(Reprinted with amendments adopted on June 4, 2007)
SECOND REPRINT **A.B. 553**

ASSEMBLY BILL NO. 553–COMMITTEE ON WAYS AND MEANS

(ON BEHALF OF THE LEGISLATIVE COMMITTEE ON EDUCATION)

MARCH 26, 2007

Referred to Committee on Ways and Means

SUMMARY—Makes appropriations relating to education. (BDR S-427)

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 making appropriations relating to education; and providing other matters properly relating thereto.

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

Section 1. 1. There is hereby appropriated from the State General Fund to the Department of Education the sum of $800,000 for gifted and talented programs. After the allocation pursuant to subsection 2, the Department shall allocate the money based upon the number of pupils enrolled in each school district. The money must be used by a school district for gifted and talented programs that directly impact gifted and talented pupils.

2. Of the amount appropriated by subsection 1, the Department of Education shall use $55,293 in Fiscal Year 2007-2008 and $74,535 in Fiscal Year 2008-2009 for a parent involvement coordinator position in the Department of Education.

3. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2009, by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 18, 2009, by either the entity to which the money was

appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 18, 2009.

Sec. 2. 1. There is hereby appropriated from the State General Fund to the Department of Education for pilot programs for alternative programs of education for disruptive pupils established pursuant to this section the sum of $915,000.

2. The Superintendent of Public Instruction shall prescribe:

(a) The form for an application to establish a pilot program for an alternative program of education for disruptive pupils; and

(b) Criteria for the selection of schools to establish such a pilot program.

3. A public school in this State may submit an application to the Department to establish a pilot program pursuant to this section. Such an application must include an estimate of the costs of establishing a program. If a school is selected to establish a pilot program, the school will receive a grant of money from the appropriation made by subsection 1 to carry out a program in an amount based upon the estimated costs of establishing the program.

4. A pilot program established pursuant to this section must:

(a) Comply with NRS 392.4642 to 392.4648, inclusive;

(b) Be provided in a setting outside the regular classroom of the pupil;

(c) Ensure that pupils who are participating in the program are separated from pupils who are not participating in the program;

(d) Provide supervision of and counseling to pupils who participate in the program;

(e) Provide and emphasize instruction in English language arts, mathematics, science and history, as appropriate to the grade level of the pupils participating in the program;

(f) Provide and emphasize training in self-discipline;

(g) Provide for a transitional stage between in-school or in-home suspension and regular school activities; and

(h) Include an evaluation phase based on the collection of data to measure the effectiveness of the program.

5. A pilot program established pursuant to this section may:

(a) Be located on the grounds of the school or at another location.

(b) Include programs that:

(1) Use innovative instructional, counseling or disciplinary concepts.

(2) Encourage the effective involvement of the parents and legal guardians of pupils who are participating in the program.

(c) Provide instructional and other services to pupils through the existing staff at a public school or from other personnel, or any combination thereof.

6. On or before October 1, 2008, the schools that establish a pilot program pursuant to this section shall submit a report to the Department for the period ending September 1, 2008, that includes:

(a) The manner in which the pilot program was carried out;

(b) The number of pupils who participated in the program;

(c) The expenditures made by the school for the program;

(d) The number of disciplinary referrals, suspensions and expulsions that occurred at the school before and after the establishment of the program; and

(e) An analysis of the academic achievement and performance of the pupils before and after the pupils participated in the program.

7. The Department shall evaluate the effectiveness of the pilot programs established pursuant to this section based on the reports submitted by the schools pursuant to subsection 6. In addition, the Department shall solicit and analyze data from schools that did not establish pilot programs pursuant to this section but have established alternative programs of education for disruptive pupils. The Department may spend not more than $10,000 of the amount appropriated by subsection 1 during the Fiscal Years 2007-2009 to hire a contractor to assist with the evaluation.

8. On or before December 1, 2008, the Department shall submit a report of its findings to the Legislative Committee on Education.

9. On or before February 1, 2009, the Department shall submit a final report of its findings to the Director of the Legislative Counsel Bureau for transmission to the 75th Session of the Nevada Legislature.

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

Sec. 3. 1. There is hereby appropriated from the State General Fund to the Department of Education the sum of $100,000 for distribution to school districts that establish pilot programs in accordance with this section. The Department shall:

(a) Prescribe the form for an application to establish a pilot program to teach the English language to children who have limited proficiency in the English language during the summer before they attend kindergarten;

(b) Prescribe the criteria for the selection of school districts to establish a pilot program; and

(c) Develop a uniform method for evaluation of the pilot programs that provides a longitudinal analysis of statistical data.

2. A school district that wishes to establish a pilot program to teach the English language to children who have limited proficiency in the English language during the summer before they attend kindergarten shall:

(a) On or before October 1, 2007, submit to the Department of Education an application on the form provided by the Department pursuant to subsection 1;

(b) Submit proof to the Department that the school district has obtained matching money from a private source to combine with the money provided by the Department; and

(c) Agree to participate in the longitudinal evaluation of the pilot programs developed by the Department pursuant to subsection 1.

3. An application submitted pursuant to subsection 2 must contain a plan for a pilot program. Such a plan must:

(a) Contain an estimate of the number of children who will be enrolled in the program.

(b) Set forth the manner in which the children will be screened for participation in the pilot program. For each student that will participate in the pilot program, all prekindergarten children who are determined to have limited proficiency in the English language, who speak a common language and who will be enrolled in kindergarten at the school in the fall of 2008, must be enrolled in the same class for the pilot program, unless fewer than 10 such children speak a common language.

(c) Ensure that each class taught in the pilot program includes at least one teacher and one paraprofessional, at least one of whom must speak, read and write both the English language and the primary language of the children enrolled in the class.

4. The Department of Education shall not approve an application submitted pursuant to subsection 2 if the applicant has not received matching money from a private source.

5. On or before December 1, 2007, the Department of Education shall make grants of money from the appropriation made by subsection 1 as follows:

(a) If the Department approves an application submitted by the Clark County School District, up to $70,000 to the School District

to carry out the pilot program before the beginning of the 2008-2009 school year.

(b) If the Department approves an application submitted by the Washoe County School District, up to $30,000 to the School District to carry out the pilot program before the beginning of the 2008-2009 school year.

(c) If the Department approves applications submitted by school districts other than the Clark County School District and the Washoe County School District, the Department shall distribute the amount of money remaining after the distributions to the Clark County School District and the Washoe County School District, if any, to those school districts. The grants of money made to each school district pursuant to this paragraph must be distributed proportionately among the school districts based upon the number of children who are estimated to participate in the pilot program in each school district. A school district that receives a grant of money pursuant to this paragraph shall use the money to carry out the approved pilot program before the beginning of the 2008-2009 school year.

6. For each school district whose application is approved, the school district shall distribute $1,000 to each school that will participate in the pilot program to promote parental involvement with the parents and legal guardians of children enrolled in the program. The money may be used by a school, without limitation, for the purchase of translating materials for the parents and guardians and providing training to the staff and parents and guardians on effective methods to communicate with school personnel and other methods designed to promote effective involvement by parents and guardians in the education of their children.

7. A school district that establishes a pilot program:

(a) Is responsible for all costs associated with the building, maintenance, utilities, administration and supplies for the pilot program offered at a school within the district.

(b) Shall submit an evaluation of the pilot program on or before November 1, 2008, to the Department of Education in a format required by the Department.

8. On or before February 2, 2009, the Department of Education shall submit a report to the Director of the Legislative Counsel Bureau for transmission to the 75th Session of the Nevada Legislature. The report must include, without limitation:

(a) The name of each school district that received a grant of money pursuant to subsection 5 and the amount of each grant;

(b) A compilation of the evaluations submitted by each school district that established a pilot program;

(c) An evaluation of the pilot programs, including, without limitation, the effect of the programs on the achievement and proficiency in the English language of the children enrolled in the program; and

(d) Any recommendations for legislation relating to the pilot programs.

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

Sec. 4. 1. There is hereby appropriated from the State General Fund to the Communities in Schools of Southern Nevada, Inc., the sum of $709,000 to coordinate the provision of student and family services to youth in Clark County.

2. Upon acceptance of the money appropriated by subsection 1, the Communities in Schools of Southern Nevada shall:

(a) Prepare and transmit a report to the Interim Finance Committee on or before December 15, 2008, that describes each expenditure made from the money appropriated by subsection 1 from the date on which the money was received by the Communities in Schools of Southern Nevada through December 1, 2008;

(b) Prepare and transmit a final report to the Interim Finance Committee on or before September 18, 2009, that describes each expenditure made from the money appropriated by subsection 1 from the date on which the money was received by the Communities in Schools of Southern Nevada through June 30, 2009; and

(c) Upon request of the Legislative Commission, make available to the Legislative Auditor any of the books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise, of the Communities in Schools of Southern Nevada, regardless of their form or location, that the Legislative Auditor deems necessary to conduct an audit of the use of the money appropriated pursuant to subsection 1.

3. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2009, by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after

September 18, 2009, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 18, 2009.

Sec. 5. 1. There is hereby appropriated from the State General Fund to the Greater Las Vegas After-School All-Stars the sum of $709,000 for the implementation and operation of after-school programs in certain at-risk schools within the Clark County School District.

2. The Greater Las Vegas After-School All-Stars shall work in cooperation with the Clark County School District to identify the at-risk schools within the School District in which the after-school programs will be provided.

3. The Greater Las Vegas After-School All-Stars shall use the money appropriated by subsection 1 to implement and operate an after-school program at each school identified pursuant to subsection 2, including, without limitation:

(a) Personnel for the program;

(b) Equipment and supplies for the program, including, without limitation, educational and instructional materials and sports equipment;

(c) Incentives for children who participate in the program, including, without limitation, shirts and medals;

(d) Transportation for educational field trips; and

(e) The provision of healthy snacks for children who participate in the program.

4. Upon acceptance of the money appropriated by subsection 1, the Greater Las Vegas After-School All-Stars shall:

(a) Prepare and transmit a report to the Interim Finance Committee on or before December 15, 2008, that describes each expenditure made from the money appropriated by subsection 1 from the date on which the money was received by the Greater Las Vegas After-School All-Stars through December 1, 2008;

(b) Prepare and transmit a final report to the Interim Finance Committee on or before September 18, 2009, that describes each expenditure made from the money appropriated by subsection 1 from the date on which the money was received by the Greater Las Vegas After-School All-Stars through June 30, 2009; and

(c) Upon request of the Legislative Commission, make available to the Legislative Auditor any of the books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise, of the Greater Las Vegas After-School All-Stars, regardless of their form or location, that the Legislative Auditor deems necessary to conduct an audit of the use of the money appropriated pursuant to subsection 1.

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

Sec. 6. 1. There is hereby appropriated from the State General Fund to the Department of Education the sum of $709,000 for allocation to Save the Children for in-school and after-school literacy programs.

2. Upon acceptance of the money appropriated by subsection 1 and allocated by the Department, Save the Children shall:

(a) Prepare and transmit a report to the Interim Finance Committee on or before December 15, 2008, that describes each expenditure made from the money appropriated by subsection 1 from the date on which the money was received by Save the Children through December 1, 2008;

(b) Prepare and transmit a final report to the Interim Finance Committee on or before September 18, 2009, that describes each expenditure made from the money appropriated by subsection 1 from the date on which the money was received by Save the Children through June 30, 2009; and

(c) Upon request of the Legislative Commission, make available to the Legislative Auditor any of the books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise, of Save the Children, regardless of their form or location, that the Legislative Auditor deems necessary to conduct an audit of the use of the money appropriated pursuant to subsection 1.

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

Sec. 7. 1. There is hereby appropriated from the State General Fund to the Department of Education to provide signing

bonuses to teachers of students who are deaf or hard of hearing who are newly hired by school districts:

For the Fiscal Year 2007-2008..... $5,000
For the Fiscal Year 2008-2009..... $5,000

2. A newly hired teacher of students who are deaf or hard of hearing may not receive a signing bonus pursuant to this section until he has taught for a school district in this State for at least 30 days. A teacher of students who are deaf or hard of hearing may receive this bonus in addition to any other bonuses available for newly hired teachers. A teacher of students who are deaf or hard of hearing who teaches for a school district in this State before July 1, 2007, and who subsequently transfers to another school district in this State is not eligible to receive a signing bonus pursuant to this section.

3. A school district that wishes to provide signing bonuses to its newly hired teachers of students who are deaf or hard of hearing shall submit information to the Department of Education, in a format prescribed by the Department, concerning the number of newly hired teachers of students who are deaf or hard of hearing for each fiscal year.

4. The Department of Education shall use the money appropriated by subsection 1 to provide signing bonuses to newly hired teachers of students who are deaf or hard of hearing for each fiscal year. The Department shall analyze the total number of newly hired teachers of students who are deaf or hard of hearing submitted by school districts pursuant to subsection 3 and determine the total amount of each signing bonus for each fiscal year. The amount of a bonus paid to each teacher must not exceed $1,000.

5. 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 by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 19, 2008, and September 18, 2009, respectively, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 19, 2008, and September 18, 2009, respectively.

Sec. 8. 1. There is hereby appropriated from the State General Fund to the Department of Education for distribution to school districts for training stipends to teachers of students who are deaf or hard of hearing and interpreters for students who are deaf or

hard of hearing who are engaged in college or university course work in the education of students who are deaf or hard of hearing:

For the Fiscal Year 2007-2008..... $37,500
For the Fiscal Year 2008-2009..... $37,500

2. A school district that wishes to provide training stipends to teachers of and interpreters for students who are deaf or hard of hearing shall submit information to the Department of Education, in a format prescribed by the Department, concerning the number of teachers of or interpreters for students who are deaf or hard of hearing who are engaged in college or university course work in the education of students who are deaf or hard of hearing for each fiscal year.

3. The Department of Education shall use the money appropriated by subsection 1 to pay training stipends to teachers of or interpreters for students who are deaf or hard of hearing. The Department shall analyze the total number of teachers of or interpreters for students who are deaf or hard of hearing submitted by school districts pursuant to subsection 2 and determine the total number and amount of training stipends to be awarded each fiscal year. The amount of a stipend paid to each teacher or interpreter must not exceed $500. The number of teachers who receive stipends pursuant to this section must not exceed 50 for each fiscal year. The number of interpreters who receive stipends pursuant to this section must not exceed 25 for each fiscal year.

4. 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 by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 19, 2008, and September 18, 2009, respectively, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 19, 2008, and September 18, 2009, respectively.

Sec. 9. 1. There is hereby appropriated from the State General Fund to the Intel International Science and Engineering Fair to be held May 8 through 15, 2009, in Reno, the sum of $200,000.

2. Upon acceptance of the money appropriated by subsection 1, the Intel International Science and Engineering Fair shall:

(a) Prepare and transmit a report to the Interim Finance Committee on or before December 15, 2008, that describes each expenditure made from the money appropriated by subsection 1

from the date on which the money was received by the Fair through December 1, 2008;

(b) Prepare and transmit a final report to the Interim Finance Committee on or before September 18, 2009, that describes each expenditure made from the money appropriated by subsection 1 from the date on which the money was received by the Fair through June 30, 2009; and

(c) Upon request of the Legislative Commission, make available to the Legislative Auditor any of the books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise, of the Fair regardless of their form or location, that the Legislative Auditor deems necessary to conduct an audit of the use of the money appropriated pursuant to subsection 1.

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

Sec. 10. 1. There is hereby appropriated from the State General Fund to the Department of Education the sum of $273,000 for distribution to school districts to establish a pilot program in accordance with this section.

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

3. The Department of Education shall:

(a) Prescribe the form for an application to develop a magnet or regional elementary school pilot program for students who are deaf or hard of hearing;

(b) Prescribe the criteria for selection of a partnership between one or more school districts and that do not offer magnet or regional programs at the elementary level for students who are deaf or hard of hearing and a Deaf Studies program at an institution of the

Nevada System of Higher Education to establish a pilot program; and

(c) Develop a uniform method for evaluation of the pilot program that provides a longitudinal analysis of statistical data.

4. A partnership between one or more school districts and the Deaf Studies program at an institution of the Nevada System of Higher Education that wishes to establish a pilot program pursuant to this section shall:

(a) On or before October 1, 2007, submit to the Department of Education an application on the form prescribed by the Department pursuant to subsection 3; and

(b) Agree to participate in the longitudinal evaluation of the pilot program developed by the Department pursuant to subsection 3.

5. An application submitted pursuant to subsection 2 must contain a plan for a pilot program. Such a plan must:

(a) Contain a budget for the 2007-2008 school year that expends not more than $5,000 of the money appropriated by this section to be used for the planning of the program and the surveying of parents and guardians of elementary age children who are deaf or hard of hearing to determine interest in a regional or magnet program.

(b) Contain a budget for the 2008-2009 school year with estimated costs for the transportation of students and estimated costs for additional school district personnel to implement the program, limited to not more than one teacher, two interpreters or aides and one speech pathologist.

(c) Set forth a plan for identifying the school to host the magnet or regional program and for transporting elementary school students who are deaf or hard of hearing to the host school.

(d) Set forth a plan for utilizing faculty and student assistance and any other resources available from the affiliated Deaf Studies program at an institution of the Nevada System of Higher Education.

6. If the Department of Education approves an application submitted by a partnership pursuant to subsections 4 and 5 to establish a pilot program, the Department shall provide to the partnership on or before December 1, 2007, a grant from the money appropriated by this section for the implementation of that program based on the budgets submitted pursuant to subsection 5.

7. The school districts participating in a pilot program pursuant to this section:

(a) Are responsible for all costs associated with the building, maintenance, utilities, administration and supplies for this pilot program.

(b) Shall submit an evaluation of the pilot program on or before November 1, 2008, to the Department of Education in a format required by the Department.

8. On or before February 1, 2009, the Department of Education shall submit a report to the Director of the Legislative Counsel Bureau for transmission to the 75th Session of the Nevada Legislature. The report must include, without limitation:

(a) An evaluation of the pilot program, including, without limitation, the effect of the program on the academic achievement of the pupils enrolled in the program; and

(b) Any recommendations for legislation relating to the pilot program.

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

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