

ASSEMBLY BILL NO. 351—ASSEMBLYMEN WILLIAMS, BACHE, ARBERRY,
MANENDO, OHRENSCHALL, ANDERSON, BUCKLEY, CHOWNING,
CLABORN, DE BRAGA, GIUNCHIGLIANI, GOLDWATER, KOIVISTO,
LESLIE, MCCLAIN, OCEGUERA, PARKS AND PARNELL

MARCH 13, 2001

Referred to Committee on Education

SUMMARY—Requires legislative approval for certain contracts of school district.
(BDR 34-1292)

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 education; requiring the board of trustees of a school district to obtain approval from the legislature to enter into certain contracts relating to the management of public schools; 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 386 of NRS is hereby amended by adding thereto a
2 new section to read as follows:

3 1. *The board of trustees of a school district shall not enter into a*
4 *contract or other agreement to delegate to another its responsibility to*
5 *operate, manage or oversee a school of the school district that has been*
6 *designated as demonstrating need for improvement pursuant to NRS*
7 *385.367 or 385.368 unless the board of trustees has received approval to*
8 *enter into the agreement from the legislature by concurrent resolution.*

9 2. *The board of trustees of a school district may submit a written*
10 *request for legislative approval pursuant to subsection 1 to the director of*
11 *the legislative counsel bureau for transmission to the legislature. A*
12 *written request must include, without limitation:*

13 (a) *A description of the action taken by the school and the school*
14 *district to improve the academic success of the school;*

15 (b) *A description of the adjustments in the allocation of the financial*
16 *resources of the school district that are necessary to improve the*
17 *academic success of the school; and*



1 (c) *The identity of the employees of the school district who were*
2 *primarily responsible for the decisions relating to the operation and*
3 *management of the school for the 4 years immediately preceding the date*
4 *of the request.*

5 3. *If a contract or other agreement for the operation, management or*
6 *oversight of a school is approved by the legislature pursuant to this*
7 *section, the board of trustees of the school district that enters into the*
8 *agreement:*

9 (a) *Remains responsible for complying with all applicable statutes and*
10 *regulations relating to that school, including, without limitation, NRS*
11 *385.3455 to 385.391, inclusive; and*

12 (b) *If the superintendent of public instruction appoints a licensed*
13 *administrator to oversee that school pursuant to NRS 385.386, shall*
14 *ensure that the person or entity with whom the board has entered into the*
15 *contract complies with all recommendations and actions required by the*
16 *administrator who was appointed by the superintendent of public*
17 *instruction.*

18 **Sec. 2.** Section 1 of this act applies to the board of trustees of a school
19 district for any contract or other agreement entered into on or after the
20 effective date of this act, regardless of whether negotiations for the contract
21 or agreement began before that effective date.

22 **Sec. 3.** This act becomes effective upon passage and approval.

