

## Amendment No. 254

Assembly Amendment to Assembly Bill No. 460

(BDR 34-1279)

**Proposed by:** Assembly Committee on Education**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

Adoption of this amendment will REMOVE all appropriations from A.B. 460.

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold* is newly added transitory language.

KCR



Date: 4/13/2007

A.B. No. 460—Revises provisions regarding public schools and educational personnel. (BDR 34-1279)



ASSEMBLY BILL NO. 460—ASSEMBLYMEN ANDERSON, KOIVISTO, PARKS, PARNELL, BEERS, ATKINSON, BOBZIEN, BUCKLEY, CARPENTER, CLABORN, CONKLIN, DENIS, GANSERT, GERHARDT, GOEDHART, GOICOECHEA, GRADY, HARDY, HOGAN, HORNE, KIHUEN, KIRKPATRICK, LESLIE, MABEY, MANENDO, MARVEL, MCCLAIN, MORTENSON, MUNFORD, OCEGUERA, OHRENSCHALL, PIERCE, SEGERBLOM, SETTELMAYER, SMITH, STEWART, WEBER AND WOMACK

MARCH 19, 2007

Referred to Concurrent Committees on  
Education and Ways and Means

SUMMARY—Revises provisions regarding public schools and educational personnel. (BDR 34-1279)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
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; ~~[increasing the minimum number of school days in each school year; revising provisions governing apportionments from the State Distributive School Account to provide money to school districts for professional development;]~~ requiring each school district to develop a program to provide enhanced compensation to employees of the school district; making various changes regarding the evaluation and admonition of educational personnel; ~~[making appropriations;]~~ and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

~~[ This bill amends existing law to increase the minimum required days of school from 180 days to 182 days in each school year. (NRS 386.550, 388.000)~~

~~Existing law requires the basic support guarantee per pupil to be established by law for each school year. (NRS 387.122) Section 2 of this bill requires an additional apportionment from the State Distributive School Account to be distributed to the school districts for the professional development of the teachers and other educational personnel employed by the school district.]~~

**Section 5** of this bill requires the board of trustees of each school district to establish a design team to facilitate the design, development and implementation of a program to provide enhanced compensation to employees of the school district.

Existing law requires each probationary teacher to be evaluated at least three times during each school year and a postprobationary teacher to be evaluated at least once each school year. (NRS 391.3125) **Section 6** of this bill requires an administrator who is responsible for evaluating a teacher to personally observe that teacher in the classroom for not less than 60 minutes during each evaluation period. If a deficiency is discovered during the evaluation

process, ~~however~~ a reasonable effort must be made to assist the teacher to correct the deficiency. Existing law prescribes the circumstances under which an administrator may admonish an employee. (NRS 391.313) **Section 7** of this bill requires an admonition to include a description of the deficiencies of the teacher and the actions that are necessary to correct those deficiencies.

~~[ Sections 9 and 10 of this bill make appropriations to provide the additional apportionment for professional development and for the additional instructional days per school year.]~~

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

**Section 1.** ~~[NRS 386.550 is hereby amended to read as follows:~~

~~386.550 1. A charter school shall:~~

~~(a) Comply with all laws and regulations relating to discrimination and civil rights.~~

~~(b) Remain nonsectarian, including, without limitation, in its educational programs, policies for admission and employment practices.~~

~~(c) Refrain from charging tuition or fees, levying taxes or issuing bonds.~~

~~(d) Comply with any plan for desegregation ordered by a court that is in effect in the school district in which the charter school is located.~~

~~(e) Comply with the provisions of chapter 241 of NRS.~~

~~(f) Except as otherwise provided in this paragraph, schedule and provide annually at least as many days of instruction as are required of other public schools located in the same school district as the charter school is located. The governing body of a charter school may submit a written request to the Superintendent of Public Instruction for a waiver from providing the days of instruction required by this paragraph. The Superintendent of Public Instruction may grant such a request if the governing body demonstrates to the satisfaction of the Superintendent that:~~

~~(1) Extenuating circumstances exist to justify the waiver; and~~

~~(2) The charter school will provide at least as many hours or minutes of instruction as would be provided under a program consisting of [180] 183 days.~~

~~(g) Cooperate with the board of trustees of the school district in the administration of the achievement and proficiency examinations administered pursuant to NRS 389.015 and the examinations required pursuant to NRS 389.550 to the pupils who are enrolled in the charter school.~~

~~(h) Comply with applicable statutes and regulations governing the achievement and proficiency of pupils in this State.~~

~~(i) Provide instruction in the core academic subjects set forth in subsection 1 of NRS 389.018, as applicable for the grade levels of pupils who are enrolled in the charter school, and provide at least the courses of study that are required of pupils by statute or regulation for promotion to the next grade or graduation from a public high school and require the pupils who are enrolled in the charter school to take those courses of study. This paragraph does not preclude a charter school from offering, or requiring the pupils who are enrolled in the charter school to take, other courses of study that are required by statute or regulation.~~

~~(j) If the parent or legal guardian of a child submits an application to enroll in kindergarten, first grade or second grade at the charter school, comply with NRS 392.040 regarding the ages for enrollment in those grades.~~

~~(k) Refrain from using public money to purchase real property or buildings without the approval of the sponsor.~~

~~(l) Hold harmless, indemnify and defend the sponsor of the charter school against any claim or liability arising from an act or omission by the governing body~~

of the charter school or an employee or officer of the charter school. An action at law may not be maintained against the sponsor of a charter school for any cause of action for which the charter school has obtained liability insurance.

~~—(m) Provide written notice to the parents or legal guardians of pupils in grades 9 to 12, inclusive, who are enrolled in the charter school of whether the charter school is accredited by the [Commission on Schools of the] Northwest Association of Accredited Schools, [and of Colleges and Universities].~~

~~—(n) Adopt a final budget in accordance with the regulations adopted by the Department. A charter school is not required to adopt a final budget pursuant to NRS 354.598 or otherwise comply with the provisions of chapter 354 of NRS.~~

~~—(o) If the charter school provides a program of distance education pursuant to NRS 388.820 to 388.874, inclusive, comply with all statutes and regulations that are applicable to a program of distance education for purposes of the operation of the program.~~

~~2. A charter school shall not provide instruction through a program of distance education to children who are exempt from compulsory attendance authorized by the State Board pursuant to subsection 1 of NRS 392.070. As used in this subsection, "distance education" has the meaning ascribed to it in NRS 388.826. (Deleted by amendment.)~~

**Sec. 2.** ~~[NRS 387.122 is hereby amended to read as follows:~~

~~387.122 1. For making the apportionments of the State Distributive School Account in the State General Fund required by the provisions of this title, the basic support guarantee per pupil for each school district and the basic support guarantee for each special education program unit maintained and operated during at least 9 months of a school year are established by law for each school year.~~

~~2. After the basic support guarantee is established for each school year pursuant to subsection 1, the Legislature will provide for an additional apportionment for each school year from the State Distributive School Account to each school district in an amount equal to one-half of one percent of the basic support guarantee established for the school district for each pupil included in the count of basic support of the school district. Each school district shall use the money received pursuant to this subsection only to provide professional development for the teachers and other educational personnel employed by the school district. (Deleted by amendment.)~~

**Sec. 3.** ~~[NRS 388.090 is hereby amended to read as follows:~~

~~388.090 1. Except as otherwise provided in this section, boards of trustees of school districts shall schedule and provide a minimum of [180] 183 days of free school in the districts under their charge.~~

~~2. Except for an alternative schedule described in subsection 3, the Superintendent of Public Instruction may, upon application by the board of trustees of a school district, authorize the school district to provide a program of instruction based on an alternative schedule if the number of minutes of instruction to be provided is equal to or greater than the number of minutes of instruction that would be provided in a program of instruction consisting of [180] 183 school days. The Superintendent of Public Instruction shall notify the board of trustees of the school district of the approval or denial of the application not later than 30 days after the Superintendent of Public Instruction receives the application. An alternative schedule proposed pursuant to this subsection must be developed in accordance with chapter 288 of NRS. If a school district is located in a county whose population is 100,000 or more, the school district may not submit an application pursuant to this subsection unless the proposed alternative schedule of the school district will apply only to a rural portion or a remote portion of the county in which the school district is located, as defined by the State Board pursuant to subsection 9.~~

~~3. The Superintendent of Public Instruction may, upon application by the board of trustees of a school district, authorize a reduction of not more than 15 school days in that particular district to establish or maintain an alternative schedule consisting of a 12-month school program if the board of trustees demonstrates that the proposed alternative schedule for the program provides for a number of minutes of instruction that is equal to or greater than that which would be provided under a program consisting of [180] 183 school days. Before authorizing a reduction in the number of required school days pursuant to this subsection, the Superintendent of Public Instruction must find that the proposed alternative schedule will be used to alleviate problems associated with a growth in enrollment or overcrowding.~~

~~4. The Superintendent of Public Instruction may, upon application by a board of trustees, authorize the addition of minutes of instruction to any scheduled day of free school if days of free school are lost because of any interscholastic activity. Not more than 5 days of free school so lost may be rescheduled in this manner. The provisions of this subsection do not apply to an alternative schedule approved pursuant to subsection 2.~~

~~5. The number of minutes of instruction required for a particular group of pupils in a program of instruction based on an alternative schedule approved pursuant to this section must be determined by multiplying the appropriate minimum daily period of instruction established by the State Board by regulation for that particular group of pupils by [180.] 183.~~

~~6. Each school district shall schedule at least 3 contingent days of school, or its equivalent if the school district operates under an alternative schedule authorized pursuant to this section, in addition to the number of days required by this section, which must be used if a natural disaster, inclement weather or an accident necessitates the closing of a majority of the facilities within the district. The 3 contingent days of school, or its equivalent, may be scheduled as:~~

~~(a) Full days of school;~~

~~(b) An equivalent number of minutes of instruction added to any scheduled day of instruction, except that the minutes added must not be less than 30 minutes per school day; or~~

~~(c) Any combination thereof.~~

~~7. If more than 3 days of free school or minutes of instruction equaling 3 days of free school, or the equivalent if the school district operates under an alternative schedule authorized pursuant to this section, are lost because a natural disaster, inclement weather or an accident necessitates the closing of a majority of the facilities within a school district, the Superintendent of Public Instruction, upon application by the school district, may permit the additional days or equivalent minutes of instruction lost to be counted as school days in session. The application must be submitted in the manner prescribed by the Superintendent of Public Instruction.~~

~~8. The Superintendent of Public Instruction may, upon application by the board of trustees of a school district, authorize additional days or minutes of instruction for a program of remedial education that is fully paid for through the school district, including, without limitation, the provision of transportation. If the Superintendent of Public Instruction authorizes such additional days or minutes, the board of trustees may adopt a policy prescribing the minimum number of days of attendance or the minimum number of minutes of attendance for a pupil who is determined to need such remedial education. If the board of trustees adopts such a policy, the policy must include, without limitation, the criteria for determining that a pupil be enrolled in the program of remedial education, the procedure pursuant to which parents and guardians will be notified of the pupil's progress throughout the~~

~~school year and a process for appealing a determination regarding a pupil's need for remedial education.~~

~~9. The State Board shall adopt regulations:~~

~~(a) Providing procedures for changing schedules of instruction to be used if a natural disaster, inclement weather or an accident necessitates the closing of a particular school within a school district;~~

~~(b) Defining a rural portion of a county and a remote portion of a county for the purposes of subsection 2.] (Deleted by amendment.)~~

~~Sec. 4. [NRS 388.842 is hereby amended to read as follows:~~

~~388.842 1. A program of distance education may include, without limitation, an opportunity for pupils to participate in the program;~~

~~(a) For a shorter school day or a longer school day than that regularly provided for in the school district or charter school, as applicable; and~~

~~(b) During any part of the calendar year;~~

~~2. If a program of distance education is provided for pupils on a full-time basis, the program must include at least as many hours or minutes of instruction as would be provided under a program consisting of [180] 183 days.] (Deleted by amendment.)~~

**Sec. 5.** Chapter 391 of NRS is hereby amended by adding thereto a new section to read as follows:

*1. The board of trustees of each school district shall establish a design team to facilitate the design, development and implementation of strategies to improve conditions of teaching and learning within the school district.*

*2. The membership of a design team created pursuant to subsection 1 must consist of persons appointed by the board of trustees from among:*

*(a) Representatives of the school district; and*

*(b) Representatives of recognized employee organizations which represent one or more groups of employees of the school district.*

*At least 50 percent of the members that the board of trustees appoints to the design team must be representatives of recognized employee organizations which represent one or more groups of employees of the school district.*

*3. In carrying out its duties to facilitate the design, development and implementation of strategies to improve conditions of teaching and learning within the school district, the design team for each school district shall develop a program for the school district pursuant to which an employee of the school district may become eligible to earn an enhanced level of compensation by achieving outstanding development in his profession or employment, as assessed in accordance with the criteria developed pursuant to subsection 4.*

*4. To determine whether an employee of the school district has achieved outstanding development in his profession or employment, the design team for each school district shall develop criteria for use in the school district setting forth, without limitation:*

*(a) The activities in which an employee of the school district must participate to achieve outstanding development in his profession or employment;*

*(b) The duties an employee of the school district must carry out to achieve outstanding development in his profession or employment; and*

*(c) The knowledge and skills an employee of the school district must acquire to achieve outstanding development in his profession or employment.*

*5. A program of enhanced compensation developed pursuant to subsection 3 must be:*

*(a) Applicable to all employees of the school district for which the program is developed, regardless of whether those employees are licensed or unlicensed; and*

*(b) Bargained for in accordance with the provisions of chapter 288 of NRS.*

1        *6. As used in this section, "employee organization" has the meaning*  
2        *ascribed to it in NRS 288.040.*

3        **Sec. 6.** NRS 391.3125 is hereby amended to read as follows:

4        391.3125 1. It is the intent of the Legislature that a uniform system be  
5        developed for objective evaluation of teachers and other licensed personnel in each  
6        school district.

7        2. Each board, following consultation with and involvement of elected  
8        representatives of the teachers or their designees, shall develop a policy for  
9        objective evaluations in narrative form. The policy must set forth a means  
10       according to which an employee's overall performance may be determined to be  
11       satisfactory or unsatisfactory. The policy may include an evaluation by the teacher,  
12       pupils, administrators or other teachers or any combination thereof. In a similar  
13       manner, counselors, librarians and other licensed personnel must be evaluated on  
14       forms developed specifically for their respective specialties. A copy of the policy  
15       adopted by the board must be filed with the Department. The primary purpose of an  
16       evaluation is to provide a format for constructive assistance. Evaluations, while not  
17       the sole criterion, must be used in the dismissal process.

18       3. A conference and a written evaluation for a probationary employee must be  
19       concluded ~~no~~ *not* later than:

- 20       (a) December 1;  
21       (b) February 1; and  
22       (c) April 1,

23       *of each school year of the probationary period, except that a probationary*  
24       *employee assigned to a school that operates all year must be evaluated at least three*  
25       *times during each 12 months of employment on a schedule determined by the*  
26       *board. An administrator charged with the evaluation of a probationary teacher*  
27       *shall personally observe the performance of the teacher in the classroom for not*  
28       *less than a cumulative total of 60 minutes during each evaluation period, with at*  
29       *least one observation during that 60-minute evaluation period consisting of at*  
30       *least 45 consecutive minutes.*

31       4. Whenever an administrator charged with the evaluation of a probationary  
32       employee believes the employee will not be reemployed for the second year of the  
33       probationary period or the school year following the probationary period, he shall  
34       bring the matter to the employee's attention in a written document which is separate  
35       from the evaluation ~~no~~ *not* later than ~~February 15~~ *March 1* of the current school  
36       year. The notice must include the reasons for the potential decision not to reemploy  
37       or refer to the evaluation in which the reasons are stated. Such a notice is not  
38       required if the probationary employee has received a letter of admonition during the  
39       current school year.

40       5. Each postprobationary teacher must be evaluated at least once each year.  
41       *An administrator charged with the evaluation of a postprobationary teacher shall*  
42       *personally observe the performance of the teacher in the classroom for not less*  
43       *than a cumulative total of 60 minutes during each evaluation period, with at least*  
44       *one observation during that 60-minute evaluation period consisting of at least 30*  
45       *consecutive minutes.*

46       6. The evaluation of a probationary teacher or a postprobationary teacher  
47       must ~~include~~ *include, without limitation:*

- 48       (a) *An evaluation of the classroom management skills of the teacher;*  
49       (b) *A review of the lesson plans and the work log or grade book of pupils*  
50       *prepared by the teacher;*  
51       (c) *An evaluation of whether the curriculum taught by the teacher is aligned*  
52       *with the standards of content and performance established pursuant to NRS*  
53       *389.520, as applicable for the grade level taught by the teacher;*

(d) *An evaluation of the whether the teacher is appropriately addressing the needs of the pupils in the classroom, including, without limitation, special educational needs, cultural and ethnic diversity, the needs of pupils enrolled in advanced courses of study and the needs of pupils who are limited English proficient;*

(e) *If necessary, ~~[include]~~ recommendations for improvements in ~~[his]~~ the performance ~~[-A reasonable effort must be made to assist the teacher to correct any deficiencies noted in the evaluation.]~~ of the teacher;*

(f) *A description of the action that will be taken to assist the teacher in correcting any deficiencies reported in the evaluation; and*

(g) *A statement by the administrator who evaluated the teacher indicating the amount of time that the administrator personally observed the performance of the teacher in the classroom.*

7. The teacher must receive a copy of each evaluation not later than 15 days after the evaluation. A copy of the evaluation and the teacher's response must be permanently attached to the teacher's personnel file. *Upon the request of a teacher, a reasonable effort must be made to assist the teacher to correct those deficiencies reported in the evaluation of the teacher for which the teacher requests assistance.*

Sec. 7. NRS 391.313 is hereby amended to read as follows:

391.313 1. Whenever an administrator charged with supervision of a licensed employee believes it is necessary to admonish the employee for a reason that he believes may lead to demotion ~~[-]~~ or dismissal or cause the employee not to be reemployed under the provisions of NRS 391.312, he shall:

(a) Except as otherwise provided in subsection ~~[-]~~ 3, bring the matter to the attention of the employee involved, in writing, stating the reasons for the admonition and that it may lead to his demotion, dismissal or a refusal to reemploy him, and make a reasonable effort to assist the employee to correct whatever appears to be the cause for his potential demotion, dismissal or a potential recommendation not to reemploy him; and

(b) Except as otherwise provided in NRS 391.314, allow reasonable time for improvement, which must not exceed 3 months for the first admonition.

*➤ The admonition must include a description of the deficiencies of the teacher and the action that is necessary to correct those deficiencies.*

2. An admonition issued to a licensed employee who, within the time granted for improvement, has met the standards set for him by the administrator who issued the admonition must be removed from the records of the employee together with all notations and indications of its having been issued. The admonition must be removed from the records of the employee not later than 3 years after it is issued.

~~[-]~~ 3. An administrator need not admonish an employee pursuant to paragraph (a) of subsection 1 if his employment will be terminated pursuant to NRS 391.3197. If by ~~[-February 15]~~ March 1 of the first or second year of his probationary period a probationary employee does not receive a written notice pursuant to subsection 4 of NRS 391.3125 of a potential decision not to reemploy him, he must receive an admonition before any such decision is made.

~~[-]~~ 4. A licensed employee is subject to immediate dismissal or a refusal to reemploy according to the procedures provided in NRS 391.311 to 391.3197, inclusive, without the admonition required by this section, on grounds contained in paragraphs (b), (f), (g), (h) and (p) of subsection 1 of NRS 391.312.

Sec. 8. NRS 391.3197 is hereby amended to read as follows:

391.3197 1. A probationary employee is employed on a contract basis for two 1-year periods and has no right to employment after either of the two probationary contract years.



2. The board shall notify each probationary employee in writing on or before May 1 of the first and second school years of his probationary period, as appropriate, whether he is to be reemployed for the second year of the probationary period or for the next school year as a postprobationary employee. The employee must advise the board in writing on or before May 10 of the first or second year of his probationary period, as appropriate, of his acceptance of reemployment. If a probationary employee is assigned to a school that operates all year, the board shall notify him in writing, in both the first and second years of his probationary period, no later than 45 days before his last day of work for the year under his contract whether he is to be reemployed for the second year of the probationary period or for the next school year as a postprobationary employee. He must advise the board in writing within 10 days after the date of notification of his acceptance or rejection of reemployment for another year. Failure to advise the board of his acceptance of reemployment constitutes rejection of the contract.

3. A probationary employee who completes his 2-year probationary period and receives a notice of reemployment from the school district in the second year of his probationary period is entitled to be a postprobationary employee in the ensuing year of employment.

4. ~~[A] If a~~ probationary employee ~~[who receives an unsatisfactory evaluation]~~ *receives notice pursuant to subsection 4 of NRS 391.3125 not later than March 1 of a potential decision not to reemploy him, the employee* may request a supplemental evaluation by another administrator in the school district selected by him and the superintendent. If a school district has five or fewer administrators, the supplemental evaluator may be an administrator from another school district in ~~the~~ *this* State. If a probationary employee has received during the first school year of his probationary period three evaluations which state that the employee's overall performance has been satisfactory, the superintendent of schools of the school district or his designee shall waive the second year of the employee's probationary period by expressly providing in writing on the final evaluation of the employee for the first probationary year that the second year of his probationary period is waived. Such an employee is entitled to be a postprobationary employee in the ensuing year of employment.

5. If a probationary employee is notified that he will not be reemployed for the second year of his probationary period or the ensuing school year, his employment ends on the last day of the current school year. The notice that he will not be reemployed must include a statement of the reasons for that decision.

6. A new employee or a postprobationary teacher who is employed as an administrator shall be deemed to be a probationary employee for the purposes of this section and must serve a 2-year probationary period as an administrator in accordance with the provisions of this section. If the administrator does not receive an unsatisfactory evaluation during the first year of probation, the superintendent or his designee shall waive the second year of the administrator's probationary period. Such an administrator is entitled to be a postprobationary employee in the ensuing year of employment. If:

(a) A postprobationary teacher who is an administrator is not reemployed as an administrator after either year of his probationary period; and

(b) There is a position as a teacher available for the ensuing school year in the school district in which the person is employed,

the board of trustees of the school district shall, on or before May 1, offer the person a contract as a teacher for the ensuing school year. The person may accept the contract in writing on or before May 10. If the person fails to accept the contract as a teacher, the person shall be deemed to have rejected the offer of a contract as a teacher.

7. An administrator who has completed his probationary period pursuant to subsection 6 and is thereafter promoted to the position of principal must serve an additional probationary period of 1 year in the position of principal. If the administrator serving the additional probationary period is not reemployed as a principal after the expiration of the additional probationary period, the board of trustees of the school district in which the person is employed shall, on or before May 1, offer the person a contract for the ensuing school year for the administrative position in which the person attained postprobationary status. The person may accept the contract in writing on or before May 10. If the person fails to accept such a contract, the person shall be deemed to have rejected the offer of employment.

8. Before dismissal, the probationary employee is entitled to a hearing before a hearing officer which affords due process as set out in NRS 391.311 to 391.3196, inclusive.

**Sec. 9.** ~~[1. There is hereby appropriated from the State General Fund to the State Distributive School Account created by NRS 387.030 in the State General Fund:~~

~~For the Fiscal Year 2007-2008 ..... \$38,844,422~~

~~For the Fiscal Year 2008-2009 ..... \$41,774,035~~

~~2. The money appropriated by subsection 1 must be distributed by the Department of Education in a fair and equitable manner among the 17 county school districts to provide 3 additional instructional days to the school year.~~

~~3. 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.] (Deleted by amendment.)~~

**Sec. 10.** ~~[1. There is hereby appropriated from the State General Fund to the State Distributive School Account created by NRS 387.030 in the State General Fund:~~

~~For the Fiscal Year 2007-2008 ..... \$11,084,643~~

~~For the Fiscal Year 2008-2009 ..... \$11,843,603~~

~~2. The money appropriated by subsection 1 must be distributed in accordance with the provisions of NRS 387.122, as amended by section 2 of this act.~~

~~3. 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.] (Deleted by amendment.)~~

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