district or charter school.

**Sec. 42.** Section 8 of chapter 4, Statutes of Nevada 2009, as last amended by section 28 of chapter 382, Statutes of Nevada 2013, at page 2069, is hereby amended to read as follows:

Sec. 8. Transitory provision.

1. Notwithstanding the expiration of section 4 of this measure on June 30, 2011, any tax and any interest or penalty owing and unpaid as of that date and collected on or before October 1, 2011, must be paid, deposited and credited to the State General Fund as provided in that section.

2. The Superintendent of Public Instruction shall make the initial transfer from the State Supplemental School Support Account, as required by section 6 of this measure, on or before February 1, ~~2016~~ 2018.

3. The board of trustees of each school district and the governing body of each charter school shall prepare their initial reports to the Superintendent of Public Instruction, as required by section 6 of this measure, on or before November 10, ~~2016~~ 2018.

**Sec. 43.** If Assembly Bill No. 469 of this session does not become effective, any reference in this act to the Office of Finance in the Office of the Governor shall be deemed to refer to the Budget Division of the Department of Administration and any reference to the Director of the Office shall be deemed to refer to the Chief of the Budget Division.

**Sec. 44.** 1. This section and sections 1, 2, 3, 8 to 24, inclusive, 29 to 36, inclusive, and 39 to 43, inclusive, become effective on July 1, 2015.

2. Sections 4 and 6 of this act become effective on July 1, 2015, if and only if Senate Bill No. 508 of this session is not enacted by the Legislature and approved by the Governor.

3. Sections 5, 7 and 38 of this act become effective on July 1, 2015, if and only if Senate Bill No. 508 of this session is enacted by the Legislature and approved by the Governor.

4. Section 25 of this act becomes effective on July 1, 2015, if and only if Senate Bill No. 491 of this session is enacted by the Legislature and approved by the Governor.



5. Section 26 of this act becomes effective on July 1, 2015, if and only if Senate Bill No. 391 of this session is enacted by the Legislature and approved by the Governor.

6. Section 27 of this act becomes effective on July 1, 2015, if and only if Senate Bill No. 405 of this session is enacted by the Legislature and approved by the Governor.

7. Section 28 of this act becomes effective on July 1, 2015, if and only if Senate Bill No. 432 of this session is enacted by the Legislature and approved by the Governor.

8. Section 37 of this act becomes effective on July 1, 2015, if and only if Senate Bill No. 474 of this session is enacted by the Legislature and approved by the Governor.

