

ASSEMBLY BILL NO. 151—COMMITTEE ON EDUCATION

(ON BEHALF OF THE LEGISLATIVE COMMITTEE ON EDUCATION
SUBCOMMITTEE TO STUDY THE EFFECTIVENESS OF
CAREER AND TECHNICAL HIGH SCHOOLS)

FEBRUARY 22, 2007

Referred to Concurrent Committees on
Education and Ways and Means

SUMMARY—Revises provisions relating to career and technical education. (BDR 34-441)

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.

AN ACT relating to education; revising provisions governing and redesignating the Gift Fund for Career and Technical Education; authorizing the Executive Officer of the State Board for Career and Technical Education to make grants to school districts and charter schools for certain purposes relating to career and technical education; making an appropriation; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Under existing law, the State Board for Career and Technical Education, which
2 consists of the members of the State Board of Education, is charged with various
3 duties concerning career and technical education. (NRS 388.330-388.400) **Sections**
4 **3-5** of this bill authorize the Executive Officer of the State Board for Career and
5 Technical Education, who is the Superintendent of Public Instruction, to make
6 grants of money to school districts and charter schools to establish, maintain or
7 expand a career and technical education program or for expenses associated with an
8 advisory technical skills committee established for such a program.
9 Under existing law, gifts accepted by the State Board for Career and Technical
10 Education are required to be deposited in a permanent trust fund in the State
11 Treasury designated as the Gift Fund for Career and Technical Education.



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12 (NRS 388.365) Under **section 6** of this bill, the Gift Fund is renamed as the Fund
13 for Career and Technical Education and redesignated as a special revenue fund
14 from which the grants of money for the career and technical education programs
15 will be allocated. **Section 9** of this bill appropriates \$10,000,000 from the State
16 General Fund to the Fund for Career and Technical Education to provide such
17 grants for the 2007-2009 biennium.

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
2 thereto the provisions set forth as sections 2 to 5, inclusive, of this
3 act.

4 **Sec. 2.** *As used in NRS 388.365 and sections 2 to 5, inclusive,*
5 *of this act, unless the context otherwise requires, "Fund" means*
6 *the Fund for Career and Technical Education designated*
7 *pursuant to NRS 388.365.*

8 **Sec. 3.** 1. *The board of trustees of a school district or the*
9 *governing body of a charter school may apply to the Executive*
10 *Officer of the State Board for Career and Technical Education, on*
11 *a form prescribed by the Executive Officer, for a grant of money*
12 *from the Fund to assist the school district or charter school with*
13 *the expenses:*

14 (a) *To establish, maintain or expand a program of career and*
15 *technical education; or*

16 (b) *Associated with any advisory technical skills committee*
17 *established pursuant to NRS 388.385,*
18 *↪ or both.*

19 2. *An application for a grant of money from the Fund must*
20 *comply with the regulations adopted pursuant to section 5 of this*
21 *act and must include, without limitation:*

22 (a) *If the application is submitted in whole or in part to assist*
23 *with the expenses to establish, maintain or expand a program of*
24 *career and technical education:*

25 (1) *A description of the program;*

26 (2) *An estimate of the number of pupils that will participate*
27 *in the program;*

28 (3) *An estimate of the costs to establish, maintain or expand*
29 *the program; and*

30 (4) *Evidence that the school district or charter school will*
31 *provide the match of money required by section 4 of this act or*
32 *evidence that the school district or charter school is unable to*
33 *provide the required match and a request for a full or partial*
34 *waiver of the required match.*



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(b) If the application is submitted in whole or in part to assist with the expenses associated with an advisory technical skills committee, a description of the proposed use of the money.

Sec. 4. 1. Within the limits of money available for grants in the Fund, the Executive Officer of the State Board for Career and Technical Education may approve applications for grants submitted pursuant to section 3 of this act.

2. In determining the amount of a grant from the Fund, the Executive Officer:

(a) Shall consider:

(1) If the grant or a portion of the grant will be used to establish, maintain or expand a program of career and technical education, the estimated number of pupils that will participate in the program; and

(2) The financial need of the school district or charter school.

(b) May consider whether a school district or charter school has entered into an agreement with an institution within the Nevada System of Higher Education which provides for the award of college credit to pupils enrolled in high school upon the successful completion of a course of career and technical education.

3. Except as otherwise provided in this subsection, a school district or charter school that is awarded a grant of money from the Fund shall provide a match of money in an amount equal to 50 percent of the amount of the grant. A match of money is not required for any portion of a grant that will be used for expenses associated with an advisory technical skills committee established pursuant to NRS 388.385. A school district or charter school may use any money available to it as the match of money required pursuant to this subsection, including, without limitation, federal grants or appropriations and private gifts. The Executive Officer may waive, in whole or in part, the match of money required pursuant to this subsection if the Executive Officer determines from the evidence provided by the school district or charter school in its application that the school district or charter school is unable to provide all or a portion of the required match.

4. The Executive Officer shall order the disbursements of the amounts of the grants of money determined for applications approved by the Executive Officer pursuant to this section in accordance with NRS 388.400.

Sec. 5. The State Board for Career and Technical Education shall adopt regulations to carry out the provisions of NRS 388.365 and sections 2 to 5, inclusive, of this act, including, without



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1 *limitation, regulations for the submission and approval of*
2 *applications for a grant of money from the Fund.*

3 **Sec. 6.** NRS 388.365 is hereby amended to read as follows:

4 388.365 1. ~~{All gifts of money which the}~~ *The* State Board
5 for Career and Technical Education is authorized to accept ~~{must be~~
6 ~~deposited}~~ *gifts, bequests and grants from any source for deposit* in
7 a ~~{permanent trust}~~ *special revenue* fund in the State Treasury
8 *which is hereby* designated as the ~~{Gift}~~ Fund for Career and
9 Technical Education.

10 2. *The money in the Fund must be invested as other state*
11 *funds are invested. All interest and income earned on the money*
12 *in the Fund must be credited to the Fund.*

13 3. *Claims against the Fund must be paid as other claims*
14 *against the State are paid.*

15 4. *Any money appropriated to the Fund by the Legislature*
16 *may be used in either fiscal year of the biennium for which it is*
17 *appropriated and any unencumbered balance of the appropriation*
18 *at the end of that biennium reverts to the State General Fund.*

19 5. *Except as otherwise provided in subsection 6, the money*
20 *available in the Fund, including any interest and income earned*
21 *on the money in the Fund, must be used only to provide grants of*
22 *money to school districts and charter schools in accordance with*
23 *this section and sections 2 to 5, inclusive, of this act.*

24 6. *The money available in the Fund from gifts and bequests*
25 *must be used only for the purpose specified by the donor, if*
26 *applicable, within the scope of the Board's powers and duties. The*
27 *Board may adopt regulations or establish policies for the*
28 *disbursement of money from the Fund in accordance with the terms*
29 *of the gift or bequest on warrants of the State Controller issued upon*
30 *the orders of the Executive Officer of the* ~~{State Board for Career~~
31 ~~and Technical Education.}~~ *Board.* Any expenditures pursuant to this
32 ~~{section}~~ *subsection* may include matching state and federal money
33 available for career and technical education.

34 ~~{3.}~~ *If all or part of the money accepted by the Board* ~~{from a}~~
35 *with a purpose specified by the* donor is not expended before the
36 end of the fiscal year in which the gift *or bequest* was accepted, the
37 remaining balance of the amount donated must remain in the Fund
38 until needed for the purpose specified by the donor.

39 **Sec. 7.** NRS 388.390 is hereby amended to read as follows:

40 388.390 ~~{4.}~~ *Except as otherwise provided in NRS 388.365*
41 *and sections 2 to 5, inclusive, of this act, if* the board of trustees of
42 a school district or the governing body of a charter school organizes
43 a program of career and technical education in accordance with the
44 regulations adopted by the State Board for Career and Technical
45 Education and the program has been approved by the Executive



1 Officer of the Board, the school district or the charter school is
2 entitled to share in federal and state money available for the
3 promotion of career and technical education in the amount
4 determined by the Executive Officer of the Board, in accordance
5 with the regulations and policies of the Board.

6 **Sec. 8.** NRS 388.400 is hereby amended to read as follows:

7 388.400 1. The money for career and technical education
8 must be provided for and raised in the manner specified in NRS
9 387.050 and 388.330 to 388.400, inclusive **H**, and sections 2 to 5,
10 *inclusive, of this act.*

11 2. The State Treasurer is the custodian of the money and shall
12 make disbursements therefrom on warrants of the State Controller
13 issued upon the order of the Executive Officer of the State Board for
14 Career and Technical Education.

15 **Sec. 9.** 1. There is hereby appropriated from the State
16 General Fund to the Fund for Career and Technical Education
17 designated pursuant to NRS 388.365, as amended by section 6 of
18 this act, the sum of \$10,000,000 for use in accordance with NRS
19 388.365, as amended by section 6 of this act, and sections 2 to 5,
20 inclusive, of this act.

21 2. Any remaining balance of the appropriation made by
22 subsection 1 must not be committed for expenditure after June 30,
23 2009, by the entity to which the appropriation is made or any
24 entity to which money from the appropriation is granted or
25 otherwise transferred in any manner, and any portion of the
26 appropriated money remaining must not be spent for any purpose
27 after September 18, 2009, by either the entity to which the money
28 was appropriated or the entity to which the money was subsequently
29 granted or transferred, and must be reverted to the State General
30 Fund on or before September 18, 2009.

31 **Sec. 10.** The State Treasurer shall ensure that any balance
32 remaining unexpended in the Gift Fund for Career and Technical
33 Education on June 30, 2007, is retained in the Fund for Career and
34 Technical Education on July 1, 2007, when the designation of the
35 Gift Fund is changed in accordance with NRS 388.365, as amended
36 by section 6 of this act. Any money remaining in the Gift Fund,
37 combined with the appropriation made by section 9 of this act, must
38 be used in accordance with NRS 388.365, as amended by section 6
39 of this act, and sections 2 to 5, inclusive, of this act.

40 **Sec. 11.** This act becomes effective on July 1, 2007.

