

ASSEMBLY BILL NO. 157—ASSEMBLYMEN BUCKLEY, OCEGUERA, ANDERSON, PARNELL, SMITH, ARBERRY, ATKINSON, BOBZIEN, CLABORN, CONKLIN, DENIS, GERHARDT, HOGAN, HORNE, KIHUEN, KIRKPATRICK, KOIVISTO, LESLIE, MANENDO, MCCLAIN, MORTENSON, MUNFORD, OHRENSCHALL, PARKS, PIERCE, SEGERBLOM AND WOMACK

FEBRUARY 23, 2007

JOINT SPONSORS: SENATORS TITUS, CARLTON, CARE, HORSFORD, WIENER, COFFIN, LEE, MATHEWS, SCHNEIDER AND WOODHOUSE

Referred to Concurrent Committees on
Education and Ways and Means

SUMMARY—Provides for full-day kindergarten. (BDR 34-817)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

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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; providing for kindergarten for a full school day in the public elementary schools; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law requires the board of trustees of each school district to establish a
2 kindergarten department in each elementary school in the school district. Certain
3 exceptions apply to schools with fewer than 15 children applying for enrollment in
4 kindergarten. (NRS 388.060) Existing law also provides money to the school
5 districts for the operation of kindergarten through the State Distributive School
6 Account in an amount that is calculated based upon six-tenths of each pupil
7 enrolled in kindergarten. (NRS 387.1233) This bill requires the board of trustees of
8 each school district to provide kindergarten for a full school day beginning with the
9 2008-2009 school year and amends the basic support calculation so that each pupil
10 enrolled in kindergarten is counted in the same manner as pupils enrolled in grades
11 1 to 12, inclusive.



* A B 1 5 7 *

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

Section 1. NRS 387.1233 is hereby amended to read as follows:

387.1233 1. Except as otherwise provided in subsection 2, basic support of each school district must be computed by:

(a) Multiplying the basic support guarantee per pupil established for that school district for that school year by the sum of:

(1) ~~Six-tenths-the~~ **The** count of pupils enrolled in the kindergarten department on the last day of the first school month of the school district for the school year, including, without limitation, the count of pupils who reside in the county and are enrolled in any charter school on the last day of the first school month of the school district for the school year.

(2) The count of pupils enrolled in grades 1 to 12, inclusive, on the last day of the first school month of the school district for the school year, including, without limitation, the count of pupils who reside in the county and are enrolled in any charter school on the last day of the first school month of the school district for the school year.

(3) The count of pupils not included under subparagraph (1) or (2) who are enrolled full time in a program of distance education provided by that school district or a charter school located within that school district on the last day of the first school month of the school district for the school year.

(4) The count of pupils who reside in the county and are enrolled:

(I) In a public school of the school district and are concurrently enrolled part time in a program of distance education provided by another school district or a charter school on the last day of the first school month of the school district for the school year, expressed as a percentage of the total time services are provided to those pupils per school day in proportion to the total time services are provided during a school day to pupils who are counted pursuant to subparagraph (2).

(II) In a charter school and are concurrently enrolled part time in a program of distance education provided by a school district or another charter school on the last day of the first school month of the school district for the school year, expressed as a percentage of the total time services are provided to those pupils per school day in proportion to the total time services are provided during a school day to pupils who are counted pursuant to subparagraph (2).

(5) The count of pupils not included under subparagraph (1), (2), (3) or (4), who are receiving special education pursuant to the



1 provisions of NRS 388.440 to 388.520, inclusive, on the last day of
2 the first school month of the school district for the school year,
3 excluding the count of pupils who have not attained the age of 5
4 years and who are receiving special education pursuant to
5 subsection 1 of NRS 388.490 on that day.

6 (6) Six-tenths the count of pupils who have not attained the
7 age of 5 years and who are receiving special education pursuant to
8 subsection 1 of NRS 388.490 on the last day of the first school
9 month of the school district for the school year.

10 (7) The count of children detained in facilities for the
11 detention of children, alternative programs and juvenile forestry
12 camps receiving instruction pursuant to the provisions of NRS
13 388.550, 388.560 and 388.570 on the last day of the first school
14 month of the school district for the school year.

15 (8) The count of pupils who are enrolled in classes for at
16 least one semester pursuant to subsection 4 of NRS 386.560,
17 subsection 5 of NRS 386.580 or subsection 3 of NRS 392.070,
18 expressed as a percentage of the total time services are provided to
19 those pupils per school day in proportion to the total time services
20 are provided during a school day to pupils who are counted pursuant
21 to subparagraph (2).

22 (b) Multiplying the number of special education program units
23 maintained and operated by the amount per program established for
24 that school year.

25 (c) Adding the amounts computed in paragraphs (a) and (b).

26 2. If the enrollment of pupils in a school district or a charter
27 school that is located within the school district on the last day of the
28 first school month of the school district for the school year is less
29 than the enrollment of pupils in the same school district or charter
30 school on the last day of the first school month of the school district
31 for either or both of the immediately preceding 2 school years, the
32 largest number must be used from among the 3 years for purposes of
33 apportioning money from the State Distributive School Account to
34 that school district or charter school pursuant to NRS 387.124.

35 3. Pupils who are excused from attendance at examinations or
36 have completed their work in accordance with the rules of the board
37 of trustees must be credited with attendance during that period.

38 4. Pupils who are incarcerated in a facility or institution
39 operated by the Department of Corrections must not be counted for
40 the purpose of computing basic support pursuant to this section. The
41 average daily attendance for such pupils must be reported to the
42 Department of Education.

43 5. Pupils who are enrolled in courses which are approved by
44 the Department as meeting the requirements for an adult to earn a



high school diploma must not be counted for the purpose of computing basic support pursuant to this section.

Sec. 2. NRS 388.060 is hereby amended to read as follows:

388.060 1. Except as otherwise provided in ~~{this subsection,}~~ **subsection 2**, the board of trustees of each school district shall ~~{establish.}~~ :

(a) Establish, equip and maintain a kindergarten in each elementary school ~~{for each school attendance area}~~ in the district.

(b) Provide kindergarten in each elementary school for a full school day.

2. If, on or before June 1 immediately preceding the school year, admittance to kindergarten has been requested for fewer than 15 children, the mandatory provisions of ~~{this}~~ subsection **1** do not apply to that school, and the board may decide whether to establish a kindergarten for those children. If the board decides not to establish such a kindergarten, it ~~{may}~~ **shall** provide:

(a) Transportation for each child to enable him to attend kindergarten at another school; or

(b) Upon agreement with a child's parent or guardian, an authorized program of instruction for kindergarten to be offered in the child's home, which includes, without limitation, assigning licensed educational personnel to assist and consult with the parent or guardian as necessary.

~~{2. The board of trustees of a school district in which a kindergarten is to be established under the provisions of this title of NRS shall budget for this purpose by including the costs in the next regular budget for the school district.}~~

Sec. 3. This act becomes effective on July 1, 2008.

