

SENATE BILL NO. 515—COMMITTEE ON FINANCE

MAY 31, 2015

Referred to Committee on Finance

SUMMARY—Ensures sufficient funding for K-12 public education for the 2015-2017 biennium. (BDR 34-1284)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: Contains Appropriation included in Executive Budget.

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

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.

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:

6		
7	Carson City	\$6,908
8	Churchill	\$6,720
9	Clark	\$5,512



\* S B 5 1 5 \*

1	Douglas	\$5,980
2	Elko	\$7,532
3	Esmeralda	\$24,331
4	Eureka	\$9,633
5	Humboldt	\$6,476
6	Lander	\$4,374
7	Lincoln	\$10,534
8	Lyon	\$7,246
9	Mineral	\$8,980
10	Nye	\$7,766
11	Pershing	\$9,229
12	Storey	\$8,111
13	Washoe	\$5,612
14	White Pine	\$7,799

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

18 2. On or before April 1, 2016, the Executive Director of the  
 19 Department of Taxation shall provide to the Superintendent of  
 20 Public Instruction the certified total of the amount of ad valorem  
 21 taxes to be received by each school district for Fiscal Year  
 22 2016-2017 pursuant to the levy imposed under subsection 1 of NRS  
 23 387.195 and credited to the county's school district fund pursuant to  
 24 subsection 4 of that section.

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

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

31	32	33	34	35
	Basic	Estimated	Estimated	Estimated
	Support	Ad Valorem	Ad Valorem	Basic
	Guarantee	Adjustment	Adjustment	Support
	Before			Guarantee
36	<u>School District</u>	<u>Adjustment</u>	<u>Adjustment</u>	<u>as Adjusted</u>
37	Carson City	\$6,212	\$784	\$6,996
38	Churchill	\$5,962	\$851	\$6,813
39	Clark	\$4,717	\$856	\$5,573
40	Douglas	\$4,031	\$2,047	\$6,078
41	Elko	\$6,655	\$945	\$7,600
42	Esmeralda	\$21,801	\$3,024	\$24,825
43	Eureka	(\$19,214)	\$29,827	\$10,613
44	Humboldt	\$4,755	\$1,909	\$6,664
45	Lander	(\$1,152)	\$5,620	\$4,468



	Basic Support Guarantee Before Adjustment	Estimated Ad Valorem Adjustment	Estimated Basic Support Guarantee as Adjusted
1			
2			
3			
4			
5	<u>School District</u>		
6	Lincoln	\$9,474	\$1,177
7	Lyon	\$6,649	\$694
8	Mineral	\$7,916	\$1,273
9	Nye	\$6,580	\$1,214
10	Pershing	\$7,767	\$1,604
11	Storey	\$1,973	\$6,121
12	Washoe	\$4,672	\$997
13	White Pine	\$6,767	\$1,081
14			

15 5. The ad valorem adjustment may be made only to take into  
16 account the difference in the ad valorem taxes to be received and the  
17 estimated enrollment of the school district between the amount  
18 estimated as of March 1, 2015, and the amount estimated as of  
19 March 1, 2016, for Fiscal Year 2016-2017. The estimates received  
20 from the Department of Taxation on or before March 15 pursuant to  
21 subsection 3 must be taken into consideration in determining the  
22 adjustment.

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

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

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



Allocation of Special Education Units  
2015-2016

	<u>Units</u>	<u>Amount</u>
3 <b>DISTRICT</b>		
4 Carson City	81	\$ 3,681,828
5 Churchill County	47	\$ 2,136,369
6 Clark County	1,925	\$ 87,500,240
7 Douglas County	70	\$ 3,181,827
8 Elko County	84	\$ 3,818,192
9 Esmeralda County	1	\$ 45,455
10 Eureka County	3	\$ 136,364
11 Humboldt County	32	\$ 1,454,549
12 Lander County	12	\$ 545,456
13 Lincoln County	18	\$ 818,184
14 Lyon County	63	\$ 2,863,644
15 Mineral County	8	\$ 363,637
16 Nye County	58	\$ 2,636,371
17 Pershing County	16	\$ 727,275
18 Storey County	8	\$ 363,637
19 Washoe County	567	\$ 25,772,798
20 White Pine County	<u>16</u>	<u>\$ 727,275</u>
21 Subtotal	3,009	\$ 136,773,101
22 Reserved by State Board of		
23 Education	<u>40</u>	<u>\$ 1,818,197</u>
24 <b>TOTAL</b>	<u>3,049</u>	<u>\$ 138,591,298</u>

25

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

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

38 2. The maximum number of units and amount of basic support  
 39 for special education program units within each of the school  
 40 districts, before any reallocation pursuant to NRS 387.1221, for  
 41 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
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>

25

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

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

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

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



1 For the Fiscal Year 2015-2016..... \$1,093,556,243  
 2 For the Fiscal Year 2016-2017..... \$1,101,624,225

3 2. The money appropriated by subsection 1 must be:

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

7 (b) Work-programmed for the 2 separate fiscal years of the  
 8 2015-2017 biennium, as required by NRS 353.215. Work programs  
 9 may be revised with the approval of the Governor upon the  
 10 recommendation of the Director of the Office of Finance in the  
 11 Office of the Governor.

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

15 4. The money appropriated by subsection 1 is available for  
 16 either fiscal year or may be transferred to Fiscal Year 2014-2015.  
 17 Money may be transferred from one fiscal year to another with the  
 18 approval of the Governor upon the recommendation of the Director  
 19 of the Office of Finance in the Office of the Governor. If any  
 20 money appropriated by subsection 1 is transferred to Fiscal Year  
 21 2014-2015, any remaining funds in the State Distributive School  
 22 Account after all obligations have been met that are not subject to  
 23 reversion to the State General Fund must be transferred back to  
 24 Fiscal Year 2015-2016. Any amount transferred back to Fiscal Year  
 25 2015-2016 must not exceed the amount originally transferred to  
 26 Fiscal Year 2014-2015.

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

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

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

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

41 2. The money appropriated by subsection 1 must be:

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



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

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

9 4. The money appropriated by subsection 1 is available for  
10 either fiscal year or may be transferred to Fiscal Year 2014-2015.  
11 Money may be transferred from one fiscal year to another with the  
12 approval of the Governor upon the recommendation of the Director  
13 of the Office of Finance in the Office of the Governor. If any  
14 money appropriated by subsection 1 is transferred to Fiscal Year  
15 2014-2015, any remaining funds in the State Distributive School  
16 Account after all obligations have been met that are not subject to  
17 reversion to the State General Fund must be transferred back to  
18 Fiscal Year 2015-2016. Any amount transferred back to Fiscal Year  
19 2015-2016 must not exceed the amount originally transferred to  
20 Fiscal Year 2014-2015.

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

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

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

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

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

42 4. The money authorized to be expended by subsections 1 and  
43 2 must be expended in accordance with NRS 353.150 to 353.246,  
44 inclusive, concerning the allotment, transfer, work program and  
45 budget. Transfers to and allotments from must be allowed and made



1 in accordance with NRS 353.215 to 353.225, inclusive, after  
2 separate consideration of the merits of each request.

3 5. The Director of the Office of Finance in the Office of  
4 the Governor may, with the approval of the Governor, authorize the  
5 augmentation of the amounts authorized for expenditure by the  
6 Department of Education in subsections 1 and 2, for the purpose of  
7 meeting obligations of the State incurred under chapter 387 of NRS  
8 with amounts from any other state agency, from any agency of local  
9 government, from any agency of the Federal Government or from  
10 any other source that he or she determines is in excess of the amount  
11 taken into consideration by this act. The Director of the Office of  
12 Finance shall reduce any authorization whenever he or she  
13 determines that money to be received will be less than the amount  
14 authorized in subsections 1 and 2.

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

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

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

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

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

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

44 **Sec. 12.** 1. The Department of Education shall transfer from  
45 the State Distributive School Account to the school districts the





1 following sums for the National School Lunch Program state match  
2 requirement pursuant to NRS 387.105 to reimburse school districts  
3 for the costs of providing meals pursuant to 42 U.S.C. §§ 1751 et  
4 seq.:

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

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

13 **Sec. 13.** Each school district shall expend the revenue made  
14 available through this act, as well as other revenue from state, local  
15 and federal sources, in a manner which is consistent with NRS  
16 288.150 and which is designed to attain the goals of the Legislature  
17 regarding educational reform in this State, especially with regard to  
18 assisting pupils in need of remediation and pupils who are not  
19 proficient in the English language. Materials and supplies for  
20 classrooms are subject to negotiation by employers with recognized  
21 employee organizations.

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

23 1. Available money is estimated to provide a sufficient number  
24 of teachers to achieve in each school district pupil-teacher ratios of  
25 17 pupils per teacher in grades 1 and 2 in Fiscal Year 2015-2016  
26 and Fiscal Year 2016-2017, and to achieve a pupil-teacher ratio of  
27 20 pupils per teacher in grade 3 in Fiscal Year 2015-2016 and Fiscal  
28 Year 2016-2017.

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

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

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

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

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



1 7. School districts are encouraged, to the extent possible, to  
2 further reduce the pupil-teacher ratio in each classroom in the  
3 district for grades 1, 2 and 3 for which additional funding is  
4 provided.

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

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

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

22 3. Any remaining balance of the money transferred by  
23 subsection 1 must not be committed for expenditure after June 30,  
24 2016, and must be transferred and added to the money appropriated  
25 to the State Distributive School Account pursuant to section 6 or 7  
26 of this act, whichever becomes effective, for Fiscal Year 2016-2017,  
27 and may be expended as the money in section 16 of this act is  
28 expended.

29 **Sec. 16.** 1. The Department of Education shall transfer from  
30 the State Distributive School Account the sum of \$155,210,241 for  
31 distribution by the Superintendent of Public Instruction to the  
32 county school districts for Fiscal Year 2016-2017 which must,  
33 except as otherwise provided in section 17 of this act, be used to  
34 employ teachers to comply with the required ratio of pupils to  
35 teachers in grades 1, 2 and 3, as set forth in subsection 1 of section  
36 14 of this act. Expenditures for the class-size reduction program  
37 must be accounted for in a separate category of expenditure in the  
38 State Distributive School Account.

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

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



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

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

5 (a) Shall file a plan with the Superintendent of Public Instruction  
6 describing how the money transferred pursuant to sections 15 and  
7 16 of this act will be used to comply with the required ratio of pupils  
8 to teachers in grades 1, 2 and 3; and

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

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

15 (2) Programs of remedial education that have been found to  
16 be effective in improving pupil achievement in grades 1, 2 and 3, so  
17 long as the combined ratio of pupils per teacher in the aggregate of  
18 kindergarten and grades 1, 2 and 3 of the school district does not  
19 exceed the combined ratio of pupils per teacher in the aggregate of  
20 kindergarten and grades 1, 2 and 3 of the school district in the  
21 2004-2005 school year.

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

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

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

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

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

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

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

43 (a) Filed with the Department of Education a plan required by  
44 NRS 388.720 for achieving the required ratio set forth in NRS  
45 388.700; and



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

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

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

13 2. The money appropriated by subsection 1 must be expended  
14 in accordance with NRS 353.150 to 353.246, inclusive, concerning  
15 the allotment, transfer, work program and budget. Transfers to and  
16 allotments from must be allowed and made in accordance with NRS  
17 353.215 to 353.225, inclusive, after separate consideration of the  
18 merits of each request.

19 3. The Department of Education is hereby authorized to expend  
20 from the Other State Education Programs Account the sum of  
21 \$18,260,398 for both Fiscal Year 2015-2016 and Fiscal Year  
22 2016-2017 for the support of courses which are approved by the  
23 Department of Education as meeting the course of study for an adult  
24 standard high school diploma as approved by the State Board of  
25 Education. In each fiscal year of the 2015-2017 biennium, the sum  
26 authorized must be allocated among the various school districts in  
27 accordance with a plan or formula developed by the Department of  
28 Education to ensure that the money is distributed equitably and in a  
29 manner that permits accounting for the expenditures of school  
30 districts.

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

39 5. The money appropriated by subsection 1 to finance specific  
40 programs as outlined in this subsection are available for both Fiscal  
41 Year 2015-2016 and Fiscal Year 2016-2017 and may be transferred  
42 from one fiscal year to the other with the approval of the Interim  
43 Finance Committee upon the recommendation of the Governor as  
44 follows:



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

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

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

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

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

23 (f) A total of \$10,443,822 in Fiscal Year 2015-2016 and a total  
24 of \$12,543,822 in Fiscal Year 2016-2017 for the award of grants for  
25 career and technical education pursuant to NRS 388.393 and,  
26 notwithstanding the provisions of subsections 1, 2 and 3 of NRS  
27 388.392, not for the use of leadership and training activities and  
28 pupil organizations.

29 (g) A total of \$2,500,000 in Fiscal Year 2015-2016 and a total of  
30 \$3,586,645 in Fiscal Year 2016-2017 for the Jobs for America's  
31 Graduates Program.

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

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

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

43 7. Except as otherwise provided in subsections 4 and 6,  
44 unencumbered balances of the appropriations made by this section  
45 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017 must not be



1 committed for expenditure after June 30 of each fiscal year. Except  
2 as otherwise provided in subsections 4 and 6, unencumbered  
3 balances of these appropriations revert to the State General Fund on  
4 or before September 16, 2016, and September 15, 2017, for each  
5 fiscal year respectively.

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

11 2. The money transferred by subsection 1 must be distributed  
12 on a per pupil basis to pupils who have been identified as gifted and  
13 talented through a state-approved assessment or procedure, or both.  
14 The Department of Education shall calculate an amount of funding  
15 for each pupil identified as gifted and talented for both Fiscal Year  
16 2015-2016 and Fiscal Year 2016-2017 by dividing the total final  
17 count of such pupils in the immediately preceding fiscal year by the  
18 money appropriated by the Legislature for such pupils in Fiscal  
19 Year 2015-2016 and in Fiscal Year 2016-2017.

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

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

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

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

35 3. To receive a grant of money pursuant to subsection 2, school  
36 districts and community-based organizations must submit a  
37 comprehensive plan to the Department of Education that includes,  
38 without limitation:

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

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

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



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

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

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

9 ➔ The money must not be used to remodel classrooms or facilities  
10 or for playground equipment.

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

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

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

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

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

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

34 (a) The number of grants awarded;

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

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

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

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



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

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

7 (f) Any recommendations for legislation.

8 8. The money transferred by this section:

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

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

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

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

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

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

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

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

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

31 (b) Create a competitive science, technology, engineering and  
32 mathematics grant program for pupils enrolled in middle schools  
33 and high schools, including, without limitation, charter schools, to  
34 assist those pupils in becoming college and career ready.

35 3. The money transferred by subsection 1:

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

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

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

44 4. Any remaining balance of the sums transferred by  
45 subsection 1 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017





1 must not be committed for expenditure after June 30 of each fiscal  
2 year and must be reverted to the State General Fund on or before  
3 September 16, 2016, and September 15, 2017, for each fiscal year  
4 respectively.

5 **Sec. 23.** 1. The Department of Education shall transfer from  
6 the Other State Education Programs Account for the social worker  
7 or other licensed mental health worker grant program, the sum of  
8 \$5,594,400 for the Fiscal Year 2015-2016.

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

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

- 17 (a) Licensed Clinical Social Worker;
- 18 (b) Social Worker;
- 19 (c) Social Worker Intern with Supervision;
- 20 (d) Clinical Psychologist;
- 21 (e) Psychologist Intern with Supervision;
- 22 (f) Marriage and Family Therapist;
- 23 (g) Mental Health Counselor;
- 24 (h) Community Health Worker;
- 25 (i) School-Based Health Centers; and
- 26 (j) Licensed Nurse.

27 4. In addition to the transfer made by subsection 1, there is  
28 hereby appropriated from the State General Fund to the Interim  
29 Finance Committee the sum of \$11,188,800 for the Fiscal Year  
30 2016-2017.

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

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

44 7. Any remaining balance of the sums transferred by  
45 subsection 1 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017



1 must not be committed for expenditure after June 30 of each fiscal  
2 year and must be reverted to the State General Fund on or before  
3 September 16, 2016, and September 15, 2017, for each fiscal year  
4 respectively.

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

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

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

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

21 3. The money transferred pursuant to subsection 1:

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

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

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

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

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

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

42 2. The money appropriated by subsection 1 must be expended  
43 in accordance with NRS 353.150 to 353.246, inclusive, concerning  
44 the allotment, transfer, work program and budget. Transfers to and  
45 allotments from must be allowed and made in accordance with



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1 NRS 353.215 to 353.225, inclusive, after separate consideration of  
2 the merits of each request.

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

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

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

18 2. The money appropriated by subsection 1 must be expended  
19 in accordance with NRS 353.150 to 353.246, inclusive, concerning  
20 the allotment, transfer, work program and budget. Transfers to and  
21 allotments from must be allowed and made in accordance with NRS  
22 353.215 to 353.225, inclusive, after separate consideration of the  
23 merits of each request.

24 3. Any balance of the money appropriated by subsection 1  
25 remaining at the end of the respective fiscal years must not be  
26 committed for expenditure after June 30 of the respective fiscal  
27 years by the entity to which the appropriation is made or any entity  
28 to which money from the appropriation is granted or otherwise  
29 transferred in any manner, and any portion of the appropriated  
30 money remaining must not be spent for any purpose after  
31 September 16, 2016, and September 15, 2017, respectively, by  
32 either the entity to which the money was appropriated or the entity  
33 to which the money was subsequently granted or transferred, and  
34 must be reverted to the State General Fund on or before  
35 September 16, 2016, and September 15, 2017, respectively.

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

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

43 2. The money appropriated by subsection 1 must be expended  
44 in accordance with NRS 353.150 to 353.246, inclusive, concerning  
45 the allotment, transfer, work program and budget. Transfers to and



1 allotments from must be allowed and made in accordance with NRS  
2 353.215 to 353.225, inclusive, after separate consideration of the  
3 merits of each request.

4 3. The Department shall transfer from the appropriation made  
5 by subsection 1 to the school districts specified in this subsection  
6 the following sums which must be used only to carry out the  
7 provisions of Senate Bill No. 405 of this session for Fiscal Year  
8 2015-2016 and Fiscal Year 2016-2017, respectively:

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

12 4. Of the sums appropriated by subsection 1, the Department of  
13 Education shall use not more than \$3,613,820 in Fiscal Year  
14 2015-2016 and \$3,613,820 in Fiscal Year 2016-2017 which must be  
15 used only to carry out the provisions of Senate Bill No. 405 of this  
16 session to provide grants of money to the State Public Charter  
17 School Authority and the school districts, other than the Clark  
18 County School District or the Washoe County School District. The  
19 board of trustees of a school district and the State Public Charter  
20 School Authority may submit an application to the Department on a  
21 form prescribed by the Department.

22 5. Any remaining balance of the transfers made by subsection  
23 3 for Fiscal Year 2015-2016 must be added to the money transferred  
24 for Fiscal Year 2016-2017 and may be expended as that money is  
25 expended. Any remaining balance of the transfers made by  
26 subsection 3 for Fiscal Year 2016-2017, including any money added  
27 from the previous fiscal year, must not be committed for  
28 expenditure after June 30, 2017, and must be reverted to the State  
29 General Fund on or before September 15, 2017.

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

38 7. Any remaining balance of the appropriation made by  
39 subsection 1 must not be committed for expenditure after June 30,  
40 2017, by the entity to which the appropriation is made or any entity  
41 to which money from the appropriation is granted or otherwise  
42 transferred in any manner, and any portion of the appropriated  
43 money remaining must not be spent for any purpose after  
44 September 15, 2017, by either the entity to which the money was  
45 appropriated or the entity to which the money was subsequently



1 granted or transferred, and must be reverted to the State General  
2 Fund on or before September 15, 2017.

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

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

10 2. The money appropriated by subsection 1 must be expended  
11 in accordance with NRS 353.150 to 353.246, inclusive, concerning  
12 the allotment, transfer, work program and budget. Transfers to and  
13 allotments from must be allowed and made in accordance with NRS  
14 353.215 to 353.225, inclusive, after separate consideration of the  
15 merits of each request.

16 3. Any remaining balance of the transfers made to carry out the  
17 provisions of Senate Bill No. 432 of this session for Fiscal Year  
18 2015-2016 must be added to the money transferred for Fiscal Year  
19 2016-2017 and may be expended as that money is expended. Any  
20 remaining balance of the transfers made to carry out the provisions  
21 of Senate Bill No. 432 of this session for Fiscal Year 2016-2017,  
22 including any money added from the previous fiscal year, must not  
23 be committed for expenditure after June 30, 2017, and must be  
24 reverted to the State General Fund on or before September 15, 2017.

25 4. Any remaining balance of the appropriation made by  
26 subsection 1 must not be committed for expenditure after June 30,  
27 2017, by the entity to which the appropriation is made or any entity  
28 to which money from the appropriation is granted or otherwise  
29 transferred in any manner, and any portion of the appropriated  
30 money remaining must not be spent for any purpose after  
31 September 15, 2017, by either the entity to which the money was  
32 appropriated or the entity to which the money was subsequently  
33 granted or transferred, and must be reverted to the State General  
34 Fund on or before September 15, 2017.

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

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

41 2. The money appropriated by subsection 1 must be expended  
42 in accordance with NRS 353.150 to 353.246, inclusive, concerning  
43 the allotment, transfer, work program and budget. Transfers to and  
44 allotments from must be allowed and made in accordance with



1 NRS 353.215 to 353.225, inclusive, after separate consideration of  
2 the merits of each request.

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

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

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

19 6. The Director of the Office of Finance in the Office of  
20 the Governor may, with the approval of the Governor, authorize the  
21 augmentation of the amounts authorized for expenditure by the  
22 Department of Education in subsection 3, for the purpose of meeting  
23 obligations of the State incurred under chapter 387 of NRS with  
24 amounts from any other state agency, from any agency of local  
25 government, from any agency of the Federal Government or from  
26 any other source that he or she determines is in excess of the amount  
27 taken into consideration by this act. The Director of the Office of  
28 Finance shall reduce any authorization whenever he or she  
29 determines that money to be received will be less than the amount  
30 authorized in subsection 3.

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

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

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

42 3. Except as otherwise provided in subsection 4, a school  
43 district or charter school that elects to receive an allocation of  
44 money pursuant to this section shall use the money to provide full-  
45 day kindergarten in each school within the school district that is



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

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

16 5. A parent or legal guardian of a pupil who is otherwise zoned  
17 to attend a public school that provides full-day kindergarten  
18 pursuant to this section may request that the pupil not be enrolled in  
19 full-day kindergarten. The school district in which the pupil is  
20 enrolled shall grant the request and ensure that the pupil is allowed  
21 to attend kindergarten, whether at the zoned school or another  
22 school, for less than a full day.

23 **Sec. 31.** Of the sums appropriated by subsection 1 of section  
24 29 of this act, the sum of \$1,000,000 in both Fiscal Year 2015-2016  
25 and Fiscal Year 2016-2017 may be distributed by the Department of  
26 Education to assist school districts which receive an allocation  
27 pursuant to section 30 of this act with the purchase of portable  
28 classrooms for the provision of full-day kindergarten.

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

35 2. Notwithstanding the provisions of NRS 388.700 to the  
36 contrary, a school district that receives an allocation of money  
37 pursuant to subsection 1 may not request a variance from the State  
38 Board of Education to exceed the pupil-teacher ratio prescribed by  
39 subsection 1. A principal of a school may submit a request to the  
40 superintendent of schools of the school district for the school to  
41 exceed the pupil-teacher ratio prescribed by subsection 1 by not  
42 more than 20 percent or 25 pupils. A principal of a charter school  
43 may submit a request to the governing body of the charter school for  
44 the charter school to exceed the pupil-teacher ratio prescribed by  
45 subsection 1 by not more than 20 percent or 25 pupils. If the



1 superintendent or governing body grants such a request, the  
2 superintendent or governing body shall provide written notice to the  
3 Department of Education. Each request and approval to exceed  
4 the ratio must be made on an individual school basis and not a  
5 school-district wide basis. A remote and rural school, as determined  
6 by the State Board of Education, may submit a request to the  
7 superintendent of schools of the school district in which the school  
8 is located or the governing body of a charter school, as applicable,  
9 for transmittal to the State Board of Education with a proposed plan  
10 of corrective action in instances where the maximum pupil-teacher  
11 ratio exceeds 25 pupils to 1 teacher.

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

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

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

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

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

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

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

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

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

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

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

43 5. Any remaining balance of the allocations made by  
44 subsection 1 for Fiscal Year 2015-2016 must be added to the money  
45 received by the school districts for Fiscal Year 2016-2017 and may





1 be expended as that money is expended. Any remaining balance of  
2 the allocations made by subsection 1 for Fiscal Year 2016-2017,  
3 including any such money added from the previous fiscal year, does  
4 not revert to the State General Fund.

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

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

11 2. On or before August 31, 2015, the board of trustees of a  
12 school district may apply to the State Board of Education for a grant  
13 of money from the money appropriated pursuant to subsection 1 to  
14 provide financial incentives to newly hired teachers as described in  
15 subsection 3. Each application submitted pursuant to this section  
16 must include the number of teachers to whom the board of trustees  
17 intends to provide such incentives. On or before October 31, 2015,  
18 the State Board shall distribute the money to each board of trustees  
19 of a school district that submits an application in proportion to the  
20 number of teachers to whom the board of trustees plans to provide  
21 incentives.

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

30 (a) Were not employed by the board of trustees during the  
31 2014-2015 school year; and

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

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

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

38 4. An incentive provided pursuant to subsection 3 may be used  
39 to increase the base salary of a teacher for the 2015-2016 and  
40 2016-2017 school years in an amount not to exceed \$5,000 per  
41 school year. A teacher who receives such an incentive is not entitled  
42 to continue to receive such an incentive after the 2016-2017 school  
43 year, and the board of trustees of a school district is not required to  
44 pay such an incentive after that school year.



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

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

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

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

16 2. The money appropriated by subsection 1 must be expended  
17 in accordance with NRS 353.150 to 353.246, inclusive, concerning  
18 the allotment, transfer, work program and budget. Transfers to and  
19 allotments from must be allowed and made in accordance with NRS  
20 353.215 to 353.225, inclusive, after separate consideration of the  
21 merits of each request.

22 **Sec. 35.** 1. Of the sums appropriated by subsection 1 of  
23 section 34 of this act, the Department of Education shall transfer the  
24 following sums for Fiscal Year 2015-2016 and Fiscal Year  
25 2016-2017:

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

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

40 3. Any remaining balance of the transfers made by subsection  
41 1 for Fiscal Year 2015-2016 must be added to the money received  
42 by the school districts for Fiscal Year 2016-2017 and may be  
43 expended as that money is expended. Any remaining balance of the  
44 transfers made by subsection 1 for Fiscal Year 2016-2017, including  
45 any money added from the transfer for the previous fiscal year, must



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

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

9 2. The Statewide Council shall use the money:

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

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

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

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

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

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

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

25 3. Any remaining balance of the transfers made by subsection  
26 1 for Fiscal Year 2015-2016 must be added to the money received  
27 by the Statewide Council for Fiscal Year 2016-2017 and may be  
28 expended as that money is expended. Any remaining balance of the  
29 transfers made by subsection 1 for Fiscal Year 2016-2017, including  
30 any money added from the transfer for the previous fiscal year, must  
31 not be committed for expenditure after June 30, 2017, and must be  
32 reverted to the State General Fund on or before September 15, 2017.

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

38 For the Fiscal Year 2015-2016..... \$4,886,433

39 For the Fiscal Year 2016-2017..... \$4,866,478

40 2. The money appropriated by subsection 1 must be expended  
41 in accordance with NRS 353.150 to 353.246, inclusive, concerning  
42 the allotment, transfer, work program and budget. Transfers to and  
43 allotments from must be allowed and made in accordance with NRS  
44 353.215 to 353.225, inclusive, after separate consideration of the  
45 merits of each request.



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

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

8     **Sec. 39.** 1. There is hereby appropriated from the State  
9 General Fund to the Grant Fund for Incentives for Licensed  
10 Educational Personnel created by NRS 391.166 to purchase one-  
11 fifth of a year of retirement service credit pursuant to section 5 of  
12 chapter 8, Statutes of Nevada 2007, 23rd Special Session, at page  
13 18:

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

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

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

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

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

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

32         387.191 1. Except as otherwise provided in this subsection,  
33 the proceeds of the tax imposed pursuant to NRS 244.33561 and any  
34 applicable penalty or interest must be paid by the county treasurer to  
35 the State Treasurer for credit to the State Supplemental School  
36 Support Account, which is hereby created in the State General Fund.  
37 The county treasurer may retain from the proceeds an amount  
38 sufficient to reimburse the county for the actual cost of collecting  
39 and administering the tax, to the extent that the county incurs any  
40 cost it would not have incurred but for the enactment of this section  
41 or NRS 244.33561, but in no case exceeding the amount authorized  
42 by statute for this purpose. Any interest or other income earned on  
43 the money in the State Supplemental School Support Account must  
44 be credited to the Account.



1        2. On and after July 1, ~~2015,~~ 2017, the money in the State  
2 Supplemental School Support Account is hereby appropriated for  
3 the operation of the school districts and charter schools of the state,  
4 as provided in this section. The money so appropriated is intended  
5 to supplement and not replace any other money appropriated,  
6 approved or authorized for expenditure to fund the operation of the  
7 public schools for kindergarten through grade 12. Any money that  
8 remains in the State Supplemental School Support Account at the  
9 end of the fiscal year does not revert to the State General Fund, and  
10 the balance in the State Supplemental School Support Account must  
11 be carried forward to the next fiscal year.

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

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



1 5. On or before November 10 of ~~2016,~~ 2018, and on that date  
2 each year thereafter, the board of trustees of each school district and  
3 the governing body of each charter school shall prepare a report  
4 to the Superintendent of Public Instruction, in the form prescribed  
5 by the Superintendent. The report must provide an accounting of the  
6 expenditures by the school district or charter school of the money it  
7 received from the State Supplemental School Support Account  
8 during the preceding fiscal year.

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

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

16 Sec. 8. Transitory provision.

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

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

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

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

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

40 2. Sections 4 and 6 of this act become effective on July 1,  
41 2015, if and only if Senate Bill No. 508 of this session is not enacted  
42 by the Legislature and approved by the Governor.

43 3. Sections 5, 7 and 38 of this act become effective on July 1,  
44 2015, if and only if Senate Bill No. 508 of this session is enacted by  
45 the Legislature and approved by the Governor.



- 1       4. Section 25 of this act becomes effective on July 1, 2015, if  
2 and only if Senate Bill No. 491 of this session is enacted by the  
3 Legislature and approved by the Governor.
- 4       5. Section 26 of this act becomes effective on July 1, 2015, if  
5 and only if Senate Bill No. 391 of this session is enacted by the  
6 Legislature and approved by the Governor.
- 7       6. Section 27 of this act becomes effective on July 1, 2015, if  
8 and only if Senate Bill No. 405 of this session is enacted by the  
9 Legislature and approved by the Governor.
- 10      7. Section 28 of this act becomes effective on July 1, 2015, if  
11 and only if Senate Bill No. 432 of this session is enacted by the  
12 Legislature and approved by the Governor.
- 13      8. Section 37 of this act becomes effective on July 1, 2015, if  
14 and only if Senate Bill No. 474 of this session is enacted by the  
15 Legislature and approved by the Governor.

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