

SENATE BILL NO. 4—COMMITTEE OF THE WHOLE

JUNE 5, 2007

Declared an Emergency Measure

SUMMARY—Makes various changes relating to legislative committees and studies. (BDR S-11)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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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 the Legislature; requiring the Legislative Committee on Education and the Legislative Committee on Health Care to consider studying certain issues during the 2007-2009 interim; transferring certain unspent money from a legislative study to Opportunity Village; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

The provisions of this bill are identical to the provisions in the First Reprint of Assembly Bill No. 484 of the 74th Session of the Nevada Legislature.

The Legislative Committee on Education is a permanent statutory committee of Legislators that meets during the interim between legislative sessions to study various issues relating to education. (NRS 218.5351-218.5355) The Legislative Committee on Health Care is a permanent statutory committee of Legislators that meets during the interim to study various issues related to health care. (NRS 439B.200-439B.240) **Sections 1 and 2** of this bill require the Committees, during the 2007-2009 interim, to consider studying certain specified issues.

Section 3 of this bill transfers unspent money from an appropriation for a legislative study to the disbursement account in the State General Fund for the use of Opportunity Village.

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

Section 1. 1. The Legislative Committee on Education shall, during the 2007-2009 interim, consider studying:



(a) The quantity and quality of tests that are administered in the public schools in this State. The study must include, without limitation:

(1) A review of the tests that are required by state law, including, without limitation, those tests which are required to comply with federal law;

(2) A review, by school district, of the tests and assessments that are administered district-wide; and

(3) A determination whether any of the tests and assessments may be consolidated in an efficient manner to allow for increased instructional time in the classroom.

(b) Issues relating to truancy, including, without limitation, a review of:

(1) Issues relating to pupils who are truant from school, including, without limitation, measures of prevention, intervention and diversion and the imposition of appropriate discipline.

(2) The effectiveness of existing programs designed to reduce the number of pupils who are truant from school and identify programs throughout the State or in other states that are effective.

(3) Recommendations for a plan to reduce the number of pupils who are truant from school.

(c) Issues relating to the use of long-term substitute teachers, including, without limitation:

(1) The effect of the use of long-term substitutes who are not licensed teachers on the performance of pupils and the effect of the use of student teachers as substitutes pursuant to section 1 of Assembly Bill No. 512 of the 74th Session of the Nevada Legislature on the performance of pupils;

(2) The number of long-term substitutes employed in this State and the number employed by each school district, including, without limitation, the number who are not licensed teachers;

(3) The number of student teachers employed as substitutes pursuant to section 1 of Assembly Bill No. 512 of the 74th Session of the Nevada Legislature and the number employed by each school district;

(4) The average time for which a long-term substitute is assigned to a single class;

(5) Methods to reduce the use of long-term substitutes, including, without limitation, methods to reduce the number of long-term substitutes who are not licensed teachers or not student teachers employed pursuant to section 1 of Assembly Bill No. 512 of the 74th Session of the Nevada Legislature; and

(6) Any other issues relating to long-term substitutes.

(d) The governance of the public schools in this State, including, without limitation, a review of the system of public education for



1 kindergarten through grade 12 to ensure that the structure of
2 governance is organized in a manner which provides for efficient
3 operation and which meets the educational needs of the residents of
4 this State.

5 2. At the discretion of the Chairman of the Legislative
6 Committee on Education and within limits of legislative
7 appropriations:

8 (a) A subcommittee of members of the Legislature may be
9 appointed to conduct any of the studies authorized by this section.

10 (b) The Committee or subcommittee may contract with such
11 experts, researchers and consultants as may be necessary for the
12 Committee or subcommittee to carry out any such study.

13 3. The Legislative Committee on Education shall submit a
14 report of the results of any study conducted pursuant to subsection 1
15 and any recommendations for legislation to the Director of the
16 Legislative Counsel Bureau for transmission to the 75th Session of
17 the Nevada Legislature.

18 **Sec. 2.** 1. The Legislative Committee on Health Care shall,
19 during the 2007-2009 interim, consider studying:

20 (a) The regulation of providers of health care in Nevada,
21 including, without limitation:

22 (1) A review of the laws of this State relating to the scope of
23 practice authorized for providers of health care; and

24 (2) A study concerning the operation of the professional
25 licensing boards for providers of health care with respect to barriers
26 to licensing.

27 (b) The regulation of the use of lasers and intense pulsed light
28 therapy in the performance of medical procedures on patients and
29 the use of injections of cosmetic substances in the performance of
30 procedures on patients. The Committee shall consider conducting a
31 review of the laws and regulations of this State relating to the issues
32 described in this paragraph and a study concerning those issues. In
33 carrying out the provisions of this paragraph, the Committee may
34 consult with a representative of:

35 (1) The practice of ophthalmology in this State;

36 (2) The practice of dermatology in this State;

37 (3) The practice of cosmetic or plastic surgery in this State;

38 and

39 (4) The medical spa industry in this State.

40 2. At the discretion of the Chairman of the Legislative
41 Committee on Health Care, and within limits of legislative
42 appropriations:

43 (a) A subcommittee of members of the Legislature may be
44 appointed to conduct any of the studies authorized by this section.



(b) The Committee or subcommittee may contract with such experts, researchers and consultants as may be necessary for the Committee or subcommittee to carry out any such study.

3. The Legislative Committee on Health Care shall submit a report of the results of any study conducted pursuant to subsection 1 and any recommendations for legislation to the Director of the Legislative Counsel Bureau for transmission to the 75th Session of the Legislature.

Sec. 3. Section 39 of chapter 7, Statutes of Nevada 2005, 22nd Special Session, at page 122, is hereby amended to read as follows:

Sec. 39. 1. There is hereby appropriated from the State General Fund to the ~~[Legislative Counsel Bureau]~~ *disbursement account created pursuant to section 1 of Senate Bill No. 443 of the 74th Session of the Nevada Legislature* the sum of \$250,000 for ~~[costs related to hiring a consultant to assist the interim committee appointed by the Legislative Committee to conduct a study to develop a plan for the deconsolidation of the Clark County School District.]~~ *the use of Opportunity Village for vocational training, employment and social recreation services for persons with intellectual disabilities in southern Nevada. The appropriation is subject to the same terms and conditions as the appropriation made for the use of Opportunity Village pursuant to section 8 of Senate Bill No. 443 of the 74th Session of the Nevada Legislature.*

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, ~~[2007, and must be reverted to the State General Fund on or before September 21, 2007.]~~ *2009, 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 18, 2009, 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 18, 2009.*

Sec. 4. Section 11 of Assembly Bill No. 485, section 3 of Assembly Bill No. 512 and section 54 of Senate Bill No. 310 of the 74th Session of the Nevada Legislature are hereby repealed.

Sec. 5. This act becomes effective upon passage and approval.



TEXT OF REPEALED SECTIONS

Section 11 of Assembly Bill No. 485 of the 74th Session of the Nevada Legislature:

Sec. 11. 1. The Legislative Committee on Education shall study issues relating to truancy during the 2007-2009 interim.

2. The study must include, without limitation, a review of:

(a) Issues relating to pupils who are truant from school, including, without limitation, measures of prevention, intervention and diversion and the imposition of appropriate discipline.

(b) The effectiveness of existing programs designed to reduce the number of pupils who are truant from school and identify programs throughout the State or in other states that are effective.

(c) Recommendations for a plan to reduce the number of pupils who are truant from school.

3. On or before February 1, 2009, the Legislative Committee on Education shall submit the report of its findings and any recommendations to the Director of the Legislative Counsel Bureau for transmission to the 75th Session of the Nevada Legislature.

Section 3 of Assembly Bill No. 512 of the 74th Session of the Nevada Legislature:

Sec. 3. 1. The Legislative Committee on Education shall, during the 2007-2009 interim, study issues relating to the use of long-term substitute teachers, including, without limitation:

(a) The effect of the use of long-term substitutes who are not licensed teachers on the performance of pupils and the effect of the use of student teachers as substitutes pursuant to section 1 of this act on the performance of pupils;

(b) The number of long-term substitutes employed in this State and the number employed by each school district, including, without limitation, the number who are not licensed teachers;



(c) The number of student teachers employed as substitutes pursuant to section 1 of this act in this State and the number employed by each school district;

(d) The average time for which a long-term substitute is assigned to a single class;

(e) Methods to reduce the use of long-term substitutes, including, without limitation, methods to reduce the number of long-term substitutes who are not licensed teachers or not student teachers employed pursuant to section 1 of this act; and

(f) Any other issues relating to the use of long-term substitutes.

2. The Legislative Committee on Education may appoint a subcommittee to conduct the study required pursuant to subsection 1 or may request that an appropriate entity which is responsible for studying the coordination of elementary, secondary and postsecondary education in this State conduct the study and report to the Committee.

3. On or before February 1, 2009, the Legislative Committee on Education shall submit a report of the results of the study conducted pursuant to this section and any recommendations for legislation to the Director of the Legislative Counsel Bureau for transmission to the 75th Session of the Nevada Legislature.

Section 54 of Senate Bill No. 310 of the 74th Session of the Nevada Legislature:

Sec. 54. 1. The Legislative Committee on Health Care shall appoint a subcommittee to review the regulation of providers of health care in Nevada. The subcommittee must consist of:

(a) Two members of the Legislative Committee on Health Care appointed by the Chairman of that Committee;

(b) The Chairman of the Senate Standing Committee on Human Resources and Education;

(c) A member of the Senate Standing Committee on Commerce and Labor who served during the 74th Session of the Nevada Legislature appointed by the Chairman of that Committee;

(d) The Chairman of the Assembly Standing Committee on Health and Human Services; and

(e) A member of the Assembly Standing Committee on Commerce and Labor during the 74th Session of the Nevada Legislature appointed by the Chairman of that Committee.



2. The Chairman of the Legislative Committee on Health Care shall designate a member of the subcommittee to serve as chairman.

3. The subcommittee shall:

(a) Conduct:

(1) A review of the laws of this State relating to the scope of practice authorized for providers of health care.

(2) A study concerning the operation of the professional licensing boards for providers of health care with respect to barriers to licensing.

(b) Not later than June 30, 2008, submit a report of the results of its review and study and any recommendations for legislation to the Legislative Committee on Health Care.

4. The subcommittee may contract with such experts, researchers and consultants as may be necessary for the subcommittee to carry out its duties.

