

SENATE BILL NO. 140—COMMITTEE ON FINANCE
(ON BEHALF OF CLARK COUNTY SCHOOL DISTRICT)

FEBRUARY 15, 2001

Referred to Committee on Finance

SUMMARY—Revises provisions and makes appropriations regarding educational personnel.
(BDR 34-347)

FISCAL NOTE: Effect on Local Government: Yes.
Effect on the State: Contains Appropriation not 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; revising provisions governing the increase of salary for a teacher who is certified by the National Board for Professional Teaching Standards; requiring boards of trustees to pay the increase of salary retroactively under certain circumstances; making an appropriation to the department of education to pay for certain costs of public school teachers related to acquiring certification by the National Board for Professional Teaching Standards; making appropriations to the Clark County school district for the recruitment and training of teachers; 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.** NRS 387.303 is hereby amended to read as follows:
2 387.303 1. Not later than November 10 of each year, the board of
3 trustees of each school district shall submit to the superintendent of public
4 instruction and the department of taxation a report which includes the
5 following information:
6 (a) For each fund within the school district, including, without
7 limitation, the school district's general fund and any special revenue fund
8 which receives state money, the total number and salaries of licensed and
9 nonlicensed persons whose salaries are paid from the fund and who are
10 employed by the school district in full-time positions or in part-time
11 positions added together to represent full-time positions. Information must
12 be provided for the current school year based upon the school district's
13 final budget, including any amendments and augmentations thereto, and for
14 the preceding school year. An employee must be categorized as filling an
15 instructional, administrative, instructional support or other position.



1 (b) The count of pupils computed pursuant to paragraph (a) of
2 subsection 1 of NRS 387.1233.

3 (c) The average daily attendance for the preceding school year and the
4 estimated average daily attendance for the current school year of part-time
5 pupils enrolled in courses which are approved by the department as
6 meeting the requirements for an adult to earn a high school diploma.

7 (d) The school district's actual expenditures in the fiscal year
8 immediately preceding the report.

9 (e) The school district's proposed expenditures for the current fiscal
10 year.

11 (f) The schedule of salaries for licensed employees in the current school
12 year and a statement of whether the negotiations regarding salaries for the
13 current school year have been completed. If the negotiations have not been
14 completed at the time the schedule of salaries is submitted, the board of
15 trustees shall submit a supplemental report to the superintendent of public
16 instruction upon completion of negotiations or the determination of an
17 arbitrator concerning the negotiations that includes the schedule of salaries
18 agreed to or required by the arbitrator.

19 (g) The number of teachers who received an increase in salary pursuant
20 to subsection 2 of NRS 391.160 for the current and preceding fiscal years.
21 *If the board of trustees is required to pay an increase in salary*
22 *retroactively pursuant to subsection 2 of NRS 391.160, the board of*
23 *trustees shall submit a supplemental report to the superintendent of*
24 *public instruction not later than February 15 of the year in which the*
25 *retroactive payment was made that includes the number of teachers to*
26 *whom an increase in salary was paid retroactively.*

27 (h) The number of employees eligible for health insurance within the
28 school district for the current and preceding fiscal years and the amount
29 paid for health insurance for each such employee during those years.

30 (i) The rates for fringe benefits, excluding health insurance, paid by the
31 school district for its licensed employees in the preceding and current fiscal
32 years.

33 (j) The amount paid for extra duties, supervision of extracurricular
34 activities and supplemental pay and the number of employees receiving
35 that pay in the preceding and current fiscal years.

36 2. On or before November 25 of each year, the superintendent of
37 public instruction shall submit to the department of administration and the
38 fiscal analysis division of the legislative counsel bureau, in a format
39 approved by the director of the department of administration, a compilation
40 of the reports made by each school district pursuant to subsection 1.

41 3. The superintendent of public instruction shall, in the compilation
42 required by subsection 2, reconcile the revenues and expenditures of the
43 school districts with the apportionment received by those districts from the
44 state distributive school account for the preceding year.

45 **Sec. 2.** NRS 391.160 is hereby amended to read as follows:

46 391.160 1. The salaries of teachers and other employees must be
47 determined by the character of the service required. A school district shall
48 not discriminate between male and female employees in the matter of
49 salary.



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1 2. Each year when determining the salary of a teacher who holds
2 certification issued by the National Board for Professional Teaching
3 Standards, a school district shall add 5 percent to the salary that the teacher
4 would otherwise receive in 1 year for his classification on the schedule of
5 salaries for the school district if:

6 (a) On or before ~~September 15~~ **January 31** of the school year, the
7 teacher has submitted evidence satisfactory to the school district of his
8 current certification; and

9 (b) The teacher is assigned by the school district to provide classroom
10 instruction during that school year.

11 No increase in salary may be given during a particular school year to a
12 teacher who submits evidence of certification after ~~September 15~~
13 **January 31** of that school year. ***For the first school year that a teacher***
14 ***submits evidence of his current certification, the board of trustees of the***
15 ***school district to whom the evidence was submitted shall pay the increase***
16 ***in salary required by this subsection retroactively to the beginning of that***
17 ***school year.*** Once a teacher has submitted evidence of such certification to
18 the school district, the school district shall retain the evidence in its
19 records, as applicable, for future school years. An increase in salary given
20 in accordance with this subsection is in addition to any other increase to
21 which the teacher may otherwise be entitled.

22 3. In determining the salary of a licensed teacher who is employed by a
23 school district after the teacher has been employed by another school
24 district in this state, the present employer shall, except as otherwise
25 provided in subsection 5:

26 (a) Give the teacher the same credit for previous teaching service as he
27 was receiving from his former employer at the end of his former
28 employment; and

29 (b) Give the teacher credit for his final year of service with his former
30 employer, if credit for that service is not included in credit given pursuant
31 to paragraph (a).

32 4. A school district may give the credit required by subsection 3 for
33 previous teaching service earned in another state if the commission has
34 approved the standards for licensing teachers of that state. The commission
35 shall adopt regulations that establish the criteria by which the commission
36 will consider the standards for licensing teachers of other states for the
37 purposes of this subsection. The criteria may include, without limitation,
38 whether the commission has authorized reciprocal licensure of educational
39 personnel from the state under consideration.

40 5. This section does not:

41 (a) Require a school district to allow a teacher more credit for previous
42 teaching service than the maximum credit for teaching experience provided
43 for in the schedule of salaries established by it for its licensed personnel.

44 (b) Permit a school district to deny a teacher credit for his previous
45 teaching service on the ground that the service differs in kind from the
46 teaching experience for which credit is otherwise given by the school
47 district.

48 6. As used in this section, "previous teaching service" means the total
49 of:



- 1 (a) Any period of teaching service for which a teacher received credit
2 from his former employer at the beginning of his former employment; and
3 (b) His period of teaching service in his former employment.

4 **Sec. 3.** 1. There is hereby appropriated from the state general fund to
5 the department of education the sum of \$500,000 for grants of money to
6 pay the costs of public school teachers related to acquiring certification by
7 the National Board for Professional Teaching Standards.

8 2. If a public school teacher desires to obtain a grant of money from
9 the department of education for the costs that will be incurred in acquiring
10 certification by the National Board for Professional Teaching Standards,
11 the teacher shall submit to the department proof that the teacher is enrolled
12 in the program to acquire certification by the National Board for
13 Professional Teaching Standards. To the extent that money is available
14 from the appropriation made by subsection 1, the department shall
15 distribute a grant of money in an amount not to exceed \$2,000 to each
16 teacher who submits proof to the department that the teacher is enrolled in
17 the program to acquire certification.

18 3. If a teacher who receives a grant of money does not:

19 (a) Complete the program to acquire certification; or

20 (b) Acquire certification,

21 within the time allowed by the National Board for Professional Teaching
22 Standards, the teacher shall reimburse the department of education an
23 amount of money equal to one-half the total amount of the grant provided
24 to the teacher.

25 4. Any remaining balance of the appropriation made by subsection 1
26 must not be committed for expenditure after June 30, 2003, and reverts to
27 the state general fund as soon as all payments of money committed have
28 been made.

29 **Sec. 4.** 1. There is hereby appropriated from the state general fund
30 to the Clark County school district the sum of \$1,881,600.

31 2. The money appropriated by subsection 1 must be used by the Clark
32 County school district to provide grants or to create programs to pay the
33 costs of registration fees, textbooks and course materials for support
34 personnel and substitute teacher candidates who are:

35 (a) Employed by the Clark County school district; and

36 (b) Enrolled in a course of study and training that is designed to provide
37 the education required for the licensure of teachers and other educational
38 personnel within the University and Community College System of
39 Nevada or another accredited university or college in partnership with the
40 Clark County school district.

41 To the extent that money is available from the appropriation made by
42 subsection 1, each grant must not exceed an amount equal to the actual
43 verified costs for registration fees, textbooks and course materials or
44 \$3,360, whichever is less.

45 3. The money appropriated by subsection 1 must not be used to:

46 (a) Settle or arbitrate disputes or negotiate settlements between an
47 organization that represents licensed employees of the school district and
48 the school district.



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1 (b) Adjust the schedules of salaries and benefits of employees of the
2 school district.

3 4. Any remaining balance of the appropriation made by subsection 1
4 must not be committed for expenditure after June 30, 2003, and reverts to
5 the state general fund as soon as all payments of money committed have
6 been made.

7 **Sec. 5.** 1. There is hereby appropriated from the state general fund
8 to the Clark County school district the sum of \$1,500,000.

9 2. The money appropriated by subsection 1 must be used by the Clark
10 County school district to provide signing bonuses or stipends, or both, for
11 teachers who are recruited by the school district during the 2001-2003
12 biennium to teach in subject areas for which the school district is highly in
13 need of teachers. Such a bonus or stipend must not exceed \$1,500 per
14 teacher.

15 3. The money appropriated by subsection 1 must not be used to:

16 (a) Settle or arbitrate disputes or negotiate settlements between an
17 organization that represents licensed employees of the school district and
18 the school district.

19 (b) Adjust the schedules of salaries and benefits of employees of the
20 school district.

21 4. Any remaining balance of the appropriation made by subsection 1
22 must not be committed for expenditure after June 30, 2003, and reverts to
23 the state general fund as soon as all payments of money committed have
24 been made.

25 **Sec. 6.** The board of trustees of a school district shall pay the increase
26 in salary required by subsection 2 of NRS 391.160 retroactively for the
27 2000-2001 school year for each teacher employed by the board of trustees
28 who:

29 1. Acquired certification by the National Board for Professional
30 Teaching Standards in the year 2000;

31 2. Submits evidence satisfactory to the school district of the teacher's
32 current certification; and

33 3. Provided classroom instruction in this state during the 2000-2001
34 school year.

35 **Sec. 7.** This act becomes effective upon passage and approval.

