

(Reprinted with amendments adopted on June 1, 2007)

FIRST REPRINT

A.B. 280

ASSEMBLY BILL NO. 280—ASSEMBLYMEN SMITH, BUCKLEY, HORNE, ANDERSON, PARNELL, ATKINSON, BEERS, BOBZIEN, CLABORN, CONKLIN, GERHARDT, HARDY, HOGAN, KIHUEN, KIRKPATRICK, KOIVISTO, LESLIE, MANENDO, MORTENSON, MUNFORD, OCEGUERA, OHRENSCHALL, PARKS, PIERCE, SEGERBLOM AND WOMACK

MARCH 9, 2007

JOINT SPONSORS: SENATORS COFFIN AND MATHEWS

Referred to Concurrent Committees on
Education and Ways and Means

SUMMARY—Revises provisions governing licensed educational personnel. (BDR 34-1051)

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; creating the Pay-for-Performance Fund in the State Treasury; prescribing the requirements for distribution of grants of money from the Fund to school districts that adopt a program of performance pay and compensation for the enhanced recruitment and retention of licensed educational personnel; making an appropriation; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 **Section 1.5** of this bill creates the Pay-for-Performance Fund in the State
- 2 Treasury. **Section 1.5** also provides that, within the limits of money available in the
- 3 Fund, the board of trustees of a school district may submit an application for a grant
- 4 of money from the Fund to provide a program of performance pay and
- 5 compensation for the enhanced recruitment and retention of licensed educational
- 6 personnel.



* A B 2 8 0 R 1 *

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

Section 1. (Deleted by amendment.)

Sec. 1.5. Chapter 391 of NRS is hereby amended by adding thereto a new section to read as follows:

1. There is hereby created in the State Treasury a Pay-for-Performance Fund to be administered by the Department. The Department may accept gifts, grants and donations from any source for deposit in the Fund.

2. Within the limits of available money in the Pay-for-Performance Fund, the Department shall provide grants of money to school districts based upon the number of pupils enrolled in each school district. Each school district shall use the money to provide a program of performance pay and compensation for the enhanced recruitment and retention of licensed educational personnel employed by the school district.

3. Any interest and income earned on the sum of:

(a) The money in the Pay-for-Performance Fund; and

*(b) Unexpended appropriations made to the Pay-for-Performance Fund from the State General Fund,
must be credited to the Pay-for-Performance Fund.*

4. The money remaining in the Pay-for-Performance Fund at the end of any fiscal year does not revert to the State General Fund and must be carried forward to the next fiscal year.

Sec. 2. 1. There is hereby appropriated from the State General Fund to the Pay-for-Performance Fund created by section 1.5 of this act for the Clark County School District, Lyon County School District and Washoe County School District to carry out a pilot program of performance pay and compensation for the enhanced recruitment and retention of licensed educational personnel:

For the Fiscal Year 2007-2008..... \$5,000,000

For the Fiscal Year 2008-2009..... \$5,000,000

2. To receive a grant of money, the Board of Trustees of the Clark County School District, the Board of Trustees of the Lyon County School District and the Board of Trustees of the Washoe County School District shall each submit an application to the Department of Education that sets forth a pilot program of performance pay and compensation for the enhanced recruitment and retention of licensed educational personnel adopted by the school district and negotiated pursuant to chapter 288 of NRS. Each application must be submitted on or before March 1, 2008. The pilot program must include a component that is based upon the achievement of pupils. Each pilot program must be developed in



1 consultation with an advisory board established by the school
2 district which consists of, without limitation:

- 3 (a) Representatives of businesses;
- 4 (b) Parents of pupils enrolled in the school district;
- 5 (c) Licensed educational personnel; and
- 6 (d) Other persons and representatives as the board of trustees

7 determines appropriate.

8 ➡ The total number of licensed educational personnel on the
9 advisory board must not exceed the total number of other members
10 on the advisory board.

11 3. The Department of Education shall distribute the money
12 appropriated by subsection 1 among the three school districts pro
13 rata based upon the number of pupils enrolled in each school
14 district.

15 4. The board of trustees of each school district that receives a
16 grant of money pursuant to this section shall evaluate the
17 effectiveness of the pilot program for which the grant of money was
18 awarded. The evaluation must include, without limitation, an
19 evaluation of whether the pilot program is effective in recruiting and
20 retaining qualified licensed educational personnel. On or before
21 February 1, 2009, the board of trustees of each school district shall
22 submit a report of its evaluation and any recommendations to the:

- 23 (a) State Board of Education; and
- 24 (b) Director of the Legislative Counsel Bureau for transmittal to
25 the 75th Session of the Nevada Legislature.

26 5. Any remaining balance of the appropriation made by
27 subsection 1 must not be reverted to the State General Fund and
28 must remain in the Pay-for-Performance Fund created by section 1.5
29 of this act.

30 **Sec. 3.** This act becomes effective on July 1, 2007.

