

Amendment No. 299

Senate Amendment to Senate Bill No. 211	(BDR 34-426)
<b>Proposed by:</b> Senate Committee on Education	
<b>Amends:</b> Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

Adoption of this amendment will MAINTAIN the unfunded mandate not requested by the affected local government to S.B. 211 (§ 2).

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) variations of green bold underlining is language proposed to be added 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 proposed to be retained in this amendment.

EWR/RBL



Date: 4/13/2015

S.B. No. 211—Revises provisions governing public schools. (BDR 34-426)



SENATE BILL NO. 211—SENATORS SEGERBLOM,  
PARKS; AND HARRIS

MARCH 4, 2015

JOINT SPONSORS: ASSEMBLYMEN JOINER,  
SWANK AND OHRENSCHALL

Referred to Committee on Education

SUMMARY—Revises provisions governing public schools. (BDR 34-426)

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

CONTAINS UNFUNDED MANDATE ~~(§§ 1-4)~~ (§ 2)  
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

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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; ~~requiring a school district to set the time for the commencement of a school day;~~ requiring public high schools to provide ~~to~~ **an elective** course of instruction in ethnic studies; ~~requiring a pupil to pass such a course to graduate from high school; requiring the Council to Establish Academic Standards for Public Schools to prescribe standards of content and performance for such a course;~~ and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

~~Existing law provides that a junior high or middle school is a public school in which sixth, seventh, eighth and ninth grades are taught and a high school is a public school in which subjects above the eighth grade may be taught. (NRS 388.020) Existing law also requires the board of trustees of a school district to schedule and provide a minimum of 180 days of free school in the district under its charge. (NRS 388.090) Section 1 of this bill requires each school district to set the time for the commencement of the school day which must not be earlier than 7 a.m. at an elementary school, 8 a.m. at a junior high school or middle school and 9 a.m. at a high school.~~

Existing law requires the board of trustees of a school district or the governing body of a charter school to provide certain courses of study. (NRS 389.018-389.074) ~~Section 2 of this bill requires the board of trustees of a school district or the governing body of a charter school that operates as a high school to establish in~~ **ensure that an elective course of instruction in ethnic studies is offered and made available to each pupil in a** public high school or charter school, as applicable. ~~a course of instruction in ethnic studies. Section 2 of this bill requires a pupil to enroll in such a course while in high school, and section 2 requires the pupil to pass the course in order to graduate from high school. Section 4 of this bill requires the Council to Establish Academic Standards for Public Schools to establish~~

~~standards of content and performance for a course in ethnic studies.~~ Such a course may be provided at the school or as a course of distance education.

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

**Section 1.** ~~[Chapter 388 of NRS is hereby amended by adding thereto a new section to read as follows:~~

~~— Each school district shall set the time for the commencement of the school day which must not be earlier than 7 a.m. for an elementary school, 8 a.m. for a junior high school or middle school and 9 a.m. for a high school.] (Deleted by amendment.)~~

**Sec. 2.** Chapter 389 of NRS is hereby amended by adding thereto a new section to read as follows:

~~1. The board of trustees of each school district and the governing body of each charter school that operates as a high school shall establish in~~ ensure that an elective course of instruction in ethnic studies is offered and made available to each pupil who is enrolled in a public high school within the school district or in the charter school, as applicable . ~~1. at~~ Such a course of instruction in ethnic studies ~~which must:~~

1. May be offered at the public school or as a course of distance education; and

2. Must include, without limitation, instruction concerning the culture, history and contributions of African Americans, Hispanic Americans, Native Americans, Asian Americans, European Americans, Basque Americans and any other ethnic Americans deemed appropriate, with emphasis on human relations and sensitivity toward all races.

~~2. No pupil in any public high school, any charter school that operates as a high school, the Caliente Youth Center, the Nevada Youth Training Center or any other state facility for the detention of children operated pursuant to title 5 of NRS may receive a certificate or diploma of graduation without having passed the course in ethnic studies established pursuant to this section.~~

~~3. The State Board shall adopt such regulations as it determines are necessary to carry out the provisions of this section.~~

**Sec. 3.** ~~[NRS 389.018 is hereby amended to read as follows:~~

~~389.018 1. The following subjects are designated as the core academic subjects that must be taught, as applicable for grade levels, in all public schools, the Caliente Youth Center, the Nevada Youth Training Center and any other state facility for the detention of children that is operated pursuant to title 5 of NRS:~~

~~(a) English, including reading, composition and writing;~~

~~(b) Mathematics;~~

~~(c) Science; and~~

~~(d) Social studies, which includes only the subjects of history, geography, economics and government.~~

~~2. Except as otherwise provided in this subsection, a pupil enrolled in a public high school must enroll in a minimum of:~~

~~(a) Four units of credit in English;~~

~~(b) Four units of credit in mathematics, including, without limitation, Algebra I and geometry, or an equivalent course of study that integrates Algebra I and geometry;~~

~~(c) Three units of credit in science, including two laboratory courses; [and]~~

~~(d) Three units of credit in social studies, including, without limitation:~~

~~(1) American government;~~

~~(2) American history; and~~

~~(3) World history or geography [.] ; and~~

~~(e) One unit of credit in ethnic studies.~~

~~→ A pupil is not required to enroll in the courses of study and credits required by this subsection if the pupil, the parent or legal guardian of the pupil and an administrator or a counselor at the school in which the pupil is enrolled mutually agree to a modified course of study for the pupil and that modified course of study satisfies at least the requirements for a standard high school diploma or an adjusted diploma, as applicable.~~

~~3. Except as otherwise provided in this subsection, in addition to the core academic subjects, the following subjects must be taught as applicable for grade levels and to the extent practicable in all public schools, the Caliente Youth Center, the Nevada Youth Training Center and any other state facility for the detention of children that is operated pursuant to title 5 of NRS:~~

~~(a) The arts;~~

~~(b) Computer education and technology;~~

~~(c) Health; and~~

~~(d) Physical education.~~

~~→ If the State Board requires the completion of course work in a subject area set forth in this subsection for graduation from high school or promotion to the next grade, a public school shall offer the required course work. Except as otherwise provided for a course of study in health prescribed by subsection 1 of NRS 389.0185, unless a subject is required for graduation from high school or promotion to the next grade, a charter school is not required to comply with this subsection.~~

**(Deleted by amendment.)**

**Sec. 4. [NRS 389.520 is hereby amended to read as follows:]**

~~389.520 1. The Council shall:~~

~~(a) Establish standards of content and performance, including, without limitation, a prescription of the resulting level of achievement, for the grade levels set forth in subsection 3, based upon the content of each course, that is expected of pupils for the following courses of study:~~

~~(1) English, including reading, composition and writing;~~

~~(2) Mathematics;~~

~~(3) Science;~~

~~(4) Social studies, which includes only the subjects of history, geography, economics and government;~~

~~(5) The arts;~~

~~(6) Computer education and technology;~~

~~(7) Health; [and]~~

~~(8) Physical education [.] ; and~~

~~(9) Ethnic studies.~~

~~(b) Establish a schedule for the periodic review and, if necessary, revision of the standards of content and performance. The review must include, without limitation, the review required pursuant to NRS 389.570 of the results of pupils on the examinations administered pursuant to NRS 389.550.~~

~~(c) Assign priorities to the standards of content and performance relative to importance and degree of emphasis and revise the standards, if necessary, based upon the priorities.~~

~~2. The standards for computer education and technology must include a policy for the ethical, safe and secure use of computers and other electronic devices. The policy must include, without limitation:~~

~~(a) The ethical use of computers and other electronic devices, including, without limitation:~~

~~(1) Rules of conduct for the acceptable use of the Internet and other electronic devices; and~~

~~(2) Methods to ensure the prevention of:~~

~~(I) Cyber bullying;~~

~~(II) Plagiarism; and~~

~~(III) The theft of information or data in an electronic form;~~

~~(b) The safe use of computers and other electronic devices, including, without limitation, methods to:~~

~~(1) Avoid cyber bullying and other unwanted electronic communication, including, without limitation, communication with on line predators;~~

~~(2) Recognize when an on line electronic communication is dangerous or potentially dangerous; and~~

~~(3) Report a dangerous or potentially dangerous on line electronic communication to the appropriate school personnel;~~

~~(c) The secure use of computers and other electronic devices, including, without limitation:~~

~~(1) Methods to maintain the security of personal identifying information and financial information, including, without limitation, identifying unsolicited electronic communication which is sent for the purpose of obtaining such personal and financial information for an unlawful purpose;~~

~~(2) The necessity for secure passwords or other unique identifiers;~~

~~(3) The effects of a computer contaminant;~~

~~(4) Methods to identify unsolicited commercial material; and~~

~~(5) The dangers associated with social networking Internet sites; and~~

~~(d) A designation of the level of detail of instruction as appropriate for the grade level of pupils who receive the instruction.~~

~~3. The Council shall establish standards of content and performance for each grade level in kindergarten and grades 1 to 8, inclusive, for English and mathematics. The Council shall establish standards of content and performance for the grade levels selected by the Council for the other courses of study prescribed in subsection 1.~~

~~4. The Council shall forward to the State Board the standards of content and performance established by the Council for each course of study. The State Board shall:~~

~~(a) Adopt the standards for each course of study, as submitted by the Council; or~~

~~(b) If the State Board objects to the standards for a course of study or a particular grade level for a course of study, return those standards to the Council with a written explanation setting forth the reason for the objection.~~

~~5. If the State Board returns to the Council the standards of content and performance for a course of study or a grade level, the Council shall:~~

~~(a) Consider the objection provided by the State Board and determine whether to revise the standards based upon the objection; and~~

~~(b) Return the standards or the revised standards, as applicable, to the State Board.~~

~~→ The State Board shall adopt the standards of content and performance or the revised standards, as applicable.~~

~~6. The Council shall work in cooperation with the State Board to prescribe the examinations required by NRS 389.550.~~

~~7. As used in this section:~~

~~(a) "Computer contaminant" has the meaning ascribed to it in NRS 205.4737.~~

~~(b) "Cyber bullying" has the meaning ascribed to it in NRS 388.122.~~

~~(c) "Electronic communication" has the meaning ascribed to it in NRS 388.124.~~ (Deleted by amendment.)

Sec. 5. The provisions of NRS 354.599 do not apply to any additional expenses of a local government that are related to the provisions of this act.

Sec. 6. ~~++~~ This act becomes effective ~~upon~~ ++.

1. Upon passage and approval for the purposes of performing any preparatory administrative tasks that are necessary to carry out the provisions of this act ++ and

2. ++ ~~This section and sections 1 and 5 of this act become effective on July 1, 2015.~~

3. Sections 2, 3 and 4 of this act become effective on On July 1, 2016 ++ for all other purposes.