

SENATE BILL NO. 481—COMMITTEE ON FINANCE

(ON BEHALF OF THE DEPARTMENT OF ADMINISTRATION)

MARCH 25, 2013

Referred to Committee on Finance

SUMMARY—Extends the temporary waiver from certain minimum expenditure requirements for textbooks for school districts. (BDR S-1132)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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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; extending the prospective expiration of the temporary waiver from certain requirements governing expenditures for textbooks, instructional supplies, instructional software and instructional hardware by school districts, charter schools and university schools for profoundly gifted pupils; extending the prospective expiration of the temporary waiver from certain requirements governing expenditures for library books, software for computers, the purchase of equipment relating to instruction and the maintenance and repair of equipment, vehicles, and buildings and facilities by school districts; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law requires the Department of Education to determine the amount of
2 money that each school district, charter school and university school for profoundly
3 gifted pupils is required to expend during each fiscal year on textbooks,
4 instructional supplies, instructional software and instructional hardware. (NRS
5 387.206) Existing law also authorizes the board of trustees of a school district, the
6 governing body of a charter school or the governing body of a university school for
7 profoundly gifted pupils that is experiencing an economic hardship to submit a
8 request to the Department for a waiver of all or a portion of the minimum
9 expenditure requirements. (NRS 387.2065) Assembly Bill No. 5 of the 26th Special
10 Session provided a temporary waiver for the 2009-2011 biennium from these
11 requirements without requiring the school districts, charter schools or university



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schools for profoundly gifted pupils to submit a request for such a waiver. (Chapter 6, Statutes of Nevada 2010, 26th Special Session, p. 41) The 2011 Legislative Session extended the temporary waiver from these minimum expenditure requirements for the 2011-2013 biennium. This temporary waiver is scheduled to expire on June 30, 2013. (Chapter 417, Statutes of Nevada 2011, p. 2569) This bill extends the prospective expiration of the temporary waiver to June 30, 2015, thereby extending the temporary waiver from the minimum expenditure requirements for the 2013-2015 biennium.

Existing law requires each school district to expend each school year for library books, software for computers, the purchase of equipment relating to instruction and the maintenance and repair of equipment, vehicles, and buildings and facilities an amount of money, expressed as an amount per pupil, that is at least equal to the average of the total amount of money that was expended per year for those items in the immediately preceding 3 years. (NRS 387.207) The 2011 Legislative Session provided a temporary waiver for the 2011-2013 biennium to each school district from these minimum expenditure requirements, which is scheduled to expire on June 30, 2013. (Chapter 417, Statutes of Nevada 2011, p. 2569) This bill extends the prospective expiration of the temporary waiver to June 30, 2015, thereby extending the temporary waiver from the minimum expenditure requirements for the 2013-2015 biennium.

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

Section 1. Section 1 of chapter 6, Statutes of Nevada 2010, 26th Special Session, as amended by chapter 417, Statutes of Nevada 2011, at page 2569, is hereby amended to read as follows:

Section 1. 1. Notwithstanding the provisions of NRS 387.206, 387.2065 and 387.207 to the contrary for the ~~2011-2013~~ **2013-2015** biennium:

(a) The Department of Education is not required to comply with the provisions of NRS 387.206 and 387.2065.

(b) Each school district, charter school and university school for profoundly gifted pupils is not required to comply with the provisions governing the minimum amount of money that must be expended for each fiscal year in that biennium for textbooks, instructional supplies, instructional software and instructional hardware as prescribed pursuant to NRS 387.206 and is not required to submit a request for a waiver pursuant to NRS 387.2065. The restrictions on the use of the money that would have otherwise been expended by the school district, charter school or university school for profoundly gifted pupils to meet the requirements of NRS 387.206 as set forth in subsection 7 of NRS 387.2065 apply during this period.

(c) Each school district is not required to comply with the provisions governing the minimum amount of money that must be expended for each school year in that biennium for



1 library books, software for computers, the purchase of
2 equipment relating to instruction and the maintenance and
3 repair of equipment, vehicles, and buildings and facilities as
4 prescribed pursuant to NRS 387.207.

5 2. If, before the effective date of this act, the board of
6 trustees of a school district, the governing body of a charter
7 school or the governing body of a university school for
8 profoundly gifted pupils submitted a request for a waiver
9 pursuant to NRS 387.2065, the Department of Education shall
10 return the request to the applicant.

11 **Sec. 2.** Section 2 of chapter 6, Statutes of Nevada 2010, 26th
12 Special Session, as amended by chapter 417, Statutes of Nevada
13 2011, at page 2569, is hereby amended to read as follows:

14 Sec. 2. This act becomes effective upon passage and
15 approval and applies retroactively from and after July 1,
16 2009, and expires by limitation on June 30, ~~2013~~ 2015.

17 **Sec. 3.** (Deleted by amendment.)

18 **Sec. 4.** This act becomes effective upon passage and approval.

