

SENATE BILL NO. 435—SENATOR PORTER

MARCH 15, 1999

Referred to Committee on Human Resources and Facilities

SUMMARY—Authorizes establishment of commission to oversee school construction in larger counties. (BDR 34-53)

FISCAL NOTE: Effect on Local Government: Yes.
Effect on the State or on Industrial Insurance: No.

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

AN ACT relating to school districts; authorizing the board of trustees of a school district in a large county to establish a commission to oversee school construction; 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 393 of NRS is hereby amended by adding thereto
2 the provisions set forth as sections 2, 3 and 4 of this act.
- 3 **Sec. 2. 1.** *The board of trustees of a school district in a county*
4 *whose population is 400,000 or more may establish a commission to*
5 *oversee school construction. If such a commission is established, each*
6 *trustee shall appoint one member to the commission. A member may be*
7 *appointed by a trustee regardless of whether the member resides within*
8 *the election district of the trustee. Each member who is appointed must*
9 *demonstrate qualifications to carry out the duties of the commission.*
- 10 **2.** *The term of each member of the commission is 2 years. A vacancy*
11 *in the membership of the commission must be filled by the trustee, or his*
12 *successor, who appointed the seat that is vacant.*
- 13 **3.** *If such a commission is established, the commission shall:*
- 14 **(a)** *Elect a chairman from among its members;*
- 15 **(b)** *Prescribe bylaws for its own management and government and*
16 *submit the bylaws to the board of trustees of the school district for*
17 *ratification;*

1 (c) Meet as often as is necessary for the commission to perform its
2 duties successfully and at the times and places specified by a call of the
3 chairman or a majority of the members of the commission; and

4 (d) Comply with the provisions of chapter 241 of NRS.

5 4. The commission may solicit recommendations from the general
6 public.

7 5. The chairman of the commission may divide the commission into
8 subcommittees. The commission may delegate one or more of the duties
9 of the commission to a subcommittee of the commission.

10 6. Each member of the commission is entitled to receive a salary of
11 \$40 for each meeting of the commission that he attends or \$200 per
12 month, whichever is less. The salaries must be paid by the school district.
13 Members of the commission may voluntarily waive the compensation
14 provided by this subsection.

15 **Sec. 3.** If a commission to oversee school construction has been
16 established pursuant to section 2 of this act, the board of trustees of the
17 school district shall:

18 1. Prepare a 3-year plan for the renovation of school facilities and a
19 5-year plan for the construction of school facilities within the school
20 district for submission to the commission for its review and
21 recommendations;

22 2. Appoint the assistant superintendent of school facilities or his
23 designee, if the board of trustees has employed a person to serve in that
24 capacity, or otherwise appoint an employee of the school district who has
25 knowledge and experience in school construction to act as a liaison
26 between the school district and the commission;

27 3. Consider each recommendation made by the commission and, if
28 the board of trustees does not adopt a recommendation, state in writing
29 the reason for its action and include the statement in the minutes of the
30 board of trustees, if applicable; and

31 4. Provide administrative support to the commission.

32 **Sec. 4.** If a commission to oversee school construction is established
33 pursuant to section 2 of this act, the commission shall:

34 1. Work cooperatively with the board of trustees of the school district
35 to ensure that the program of school construction and renovation is
36 responsive to the educational needs of pupils within the school district;

37 2. Review the 3-year plan for the renovation of school facilities and
38 the 5-year plan for the construction of school facilities submitted by the
39 board of trustees of the school district and make recommendations to the
40 board of trustees for any necessary revisions to the plans;

41 3. On a quarterly basis, or more frequently if the commission
42 determines necessary, evaluate the program of school construction and
43 renovation that is designed to carry out the 3-year plan and the 5-year

1 *plan and make recommendations to the board of trustees concerning the*
2 *program;*

3 *4. Review all items listed on an agenda of the board of trustees that*
4 *relate to school construction and renovation, including, without*
5 *limitation, items relating to the financing of school construction and*
6 *renovation and items relating to contracts for the construction or*
7 *renovation of school facilities, and make recommendations for approval*
8 *or revision of the items on the agenda;*

9 *5. Make recommendations for the management of construction and*
10 *renovation of school facilities within the school district in a manner that*
11 *ensures effective and efficient expenditure of public money; and*

12 *6. Submit an annual report to the oversight panel for school facilities*
13 *established pursuant to NRS 393.092 that includes a summary of the*
14 *progress of the construction and renovation of school facilities within the*
15 *school district and the expenditure of money from the proceeds of bonds*
16 *for the construction and renovation, if such information is available to*
17 *the commission.*

18 **Sec. 5.** If a commission to oversee school construction is established
19 pursuant to section 2 of this act, the board of trustees of the school district
20 shall submit a report concerning the progress and methods of operation of
21 the commission to the director of the legislative counsel bureau for
22 transmittal to the 71st session of the legislature.

23 **Sec. 6.** This act becomes effective on July 1, 1999.