

ASSEMBLY BILL NO. 244—COMMITTEE ON EDUCATION

(ON BEHALF OF SCHOOL BOARDS ASSOCIATION)

FEBRUARY 15, 1999

Referred to Concurrent Committees on Education
and Ways and Means

SUMMARY—Establishes state program for financial support of local programs to improve academic achievement of pupils who are at risk. (BDR 34-471)

FISCAL NOTE: Effect on Local Government: No.

Effect on the State or on Industrial Insurance: Contains Appropriation not included in Executive Budget.

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

AN ACT relating to education; establishing the state program for the financial support of local programs to improve the academic achievement of pupils who are at risk; authorizing school districts to participate in the state program; making an appropriation; and providing other matters properly relating thereto.

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

- 1 **Section 1.** Chapter 388 of NRS is hereby amended by adding thereto
2 the provisions set forth as sections 2 to 10, inclusive, of this act.
3 **Sec. 2.** *As used in sections 2 to 10, inclusive, of this act, unless the*
4 *context otherwise requires, the words and terms defined in sections 3, 4*
5 *and 5 of this act have the meanings ascribed to them in those sections.*
6 **Sec. 3.** *“Local program” means a program provided by the board of*
7 *trustees of a school district to improve the academic achievement of*
8 *pupils who are at risk.*
9 **Sec. 4.** *“Pupil at risk” has the meaning ascribed to it in NRS*
10 *386.500.*
11 **Sec. 5.** *“State program” means the state program for the financial*
12 *support of local programs to improve the academic achievement of pupils*
13 *who are at risk.*

1 **Sec. 6. 1.** *There is hereby established the state program for the*
2 *financial support of local programs to improve the academic*
3 *achievement of pupils who are at risk, to be administered by the*
4 *superintendent of public instruction.*

5 *2. The superintendent of public instruction shall, in cooperation with*
6 *the boards of trustees of the school districts, adopt regulations:*

7 *(a) That establish the criteria for the eligibility of school districts to*
8 *participate in the state program;*

9 *(b) That set forth the process for submission of an application to*
10 *participate in the state program and the contents of the application; and*

11 *(c) To carry out the provisions of sections 2 to 10, inclusive, of this*
12 *act.*

13 *3. The superintendent of public instruction may expend not more*
14 *than 1 percent per year of the money appropriated for the state program*
15 *to pay the costs incurred in administering the state program.*

16 **Sec. 7. 1.** *On or before November 1 of each year, the board of*
17 *trustees of a school district may submit an application to the*
18 *superintendent of public instruction to participate in the state program.*
19 *The application must be on a form provided by the superintendent and*
20 *contain the following information regarding the operation of a local*
21 *program proposed by the board of trustees:*

22 *(a) The courses of instruction that will be offered to pupils who*
23 *participate in the local program;*

24 *(b) The projected enrollment of pupils in the local program, including,*
25 *without limitation, the categories of pupils who are expected to*
26 *participate;*

27 *(c) The methods that will be used to increase the attendance of pupils*
28 *who are at risk;*

29 *(d) The methods that will be used to retain teachers who teach pupils*
30 *who are at risk and who teach in schools that have been designated as*
31 *demonstrating inadequate achievement pursuant to NRS 385.367;*

32 *(e) The method by which the success of the local program will be*
33 *evaluated;*

34 *(f) The financial requirements of the school district to operate the*
35 *local program; and*

36 *(g) Such other information as the superintendent of public instruction*
37 *requires.*

38 *2. Upon receipt of such an application, the superintendent of public*
39 *instruction shall review the application and, if the application meets the*
40 *criteria for eligibility adopted by the superintendent pursuant to section 6*
41 *of this act, approve the application.*

42 **Sec. 8.** *On or before December 1 of each year, the superintendent of*
43 *public instruction shall apportion the money available for the state*

1 *program for that school year among the school districts whose*
2 *applications for participation have been approved. If applications from*
3 *each school district have been approved, the superintendent of public*
4 *instruction shall distribute to each school district a percentage of the*
5 *money available for the state program which is equal to the number*
6 *obtained by dividing the total count of pupils enrolled in the school*
7 *district by the total count of pupils enrolled in every school district in this*
8 *state. If applications from fewer than all of the school districts have been*
9 *approved, the superintendent of public instruction shall distribute to each*
10 *of the participating school districts a percentage of the money available*
11 *for the state program which is equal to the number obtained by dividing*
12 *the total count of pupils enrolled in the participating school district by the*
13 *total count of pupils enrolled in every participating school district.*

14 **Sec. 9.** *If a school district participates in the state program, it shall*
15 *provide a local program to improve the academic achievement of pupils*
16 *who are at risk. A local program must be designed to:*

- 17 1. *Increase the attendance of pupils who are at risk;*
- 18 2. *Improve the academic achievement of pupils who are at risk; and*
- 19 3. *Retain teachers who teach in schools where a majority of the*
20 *pupils are at risk or schools that have been designated as demonstrating*
21 *inadequate achievement pursuant to NRS 385.367.*

22 **Sec. 10.** *On or before July 1 of each year, the board of trustees of*
23 *each school district that participates in the state program shall submit a*
24 *report on a form provided by the superintendent of public instruction.*
25 *The report must contain the following information concerning the*
26 *operation of a local program by the school district in the immediately*
27 *preceding school year:*

- 28 1. *The courses of instruction that were offered to pupils who*
29 *participated in the local program;*
- 30 2. *The total enrollment of pupils in the local program;*
- 31 3. *The evaluation of the local program in accordance with the*
32 *method for evaluation set forth by the board of trustees in its application;*
- 33 4. *The costs incurred by the school district to operate the local*
34 *program;*
- 35 5. *The financial resources necessary for the school district to*
36 *continue to operate the local program; and*
- 37 6. *Such other information as the superintendent of public instruction*
38 *requires.*

39 **Sec. 11.** 1. *There is hereby appropriated from the state general fund*
40 *to the department of education for the state program for the financial*
41 *support of local programs to improve the academic achievement of pupils*
42 *who are at risk:*

- 1 For the fiscal year 1999-2000\$2,000,000
- 2 For the fiscal year 2000-2001\$2,000,000
- 3 2. Any remaining balance of the appropriation made by subsection 1
- 4 for:
- 5 (a) The fiscal year 1999-2000 must be transferred and added to the
- 6 money appropriated for the fiscal year 2000-2001.
- 7 (b) The fiscal year 2000-2001, including any money added thereto
- 8 pursuant to paragraph (a), must not be committed for expenditure after
- 9 June 30, 2001, and reverts to the state general fund as soon as all payments
- 10 of money committed have been made.
- 11 **Sec. 12.** The superintendent of public instruction shall:
- 12 1. On or before October 1, 1999, adopt regulations in accordance with
- 13 section 6 of this act.
- 14 2. On or before April 1, 2001, submit a written report to the director of
- 15 the legislative counsel bureau for transmission to the 71st session of the
- 16 Nevada Legislature regarding the efficacy of the state program for the
- 17 financial support of local programs to improve the academic achievement
- 18 of pupils who are at risk established pursuant to section 6 of this act.
- 19 **Sec. 13.** 1. This section and section 11 of this act become effective
- 20 upon passage and approval.
- 21 2. Section 6 of this act becomes effective upon passage and approval
- 22 for the purpose of adopting regulations and on July 1, 1999, for all other
- 23 purposes.
- 24 3. Sections 1 to 5, inclusive, 7 to 10, inclusive, and 12 of this act
- 25 become effective on July 1, 1999.