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ASSEMBLY BILL NO. 109—COMMITTEE ON EDUCATION

(ON BEHALF OF THE LEGISLATIVE COMMITTEE ON EDUCATION)

FEBRUARY 21, 2005

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Referred to Concurrent Committees on Education  
and Ways and Means

**SUMMARY**—Makes various changes regarding provision of education and professional development for educational personnel and makes various appropriations and transfers of money. (BDR 34-479)

**FISCAL NOTE:** Effect on Local Government: No.  
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.

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AN ACT relating to education; revising the date for submission of an annual report by the governing bodies of the regional training programs for the professional development of teachers and administrators; making various appropriations from the State General Fund and authorizing various transfers of money from the State Distributive School Account for the education and professional development of teachers, other educational personnel and boards of trustees of school districts; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

- 1 Existing law provides for the establishment and operation of regional training
- 2 programs for the professional development of teachers and administrators (NRS
- 3 391.512) and requires each program to submit an annual report to various boards,
- 4 commissions and committees.
- 5 This bill changes the date for submission of the annual report from July 1 to
- 6 September 1 of each year.



7 This bill also makes various appropriations and transfers of money for the  
8 education and professional development of teachers, other educational personnel  
9 and boards of trustees.

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

1 **Section 1.** NRS 391.552 is hereby amended to read as follows:

2 391.552 The governing body of each regional training program  
3 shall:

4 1. Establish a method for the evaluation of the success of the  
5 regional training program, including, without limitation, the Nevada  
6 Early Literacy Intervention Program. The method must be consistent  
7 with the uniform procedures adopted by the Statewide Council  
8 pursuant to NRS 391.520.

9 2. On or before ~~July~~ *September* 1 of each year, submit an  
10 annual report to the State Board, the Commission, the Legislative  
11 Committee on Education and the Legislative Bureau of Educational  
12 Accountability and Program Evaluation that includes:

13 (a) The priorities for training adopted by the governing body  
14 pursuant to NRS 391.540.

15 (b) The type of training offered through the program in the  
16 immediately preceding year.

17 (c) The number of teachers and administrators who received  
18 training through the program in the immediately preceding year.

19 (d) The number of paraprofessionals, if any, who received  
20 training through the program in the immediately preceding year.

21 (e) An evaluation of the success of the program, including,  
22 without limitation, the Nevada Early Literacy Intervention Program,  
23 in accordance with the method established pursuant to subsection 1.

24 (f) A description of the gifts and grants, if any, received by the  
25 governing body in the immediately preceding year and the gifts and  
26 grants, if any, received by the Statewide Council during the  
27 immediately preceding year on behalf of the regional training  
28 program. The description must include the manner in which the gifts  
29 and grants were expended.

30 (g) The 5-year plan for the program prepared pursuant to NRS  
31 391.540 and any revisions to the plan made by the governing body  
32 in the immediately preceding year.

33 **Sec. 2.** 1. The following sums are hereby appropriated from  
34 the State General Fund to the Western Interstate Commission for  
35 Higher Education for stipends to certain students enrolled in  
36 programs of the University and Community College System of  
37 Nevada that provide courses of study and training for the education  
38 of teachers:



1 For Fiscal Year 2005-2006..... \$26,000  
2 For Fiscal Year 2006-2007..... \$52,000

3 2. The Western Interstate Commission for Higher Education  
4 shall use the money appropriated for the 2005-2006 Fiscal Year to  
5 pay stipends to 10 students who are enrolled in programs of the  
6 University and Community College System of Nevada that provide  
7 courses of study and training for the education of teachers. Each  
8 student who is selected must receive a stipend in the amount of  
9 \$2,600, and each stipend must bear interest at 8 percent per annum  
10 from the first day of the academic term for which the student  
11 received the stipend.

12 3. Except as otherwise provided in this subsection, the Western  
13 Interstate Commission for Higher Education shall use the money  
14 appropriated for the 2006-2007 Fiscal Year to continue to pay  
15 stipends for the 10 students who received stipends for the 2005-  
16 2006 Fiscal Year and to pay stipends for 10 additional students who  
17 are enrolled in programs of the University and Community College  
18 System of Nevada that provide courses of study and training for  
19 the education of teachers. If a student who received a stipend for the  
20 2005-2006 Fiscal Year does not continue in a program of the  
21 University and Community College System of Nevada that provides  
22 courses of study and training for the education of teachers, the  
23 Western Interstate Commission for Higher Education shall select an  
24 additional student to receive a stipend and use the money that would  
25 have otherwise been paid to the other student for the 2006-2007  
26 Fiscal Year. Each student who is selected must receive a stipend in  
27 the amount of \$2,600, and each stipend must bear interest at 8  
28 percent per annum from the first day of the academic term for which  
29 the student received the stipend.

30 4. To receive a stipend, a student must agree to teach in this  
31 State in a geographically underserved area where there is a high  
32 need for teachers or in a subject area for which there is a high need  
33 for teachers. The student must teach in one of those areas for 3  
34 consecutive years after graduation and provide proof of his  
35 employment to the Western Interstate Commission for Higher  
36 Education for each year. If a student does not teach for the required  
37 3 years, he must repay the stipend, plus interest, for each year or  
38 portion of a year that he did not complete the required teaching.

39 5. The Western Interstate Commission for Higher Education  
40 shall prescribe:

41 (a) A form for the application of students who wish to be  
42 considered for a stipend pursuant to this section;

43 (b) Criteria for the selection of students to receive a stipend  
44 pursuant to this section;



(c) Criteria for identifying the geographic areas of the State where there is a high need for teachers and the subject areas for which there is a high need for teachers; and

(d) Terms and conditions of repayment of stipends for those students who are in default.

6. Any balance of the sums appropriated by subsection 1 remaining at the end of the respective fiscal years must not be committed for expenditure after June 30 of the respective fiscal years and must be reverted to the State General Fund on or before September 15, 2006, and September 21, 2007, respectively.

**Sec. 3.** 1. There is hereby appropriated from the State General Fund to the Department of Education the sum of \$120,000 for grants of money to public schools to pay the costs incurred for licensed teachers to obtain endorsements to teach English as a second language.

2. A public school may apply to the Department of Education for a grant of money from the appropriation made by subsection 1 to pay the costs incurred for licensed teachers employed at the school to obtain endorsements to teach English as a second language. The application must include the proposed number of licensed teachers employed at the school who intend to receive education and training to obtain an endorsement to teach English as a second language. If an application is approved by the Department of Education, the Department shall, within the limits of money available from the appropriation made by subsection 1, provide a grant of money to the public school in an amount not to exceed \$1,200 for each licensed teacher employed at the school who intends to obtain an endorsement to teach English as a second language.

3. A public school that receives a grant of money pursuant to this section shall use the money to pay the costs for licensed teachers employed at the school to obtain endorsements individually or collectively to teach English as a second language. A public school may contract or otherwise provide for collective education or training at the school for a group of teachers to obtain such endorsements. For each licensed teacher who receives education or training to obtain such an endorsement, the public school shall pay not more than \$1,200 for tuition or registration fees, textbooks, course materials and the salary of a substitute teacher who is hired to fill the position of the licensed teacher while he is receiving the education or training.

4. 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.



**Sec. 4.** 1. The following sums are hereby appropriated from the State General Fund to the Department of Education for reimbursement of certain costs of public school teachers related to acquiring certification by the National Board for Professional Teaching Standards:

For Fiscal Year 2005-2006..... \$87,000

For Fiscal Year 2006-2007..... \$87,000

2. If a public school teacher desires to obtain reimbursement from the Department of Education for the costs that will be incurred in acquiring certification by the National Board for Professional Teaching Standards, the teacher must file a statement of intended certification with the school district or the governing body of the charter school by whom he is employed. The statement must be filed at least 1 year before the teacher reasonably believes that he will acquire the certification. Upon receipt of such a statement, the school district or governing body shall forward a copy of the statement to the Department of Education.

3. Upon certification, a public school teacher who has filed such a statement may request reimbursement by submitting to the school district or the governing body of the charter school by whom he is employed:

(a) A written statement indicating that the teacher understands that if he does not teach in a public school in this State, including, without limitation, a charter school, for at least 2 years after the date on which he receives the reimbursement, he will be required to repay the reimbursement in full to the Department of Education;

(b) Proof that he has acquired the certification; and

(c) A statement of the costs incurred by the teacher in acquiring the certification.

4. A school district or the governing body of a charter school shall verify the certification and the statement of costs submitted by a teacher pursuant to subsection 3. Upon verification, the school district or governing body shall notify the Department of Education of the certification and the amount of verified costs and shall request that the Department reimburse the teacher. Upon receipt of such a request, the Department shall cause the teacher to be reimbursed if the teacher agrees to teach in a public school in this State, including, without limitation, a charter school, for at least 2 years after the date on which he receives the reimbursement. Such a reimbursement must not exceed an amount equal to the actual verified costs incurred by the teacher or \$2,300, whichever is less, to the extent that money is available for this purpose.

5. Except as otherwise provided in this subsection, if a teacher who receives a reimbursement pursuant to this section does not teach in a public school in this State, including, without limitation, a



1 charter school, for at least 2 years after the date on which he  
2 received the reimbursement, the teacher shall repay the full amount  
3 of the reimbursement to the Department of Education. The teacher  
4 may request that the Department of Education grant a waiver from  
5 the repayment required by this subsection. The Department of  
6 Education may grant a waiver if the Department determines that the  
7 teacher suffers from a hardship that warrants a waiver. The  
8 Department of Education shall prescribe the procedures for the  
9 repayment required by this subsection and the procedures for a  
10 teacher to request a waiver from the repayment.

11 6. The sums appropriated by subsection 1 are available for  
12 either fiscal year. Any remaining balance of those sums must not be  
13 committed for expenditure after June 30, 2007, and must be reverted  
14 to the State General Fund on or before September 21, 2007.

15 **Sec. 5.** 1. The Department of Education shall transfer from  
16 the State Distributive School Account in the State General Fund to  
17 the school districts specified in this section the following sums for  
18 Fiscal Years 2005-2006 and 2006-2007:

19			
20	<u>School District</u>	<u>2005-2006</u>	<u>2006-2007</u>
21	Clark County School District	\$5,200,095	\$5,304,097
22	Douglas County School District	\$1,630,772	\$1,659,976
23	Elko County School District	\$1,355,218	\$1,386,536
24	Washoe County School District	<u>\$1,980,440</u>	<u>\$2,049,755</u>
25		\$10,166,525	\$10,400,364
26			

27 2. A school district that receives an allocation pursuant to  
28 subsection 1 shall:

29 (a) Use the money to maintain and continue the operation of a  
30 regional training program for the professional development of  
31 teachers and administrators established by the school district  
32 pursuant to NRS 391.512; and

33 (b) Use the money to maintain and continue the operation of the  
34 Nevada Early Literacy Intervention Program through the regional  
35 training program established pursuant to paragraph (a).

36 3. Any remaining balance of the transfers made by  
37 subsection 1 for the 2005-2006 Fiscal Year must be added to the  
38 money received by the school districts for the 2006-2007 Fiscal  
39 Year and may be expended as that money is expended. Any  
40 remaining balance of the transfers made by subsection 1 for the  
41 2006-2007 Fiscal Year, including any money added from the  
42 transfer for the previous fiscal year, must not be committed for  
43 expenditure after June 30, 2007, and must be reverted to the State  
44 Distributive School Account on or before September 21, 2007.



1     **Sec. 6.** 1. The Legislative Bureau of Educational  
2 Accountability and Program Evaluation is hereby authorized to  
3 receive the following sums from the State Distributive School  
4 Account in the State General Fund to spend for an evaluation of the  
5 regional training programs for the professional development of  
6 teachers and administrators established pursuant to NRS 391.512:

7         For Fiscal Year 2005-2006 ..... \$100,000

8         For Fiscal Year 2006-2007 ..... \$100,000

9     2. Any remaining balance of the sums authorized for  
10 expenditure by subsection 1 for the 2005-2006 Fiscal Year must be  
11 added to the money authorized for expenditure for the 2006-2007  
12 Fiscal Year and may be expended as that money is expended. Any  
13 remaining balance of the sums authorized for expenditure pursuant  
14 to subsection 1 for the 2006-2007 Fiscal Year, including any money  
15 added from the authorization for the previous fiscal year, must not  
16 be committed for expenditure after June 30, 2007, and must be  
17 reverted to the State Distributive School Account on or before  
18 September 21, 2007.

19     **Sec. 7.** 1. The Department of Education shall transfer from  
20 the State Distributive School Account in the State General Fund to  
21 the Statewide Council for the Coordination of the Regional Training  
22 Programs created by NRS 391.516 the following sums to provide  
23 additional training opportunities for educational administrators in  
24 Nevada and to provide training opportunities for the members of the  
25 boards of trustees of school districts in Nevada:

26         For Fiscal Year 2005-2006 ..... \$100,000

27         For Fiscal Year 2006-2007 ..... \$100,000

28     2. The Statewide Council shall use the money to:

29         (a) Disseminate research-based knowledge related to effective  
30 educational leadership behaviors and skills.

31         (b) Develop, support and maintain ongoing activities, programs,  
32 training and networking opportunities.

33         (c) Provide additional training for educational administrators  
34 and to provide training for the members of the boards of trustees,  
35 including, without limitation, paying:

36             (1) Travel expenses of administrators and members of boards  
37 of trustees who attend a training program;

38             (2) Travel and per diem expenses for any consultants  
39 contracted to provide training; and

40             (3) Any charges to obtain a conference room for the  
41 provision of the training.

42         (d) Supplement and not replace the money that a school district  
43 or a regional training program would otherwise expend for training  
44 administrators and members of the boards of trustees of school  
45 districts.



1       3. Any remaining balance of the transfers made by  
2 subsection 1 for the 2005-2006 Fiscal Year must be added to the  
3 money received by the Statewide Council for the 2006-2007 Fiscal  
4 Year and may be expended as that money is expended. Any  
5 remaining balance of the transfers made by subsection 1 for the  
6 2006-2007 Fiscal Year, including any money added from the  
7 transfer for the previous fiscal year, must not be committed for  
8 expenditure after June 30, 2007, and must be reverted to the State  
9 Distributive School Account on or before September 21, 2007.

10       **Sec. 8.** 1. This section becomes effective upon passage and  
11 approval.

12       2. Section 2 of this act becomes effective upon passage and  
13 approval for the purpose of the Western Interstate Commission for  
14 Higher Education complying with the requirements of subsection 5  
15 of that section and on July 1, 2005, for all other purposes.

16       3. Sections 1 and 3 to 7, inclusive, of this act become effective  
17 on July 1, 2005.

