

SENATE BILL NO. 515—COMMITTEE ON FINANCE

MAY 31, 2015

Referred to Committee on Finance

SUMMARY—Ensures sufficient funding for K-12 public education for the 2015-2017 biennium. (BDR 34-1284)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Contains Appropriation 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; ensuring sufficient funding for K-12 public education for the 2015-2017 biennium; apportioning the State Distributive School Account in the State General Fund for the 2015-2017 biennium; authorizing certain expenditures; making appropriations for purposes relating to basic support, class-size reduction and other educational purposes; making contingent appropriations for certain educational programs and services; temporarily diverting the money from the State Supplemental School Support Account to the State Distributive School Account for use in funding operating costs and other expenditures of school districts; 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. The basic support guarantee for school districts for operating purposes for Fiscal Year 2015-2016 is an estimated weighted average of \$5,710 per pupil. For each respective school district, the basic support guarantee per pupil for Fiscal Year 2015-2016 is:

Carson City	\$6,908
Churchill	\$6,720
Clark	\$5,512



1	Douglas	\$5,980
2	Elko	\$7,532
3	Esmeralda	\$24,331
4	Eureka	\$9,633
5	Humboldt	\$6,476
6	Lander	\$4,374
7	Lincoln	\$10,534
8	Lyon	\$7,246
9	Mineral	\$8,980
10	Nye	\$7,766
11	Pershing	\$9,229
12	Storey	\$8,111
13	Washoe	\$5,612
14	White Pine	\$7,799

15 **Sec. 2.** 1. The basic support guarantee for school districts for
16 operating purposes for Fiscal Year 2016-2017 is an estimated
17 weighted average of \$5,774 per pupil.

18 2. On or before April 1, 2016, the Executive Director of the
19 Department of Taxation shall provide to the Superintendent of
20 Public Instruction the certified total of the amount of ad valorem
21 taxes to be received by each school district for Fiscal Year
22 2016-2017 pursuant to the levy imposed under subsection 1 of NRS
23 387.195 and credited to the county's school district fund pursuant to
24 subsection 4 of that section.

25 3. Pursuant to NRS 362.115, on or before March 15 of each
26 year, the Department of Taxation shall provide the estimates
27 required by that section.

28 4. For the purposes of establishing the basic support guarantee,
29 the estimated basic support guarantee per pupil for each school
30 district for Fiscal Year 2016-2017 for operating purposes are:

	Basic Support Guarantee Before Adjustment	Estimated Ad Valorem Adjustment	Estimated Basic Support Guarantee as Adjusted
36 <u>School District</u>			
37 Carson City	\$6,212	\$784	\$6,996
38 Churchill	\$5,962	\$851	\$6,813
39 Clark	\$4,717	\$856	\$5,573
40 Douglas	\$4,031	\$2,047	\$6,078
41 Elko	\$6,655	\$945	\$7,600
42 Esmeralda	\$21,801	\$3,024	\$24,825
43 Eureka	(\$19,214)	\$29,827	\$10,613
44 Humboldt	\$4,755	\$1,909	\$6,664
45 Lander	(\$1,152)	\$5,620	\$4,468



	Basic Support Guarantee Before Adjustment	Estimated Ad Valorem Adjustment	Estimated Basic Support Guarantee as Adjusted
<u>School District</u>			
Lincoln	\$9,474	\$1,177	\$10,651
Lyon	\$6,649	\$694	\$7,343
Mineral	\$7,916	\$1,273	\$9,189
Nye	\$6,580	\$1,214	\$7,794
Pershing	\$7,767	\$1,604	\$9,371
Storey	\$1,973	\$6,121	\$8,094
Washoe	\$4,672	\$997	\$5,669
White Pine	\$6,767	\$1,081	\$7,848

5. The ad valorem adjustment may be made only to take into account the difference in the ad valorem taxes to be received and the estimated enrollment of the school district between the amount estimated as of March 1, 2015, and the amount estimated as of March 1, 2016, for Fiscal Year 2016-2017. The estimates received from the Department of Taxation on or before March 15 pursuant to subsection 3 must be taken into consideration in determining the adjustment.

6. Upon receipt of the certified total of ad valorem taxes to be received by each school district for Fiscal Year 2016-2017 pursuant to subsection 2, the Superintendent of Public Instruction shall recalculate the ad valorem adjustment and the tentative basic support guarantee for operating purposes for each school district for Fiscal Year 2016-2017 based on the certified total of ad valorem taxes provided by the Executive Director of the Department of Taxation pursuant to subsection 2. The final basic support guarantee for each school district for Fiscal Year 2016-2017 is the amount which is recalculated for Fiscal Year 2016-2017 pursuant to this section, taking into consideration the estimates received from the Department of Taxation pursuant to NRS 362.115 on or before March 15, 2016. The basic support guarantee recalculated pursuant to this section must be calculated on or before May 31, 2016.

Sec. 3. 1. The basic support guarantee for each special education program unit that is maintained and operated for at least 9 months of a school year is \$45,455 in Fiscal Year 2015-2016, except as limited by subsection 2.

2. The maximum number of units and amount of basic support for special education program units within each of the school districts, before any reallocation pursuant to NRS 387.1221, for Fiscal Year 2015-2016 are:



Allocation of Special Education Units
2015-2016

<u>DISTRICT</u>	<u>Units</u>	<u>Amount</u>
Carson City	81	\$ 3,681,828
Churchill County	47	\$ 2,136,369
Clark County	1,925	\$ 87,500,240
Douglas County	70	\$ 3,181,827
Elko County	84	\$ 3,818,192
Esmeralda County	1	\$ 45,455
Eureka County	3	\$ 136,364
Humboldt County	32	\$ 1,454,549
Lander County	12	\$ 545,456
Lincoln County	18	\$ 818,184
Lyon County	63	\$ 2,863,644
Mineral County	8	\$ 363,637
Nye County	58	\$ 2,636,371
Pershing County	16	\$ 727,275
Storey County	8	\$ 363,637
Washoe County	567	\$ 25,772,798
White Pine County	16	\$ 727,275
Subtotal	3,009	\$ 136,773,101
Reserved by State Board of Education	40	\$ 1,818,197
TOTAL	<u>3,049</u>	<u>\$ 138,591,298</u>

3. The State Board of Education shall reserve 40 special education program units in Fiscal Year 2015-2016 to be allocated to school districts by the State Board of Education to meet additional needs that cannot be met by the allocations provided in subsection 2 to school districts for that Fiscal Year. In addition, charter schools in this State are authorized to apply directly to the Department of Education for the reserved special education program units, which may be allocated upon approval of the State Board of Education.

Sec. 4. 1. The basic support guarantee for each special education program unit that is maintained and operated for at least 9 months of a school year is \$55,141 in Fiscal Year 2016-2017, except as limited by subsection 2.

2. The maximum number of units and amount of basic support for special education program units within each of the school districts, before any reallocation pursuant to NRS 387.1221, for Fiscal Year 2016-2017 are:



Allocation of Special Education Units
2016-2017

<u>DISTRICT</u>	<u>Units</u>	<u>Amount</u>
Carson City	81	\$ 4,466,437
Churchill County	47	\$ 2,591,636
Clark County	1,925	\$ 106,146,810
Douglas County	70	\$ 3,859,884
Elko County	84	\$ 4,631,861
Esmeralda County	1	\$ 55,141
Eureka County	3	\$ 165,424
Humboldt County	32	\$ 1,764,518
Lander County	12	\$ 661,694
Lincoln County	18	\$ 992,542
Lyon County	63	\$ 3,473,896
Mineral County	8	\$ 441,130
Nye County	58	\$ 3,198,190
Pershing County	16	\$ 882,259
Storey County	8	\$ 441,130
Washoe County	567	\$ 31,265,060
White Pine County	16	\$ 882,259
Subtotal	3,009	\$ 165,919,871
Reserved by State Board of Education	40	\$ 2,205,648
TOTAL	<u>3,049</u>	<u>\$ 168,125,519</u>

3. The State Board of Education shall reserve 40 special education program units in Fiscal Year 2016-2017, to be allocated to school districts by the State Board of Education to meet additional needs that cannot be met by the allocations provided in subsection 2 to school districts for that Fiscal Year. In addition, charter schools in this State are authorized to apply directly to the Department of Education for the reserved special education program units, which may be allocated upon approval of the State Board of Education.

Sec. 5. 1. There is hereby appropriated from the State General Fund to the State Distributive School Account created by NRS 387.030 for Fiscal Year 2016-2017, the sum of \$168,125,519.

2. The money appropriated by subsection 1 must be used only to fund the school districts and charter schools for the enrollment of pupils with disabilities in accordance with the funding multiplier calculated by the Department of Education pursuant to section 29 of Senate Bill No. 508 of this session.

Sec. 6. 1. There is hereby appropriated from the State General Fund to the State Distributive School Account created by NRS 387.030:



1 For the Fiscal Year 2015-2016..... \$1,093,556,243
2 For the Fiscal Year 2016-2017..... \$1,101,624,225

3 2. The money appropriated by subsection 1 must be:

4 (a) Expended in accordance with NRS 353.150 to 353.246,
5 inclusive, concerning the allotment, transfer, work program and
6 budget; and

7 (b) Work-programmed for the 2 separate fiscal years of the
8 2015-2017 biennium, as required by NRS 353.215. Work programs
9 may be revised with the approval of the Governor upon the
10 recommendation of the Director of the Office of Finance in the
11 Office of the Governor.

12 3. Transfers to and allotments from must be allowed and made
13 in accordance with NRS 353.215 to 353.225, inclusive, after
14 separate consideration of the merits of each request.

15 4. The money appropriated by subsection 1 is available for
16 either fiscal year or may be transferred to Fiscal Year 2014-2015.
17 Money may be transferred from one fiscal year to another with the
18 approval of the Governor upon the recommendation of the Director
19 of the Office of Finance in the Office of the Governor. If any
20 money appropriated by subsection 1 is transferred to Fiscal Year
21 2014-2015, any remaining funds in the State Distributive School
22 Account after all obligations have been met that are not subject to
23 reversion to the State General Fund must be transferred back to
24 Fiscal Year 2015-2016. Any amount transferred back to Fiscal Year
25 2015-2016 must not exceed the amount originally transferred to
26 Fiscal Year 2014-2015.

27 5. Any remaining balance of the appropriation made by
28 subsection 1 for Fiscal Year 2015-2016 must be transferred and
29 added to the money appropriated for Fiscal Year 2016-2017 and
30 may be expended as that money is expended.

31 6. Any remaining balance of the appropriation made by
32 subsection 1 for Fiscal Year 2016-2017, including any money added
33 thereto pursuant to the provisions of subsections 3 and 5, must not
34 be committed for expenditure after June 30, 2017, and must be
35 reverted to the State General Fund on or before September 15, 2017.

36 **Sec. 7.** 1. There is hereby appropriated from the State
37 General Fund to the State Distributive School Account created by
38 NRS 387.030:

39 For the Fiscal Year 2015-2016..... \$1,093,556,243
40 For the Fiscal Year 2016-2017..... \$933,498,706

41 2. The money appropriated by subsection 1 must be:

42 (a) Expended in accordance with NRS 353.150 to 353.246,
43 inclusive, concerning the allotment, transfer, work program and
44 budget; and



(b) Work-programmed for the 2 separate fiscal years of the 2015-2017 biennium, as required by NRS 353.215. Work programs may be revised with the approval of the Governor upon the recommendation of the Director of the Office of Finance in the Office of the Governor.

3. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

4. The money appropriated by subsection 1 is available for either fiscal year or may be transferred to Fiscal Year 2014-2015. Money may be transferred from one fiscal year to another with the approval of the Governor upon the recommendation of the Director of the Office of Finance in the Office of the Governor. If any money appropriated by subsection 1 is transferred to Fiscal Year 2014-2015, any remaining funds in the State Distributive School Account after all obligations have been met that are not subject to reversion to the State General Fund must be transferred back to Fiscal Year 2015-2016. Any amount transferred back to Fiscal Year 2015-2016 must not exceed the amount originally transferred to Fiscal Year 2014-2015.

5. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2015-2016 must be transferred and added to the money appropriated for Fiscal Year 2016-2017 and may be expended as that money is expended.

6. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2016-2017, including any money added thereto pursuant to the provisions of subsections 3 and 5, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

Sec. 8. 1. Expenditure of \$318,254,400 by the Department of Education from money in the State Distributive School Account that was not appropriated from the State General Fund is hereby authorized during Fiscal Year 2015-2016.

2. Expenditure of \$330,072,100 by the Department of Education from money in the State Distributive School Account that was not appropriated from the State General Fund is hereby authorized during Fiscal Year 2016-2017.

3. For the purposes of accounting and reporting, the sums authorized for expenditure by subsections 1 and 2 are considered to be expended before any appropriation is made to the State Distributive School Account from the State General Fund.

4. The money authorized to be expended by subsections 1 and 2 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made



1 in accordance with NRS 353.215 to 353.225, inclusive, after
2 separate consideration of the merits of each request.

3 5. The Director of the Office of Finance in the Office of
4 the Governor may, with the approval of the Governor, authorize the
5 augmentation of the amounts authorized for expenditure by the
6 Department of Education in subsections 1 and 2, for the purpose of
7 meeting obligations of the State incurred under chapter 387 of NRS
8 with amounts from any other state agency, from any agency of local
9 government, from any agency of the Federal Government or from
10 any other source that he or she determines is in excess of the amount
11 taken into consideration by this act. The Director of the Office of
12 Finance shall reduce any authorization whenever he or she
13 determines that money to be received will be less than the amount
14 authorized in subsections 1 and 2.

15 **Sec. 9.** During each fiscal year of the 2015-2017 biennium,
16 whenever the State Controller finds that current claims against the
17 State Distributive School Account exceed the amount available in
18 the Account to pay those claims, the State Controller may advance
19 temporarily from the State General Fund to the State Distributive
20 School Account the amount required to pay the claims, but not more
21 than the amount expected to be received in the current fiscal year
22 from any source authorized for the State Distributive School
23 Account. No amount may be transferred unless requested by the
24 Director of the Office of Finance in the Office of the Governor.

25 **Sec. 10.** The amounts of the guarantees set forth in sections 1
26 and 2 of this act may be reduced to effectuate a reserve required
27 pursuant to NRS 353.225.

28 **Sec. 11.** 1. The Department of Education shall transfer from
29 the State Distributive School Account the following sums for
30 special transportation costs to school districts:

31 For the Fiscal Year 2015-2016..... \$128,541

32 For the Fiscal Year 2016-2017..... \$128,541

33 2. Pursuant to NRS 392.015, the Department of Education shall
34 use the money transferred in subsection 1 to reimburse school
35 districts for the additional costs of transportation for any pupil to a
36 school outside the school district in which his or her residence is
37 located.

38 3. Any remaining balance of the sums transferred by
39 subsection 1 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017
40 must not be committed for expenditure after June 30 of each fiscal
41 year and must be reverted to the State General Fund on or before
42 September 16, 2016, and September 15, 2017, for each fiscal year
43 respectively.

44 **Sec. 12.** 1. The Department of Education shall transfer from
45 the State Distributive School Account to the school districts the



following sums for the National School Lunch Program state match requirement pursuant to NRS 387.105 to reimburse school districts for the costs of providing meals pursuant to 42 U.S.C. §§ 1751 et seq.:

For the Fiscal Year 2015-2016..... \$588,732
For the Fiscal Year 2016-2017..... \$588,732

2. Any remaining balance of the sums transferred by subsection 1 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017 must not be committed for expenditure after June 30 of each fiscal year and must be reverted to the State General Fund on or before September 16, 2016, and September 15, 2017, for each fiscal year respectively.

Sec. 13. Each school district shall expend the revenue made available through this act, as well as other revenue from state, local and federal sources, in a manner which is consistent with NRS 288.150 and which is designed to attain the goals of the Legislature regarding educational reform in this State, especially with regard to assisting pupils in need of remediation and pupils who are not proficient in the English language. Materials and supplies for classrooms are subject to negotiation by employers with recognized employee organizations.

Sec. 14. The Legislature hereby finds and declares that:

1. Available money is estimated to provide a sufficient number of teachers to achieve in each school district pupil-teacher ratios of 17 pupils per teacher in grades 1 and 2 in Fiscal Year 2015-2016 and Fiscal Year 2016-2017, and to achieve a pupil-teacher ratio of 20 pupils per teacher in grade 3 in Fiscal Year 2015-2016 and Fiscal Year 2016-2017.

2. Certain school districts do not have a sufficient number of classrooms available to permit an average class size of 20 pupils per teacher in grade 3.

3. It is unreasonable to assign 2 teachers to classrooms of 40 pupils to attain a district-wide pupil-teacher ratio of 20 pupils per teacher in grade 3.

4. School districts may, instead, attain the desired pupil-teacher ratio in classes where core curriculum is taught by using alternative methods of reducing the ratio, such as employing teachers to provide remedial instruction.

5. School districts may wish to use money for class-size reduction to carry out programs that have been found to be effective in improving academic achievement.

6. The Legislature has specifically designed the laws relating to class-size reduction to allow the local school districts the necessary discretion to effectuate the reduction in the manner appropriate in their respective districts.



7. School districts are encouraged, to the extent possible, to further reduce the pupil-teacher ratio in each classroom in the district for grades 1, 2 and 3 for which additional funding is provided.

8. The Legislature intends to continue the reduced pupil-teacher ratio for grades 1, 2 and 3 throughout the State.

Sec. 15. 1. The Department of Education shall transfer from the State Distributive School Account the sum of \$151,066,029 for distribution by the Superintendent of Public Instruction to the county school districts for Fiscal Year 2015-2016 which must, except as otherwise provided in section 17 of this act, be used to employ teachers to comply with the required ratio of pupils to teachers in grades 1, 2 and 3, as set forth in subsection 1 of section 14 of this act. Expenditures for the class-size reduction program must be accounted for in a separate category of expenditure in the State Distributive School Account.

2. Except as otherwise provided in section 17 of this act, the money transferred by subsection 1 must be used to pay the salaries and benefits of not less than 1,950 teachers employed by school districts to meet the required pupil-teacher ratios in the 2015-2016 school year.

3. Any remaining balance of the money transferred by subsection 1 must not be committed for expenditure after June 30, 2016, and must be transferred and added to the money appropriated to the State Distributive School Account pursuant to section 6 or 7 of this act, whichever becomes effective, for Fiscal Year 2016-2017, and may be expended as the money in section 16 of this act is expended.

Sec. 16. 1. The Department of Education shall transfer from the State Distributive School Account the sum of \$155,210,241 for distribution by the Superintendent of Public Instruction to the county school districts for Fiscal Year 2016-2017 which must, except as otherwise provided in section 17 of this act, be used to employ teachers to comply with the required ratio of pupils to teachers in grades 1, 2 and 3, as set forth in subsection 1 of section 14 of this act. Expenditures for the class-size reduction program must be accounted for in a separate category of expenditure in the State Distributive School Account.

2. Except as otherwise provided in section 17 of this act, the money transferred by subsection 1 must be used to pay the salaries and benefits of not less than 1,974 teachers employed by school districts to meet the required pupil-teacher ratios in the 2016-2017 school year.

3. Any remaining balance of the money transferred by subsection 1, including any money added thereto pursuant to



1 section 15 of this act, must not be committed for expenditure after
2 June 30, 2017, and must be reverted to the State General Fund on or
3 before September 15, 2017.

4 **Sec. 17.** 1. The board of trustees of each school district:

5 (a) Shall file a plan with the Superintendent of Public Instruction
6 describing how the money transferred pursuant to sections 15 and
7 16 of this act will be used to comply with the required ratio of pupils
8 to teachers in grades 1, 2 and 3; and

9 (b) May, after receiving approval of the plan from the
10 Superintendent of Public Instruction, use the money transferred
11 pursuant to sections 15 and 16 of this act to carry out:

12 (1) An alternative program for reducing the ratio of pupils
13 per teacher, including, without limitation, any legislatively approved
14 program of flexibility; or

15 (2) Programs of remedial education that have been found to
16 be effective in improving pupil achievement in grades 1, 2 and 3, so
17 long as the combined ratio of pupils per teacher in the aggregate of
18 kindergarten and grades 1, 2 and 3 of the school district does not
19 exceed the combined ratio of pupils per teacher in the aggregate of
20 kindergarten and grades 1, 2 and 3 of the school district in the
21 2004-2005 school year.

22 ➤ The plan approved by the Superintendent of Public Instruction
23 must describe the method to be used by the school district to
24 evaluate the effectiveness of the alternative program or remedial
25 education programs in improving pupil achievement.

26 2. In no event must the provisions of this section be construed
27 to authorize the board of trustees of a school district in a county
28 whose population is 100,000 or more to develop an alternative plan
29 for the reduction of pupil-teacher ratios pursuant to subsection 2 of
30 NRS 388.720.

31 **Sec. 18.** 1. The money transferred for class-size reduction
32 pursuant to sections 15 and 16 of this act:

33 (a) May be applied first to pupils considered most at risk of
34 failure.

35 (b) Must not be used to settle or arbitrate disputes between a
36 recognized organization representing employees of a school district
37 and the school district, or to settle any negotiations.

38 (c) Must not be used to adjust the district-wide schedules of
39 salaries and benefits of the employees of a school district.

40 2. The money transferred for class-size reduction pursuant to
41 sections 15 and 16 of this act must not be distributed to a school
42 district unless that school district has:

43 (a) Filed with the Department of Education a plan required by
44 NRS 388.720 for achieving the required ratio set forth in NRS
45 388.700; and



(b) Demonstrated that, from resources of the school district other than allocations received from the State Distributive School Account for class-size reduction, a sufficient number of classroom teachers have been employed to maintain the average pupil-teacher ratio that existed for each grade for grades 1, 2 and 3, in that school district for the 3 school years immediately preceding the start of the class-size reduction program in the 1990-1991 school year.

Sec. 19. 1. There is hereby appropriated from the State General Fund to the Other State Education Programs Account in the State General Fund the following sums:

For the Fiscal Year 2015-2016..... \$65,906,998

For the Fiscal Year 2016-2017..... \$65,243,789

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

3. The Department of Education is hereby authorized to expend from the Other State Education Programs Account the sum of \$18,260,398 for both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 for the support of courses which are approved by the Department of Education as meeting the course of study for an adult standard high school diploma as approved by the State Board of Education. In each fiscal year of the 2015-2017 biennium, the sum authorized must be allocated among the various school districts in accordance with a plan or formula developed by the Department of Education to ensure that the money is distributed equitably and in a manner that permits accounting for the expenditures of school districts.

4. Any remaining balance of the allocations made by subsection 3 for Fiscal Year 2015-2016 must be added to the money received by the school districts for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the allocations made by subsection 3 for Fiscal Year 2016-2017, including any such money added from the previous fiscal year, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

5. The money appropriated by subsection 1 to finance specific programs as outlined in this subsection are available for both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 and may be transferred from one fiscal year to the other with the approval of the Interim Finance Committee upon the recommendation of the Governor as follows:



(a) A total of \$49,285 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 for successful completion of the National Board Teacher Certification Program.

(b) A total of \$668,741 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 for Counselor National Board Certification.

(c) A total of \$449,142 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 for LEA library books.

(d) A total of \$10,000,000 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 to be distributed by the Commission on Educational Technology created by NRS 388.790 to establish a Nevada Ready 21 Technology competitive grant program for statewide one-to-one pupil computing in certain middle schools to provide pupils and teachers with 24-hour access to their own personal, portable, technology device connected wirelessly to the Internet.

(e) A total of \$1,000,000 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 to establish an incentive grant program to be distributed by the Commission on Educational Technology created by NRS 388.790 to assist schools with broadband and Wide Area Network (WAN) access and improvements. The incentive grant program must contain a match requirement as established by the Commission on Educational Technology.

(f) A total of \$10,443,822 in Fiscal Year 2015-2016 and a total of \$12,543,822 in Fiscal Year 2016-2017 for the award of grants for career and technical education pursuant to NRS 388.393 and, notwithstanding the provisions of subsections 1, 2 and 3 of NRS 388.392, not for the use of leadership and training activities and pupil organizations.

(g) A total of \$2,500,000 in Fiscal Year 2015-2016 and a total of \$3,586,645 in Fiscal Year 2016-2017 for the Jobs for America's Graduates Program.

(h) A total of \$850,000, with a maximum of \$50,000 to each of the 17 school districts, in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 to support special counseling services for elementary school pupils at risk of failure.

(i) A total of \$18,798 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 to pay the increase of salaries of professional school library media specialists required by NRS 391.160.

6. The sums transferred by subsection 5 are available for either fiscal year. Any remaining balance of those sums must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

7. Except as otherwise provided in subsections 4 and 6, unencumbered balances of the appropriations made by this section for Fiscal Year 2015-2016 and Fiscal Year 2016-2017 must not be



committed for expenditure after June 30 of each fiscal year. Except as otherwise provided in subsections 4 and 6, unencumbered balances of these appropriations revert to the State General Fund on or before September 16, 2016, and September 15, 2017, for each fiscal year respectively.

Sec. 20. 1. The Department of Education shall transfer from the Other State Education Programs Account the sum of \$5,174,243 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 for pupils enrolled in school districts and charter schools who qualify for gifted and talented education programs.

2. The money transferred by subsection 1 must be distributed on a per pupil basis to pupils who have been identified as gifted and talented through a state-approved assessment or procedure, or both. The Department of Education shall calculate an amount of funding for each pupil identified as gifted and talented for both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 by dividing the total final count of such pupils in the immediately preceding fiscal year by the money appropriated by the Legislature for such pupils in Fiscal Year 2015-2016 and in Fiscal Year 2016-2017.

3. Any remaining balance of the sums transferred by subsection 1 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017 must not be committed for expenditure after June 30 of each fiscal year and must be reverted to the State General Fund on or before September 16, 2016, and September 15, 2017, for each fiscal year respectively.

Sec. 21. 1. The Department of Education shall transfer from the Other State Education Programs Account the following sums for early childhood education:

For the Fiscal Year 2015-2016.....	\$3,338,875
For the Fiscal Year 2016-2017.....	\$3,338,875

2. The money transferred by subsection 1 must be used by the Department of Education for competitive state grants to school districts and community-based organizations for early childhood education programs.

3. To receive a grant of money pursuant to subsection 2, school districts and community-based organizations must submit a comprehensive plan to the Department of Education that includes, without limitation:

(a) A detailed description of the proposed early childhood education program; and

(b) A description of the manner in which the money will be used, which must supplement and not replace the money that would otherwise be expended for early childhood education programs.

4. A school district or community-based organization that receives a grant of money pursuant to this section shall:



(a) Use the money to establish or expand prekindergarten education programs.

(b) Use the money to supplement and not replace the money that the school district or community-based organization would otherwise expend for early childhood education programs, as described in this section.

(c) Use the money to pay for the salaries and other items directly related to the instruction of pupils in the classroom.

➤ The money must not be used to remodel classrooms or facilities or for playground equipment.

5. The Department of Education shall develop statewide performance and outcome indicators to measure the effectiveness of the early childhood education programs for which grants of money are awarded pursuant to this section. In developing the indicators, the Department shall establish minimum performance levels and increase the expected performance rates on a yearly basis, based upon the performance results of the participants. The indicators must include, without limitation:

(a) Longitudinal measures of the developmental progress of children before and after their completion of the program;

(b) Longitudinal measures of parental involvement in the program before and after completion of the program; and

(c) The percentage of participants who drop out of the program before completion.

6. The Department of Education shall conduct a longitudinal study of the early childhood education programs of each school district and community-based organization.

7. The Department of Education shall, on a biennial basis, provide a written report to the Governor, the Legislative Committee on Education and the Director of the Legislative Counsel Bureau regarding the effectiveness of the early childhood education programs for which grants of money were received. The report must include, without limitation:

(a) The number of grants awarded;

(b) An identification of each school district and community-based organization that received a grant of money and the amount of each grant awarded;

(c) For each school district and community-based organization that received a grant of money:

(1) The number of children who received services through a program funded by the grant for each year that the program received funding from the State for early childhood education programs; and

(2) The average expenditure per child for the program for each year the program received funding from the State for early childhood education programs;



(d) A description of the programs in this State that are the most effective;

(e) Based upon the performance of children in the program on established performance and outcome indicators, a description of revised performance and outcome indicators, including any revised minimum performance levels and performance rates; and

(f) Any recommendations for legislation.

8. The money transferred by this section:

(a) Must be accounted for separately from any other money received by the school districts and charter schools of this State and used only for the purposes specified in this section.

(b) May not be used to settle or arbitrate disputes between a recognized organization representing employees of a school district and the school district, or to settle any negotiations.

(c) May not be used to adjust the district-wide schedules of salaries and benefits of the employees of a school district.

9. The sums transferred by subsection 1 are available for either fiscal year. Any remaining balance of those sums must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

Sec. 22. 1. The Department of Education shall transfer from the Other State Education Programs Account the following sums for a college and career readiness grant program:

For the Fiscal Year 2015-2016..... \$3,000,000

For the Fiscal Year 2016-2017..... \$5,000,000

2. The money transferred by subsection 1 must be used by the Department of Education for competitive grants to:

(a) Support dual enrollment for pupils enrolled in high schools, including, without limitation, charter schools, and simultaneously enrolled in college courses; and

(b) Create a competitive science, technology, engineering and mathematics grant program for pupils enrolled in middle schools and high schools, including, without limitation, charter schools, to assist those pupils in becoming college and career ready.

3. The money transferred by subsection 1:

(a) Must be accounted for separately from any other money received by the school districts and charter schools of this State and used only for the purposes specified in this section.

(b) May not be used to settle or arbitrate disputes between a recognized organization representing employees of a school district and the school district, or to settle any negotiations.

(c) May not be used to adjust the district-wide schedules of salaries and benefits of the employees of a school district.

4. Any remaining balance of the sums transferred by subsection 1 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017



1 must not be committed for expenditure after June 30 of each fiscal
2 year and must be reverted to the State General Fund on or before
3 September 16, 2016, and September 15, 2017, for each fiscal year
4 respectively.

5 **Sec. 23.** 1. The Department of Education shall transfer from
6 the Other State Education Programs Account for the social worker
7 or other licensed mental health worker grant program, the sum of
8 \$5,594,400 for the Fiscal Year 2015-2016.

9 2. The money transferred by subsection 1 must be used by the
10 Department of Education for a block grant program to school
11 districts and charter schools to provide for contract social workers or
12 other licensed mental health workers in schools with identified
13 needs.

14 3. For purposes of the allocations of sums for the block grant
15 program described in subsection 2, eligible licensed social or other
16 mental health workers are defined as the following:

- 17 (a) Licensed Clinical Social Worker;
- 18 (b) Social Worker;
- 19 (c) Social Worker Intern with Supervision;
- 20 (d) Clinical Psychologist;
- 21 (e) Psychologist Intern with Supervision;
- 22 (f) Marriage and Family Therapist;
- 23 (g) Mental Health Counselor;
- 24 (h) Community Health Worker;
- 25 (i) School-Based Health Centers; and
- 26 (j) Licensed Nurse.

27 4. In addition to the transfer made by subsection 1, there is
28 hereby appropriated from the State General Fund to the Interim
29 Finance Committee the sum of \$11,188,800 for the Fiscal Year
30 2016-2017.

31 5. The Department of Education may request a work program
32 revision pursuant to NRS 353.220 of not more than \$11,188,800
33 from the Contingency Account of the Interim Finance Committee
34 for a block grant program to school districts and charter schools to
35 provide for contract social workers or other licensed mental health
36 workers in schools with identified needs.

37 6. On or before June 30, 2016, the Department of Education
38 shall report to the Interim Finance Committee the number of
39 licensed professionals for which each school district or charter
40 school has contracted for the Fiscal Year 2015-2016 and the
41 efficacy of the program. The Interim Finance Committee shall
42 determine the amount of money to transfer based on the results of
43 the status report, as reported by the Department of Education.

44 7. Any remaining balance of the sums transferred by
45 subsection 1 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017



1 must not be committed for expenditure after June 30 of each fiscal
2 year and must be reverted to the State General Fund on or before
3 September 16, 2016, and September 15, 2017, for each fiscal year
4 respectively.

5 8. Any remaining balance of the appropriation made by
6 subsection 4 for Fiscal Year 2016-2017, must not be committed for
7 expenditure after June 30, 2017, and must be reverted to the State
8 General Fund on or before September 15, 2017.

9 **Sec. 24.** 1. The Department of Education shall transfer from
10 the Other State Education Programs Account the following sums for
11 underperforming schools:

12 For the Fiscal Year 2015-2016..... \$2,500,000

13 For the Fiscal Year 2016-2017..... \$2,500,000

14 2. The money transferred by subsection 1 must be used by the
15 Department of Education to provide grants and other financial
16 support, within the limits of legislative appropriation, to public
17 schools receiving the lowest two ratings based on the statewide
18 system of accountability to assist those public schools with carrying
19 out their plans to improve the achievement of pupils required by
20 NRS 385.357.

21 3. The money transferred pursuant to subsection 1:

22 (a) Must be accounted for separately from any other money
23 received by the school districts and charter schools of this State and
24 used only for the purposes specified in subsection 2.

25 (b) May not be used to settle or arbitrate disputes between a
26 recognized organization representing employees of a school district
27 and the school district, or to settle any negotiations.

28 (c) May not be used to adjust the district-wide schedules of
29 salaries and benefits of the employees of a school district.

30 4. Any remaining balance of the sums transferred by
31 subsection 1 for Fiscal Year 2015-2016 and Fiscal Year 2016-2017
32 must not be committed for expenditure after June 30 of each fiscal
33 year and must be reverted to the State General Fund on or before
34 September 16, 2016, and September 15, 2017, for each fiscal year
35 respectively.

36 **Sec. 25.** 1. There is hereby appropriated from the State
37 General Fund to the Other State Education Programs Account in the
38 State General Fund the following sums which must be used only to
39 carry out the provisions of Senate Bill No. 491 of this session:

40 For the Fiscal Year 2015-2016..... \$5,000,000

41 For the Fiscal Year 2016-2017..... \$5,000,000

42 2. The money appropriated by subsection 1 must be expended
43 in accordance with NRS 353.150 to 353.246, inclusive, concerning
44 the allotment, transfer, work program and budget. Transfers to and
45 allotments from must be allowed and made in accordance with



NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

3. The money appropriated by subsection 1 is available for either fiscal year. Any remaining balance of those sums must not be committed for expenditure after June 30, 2019, by the 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 20, 2019, by either the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 20, 2019.

Sec. 26. 1. There is hereby appropriated from the State General Fund to the Other State Education Programs Account in the State General Fund the following sums which must be used only to carry out the provisions of Senate Bill No. 391 of this session:

For the Fiscal Year 2015-2016.....	\$4,879,489
For the Fiscal Year 2016-2017.....	\$22,250,574

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

3. Any balance of the money 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 16, 2016, and September 15, 2017, 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 16, 2016, and September 15, 2017, respectively.

Sec. 27. 1. There is hereby appropriated from the State General Fund to the Account for Programs for Innovation and the Prevention of Remediation created by NRS 387.031 the following sums which must be used only to carry out the provisions of Senate Bill No. 405 of this session:

For the Fiscal Year 2015-2016.....	\$49,950,000
For the Fiscal Year 2016-2017.....	\$49,950,000

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and



allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

3. The Department shall transfer from the appropriation made by subsection 1 to the school districts specified in this subsection the following sums which must be used only to carry out the provisions of Senate Bill No. 405 of this session for Fiscal Year 2015-2016 and Fiscal Year 2016-2017, respectively:

<u>School District:</u>	<u>2015-2016</u>	<u>2016-2017</u>
Clark County School District	\$39,350,342	\$39,350,342
Washoe County School District	\$6,985,838	\$6,985,838

4. Of the sums appropriated by subsection 1, the Department of Education shall use not more than \$3,613,820 in Fiscal Year 2015-2016 and \$3,613,820 in Fiscal Year 2016-2017 which must be used only to carry out the provisions of Senate Bill No. 405 of this session to provide grants of money to the State Public Charter School Authority and the school districts, other than the Clark County School District or the Washoe County School District. The board of trustees of a school district and the State Public Charter School Authority may submit an application to the Department on a form prescribed by the Department.

5. Any remaining balance of the transfers made by subsection 3 for Fiscal Year 2015-2016 must be added to the money transferred for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the transfers made by subsection 3 for Fiscal Year 2016-2017, including any money added from the previous fiscal year, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

6. Any remaining balance of the allocations made by subsection 4 for Fiscal Year 2015-2016 must be added to the allocations for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the allocations made pursuant to subsection 4 for Fiscal Year 2016-2017, including any money added from the previous fiscal year, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

7. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2017, 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 15, 2017, 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 15, 2017.

Sec. 28. 1. There is hereby appropriated from the State General Fund to the Account for Programs for Innovation and the Prevention of Remediation created by NRS 387.031 the following sums which must be used only to carry out the provisions of Senate Bill No. 432 of this session:

For the Fiscal Year 2015-2016..... \$24,850,000

For the Fiscal Year 2016-2017..... \$25,000,000

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

3. Any remaining balance of the transfers made to carry out the provisions of Senate Bill No. 432 of this session for Fiscal Year 2015-2016 must be added to the money transferred for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the transfers made to carry out the provisions of Senate Bill No. 432 of this session for Fiscal Year 2016-2017, including any money added from the previous fiscal year, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

4. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2017, 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 15, 2017, 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 15, 2017.

Sec. 29. 1. There is hereby appropriated from the State General Fund to the Account for Programs for Innovation and the Prevention of Remediation created by NRS 387.031 the following sums:

For the Fiscal Year 2015-2016..... \$76,073,244

For the Fiscal Year 2016-2017..... \$97,381,674

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with



1 NRS 353.215 to 353.225, inclusive, after separate consideration of
2 the merits of each request.

3 3. Expenditure of \$56,018 in both Fiscal Year 2015-2016 and
4 Fiscal Year 2016-2017 from money in the Account for Programs for
5 Innovation and the Prevention of Remediation that was not
6 appropriated from the State General Fund is hereby authorized for
7 the full-day kindergarten program.

8 4. For the purposes of accounting and reporting, the sum
9 authorized for expenditure by subsection 3 is considered to be
10 expended before any appropriation is made to the Account for
11 Programs for Innovation and the Prevention of Remediation from
12 the State General Fund.

13 5. The money authorized to be expended by subsection 3 must
14 be expended in accordance with NRS 353.150 to 353.246, inclusive,
15 concerning the allotment, transfer, work program and budget.
16 Transfers to and allotments from must be allowed and made in
17 accordance with NRS 353.215 to 353.225, inclusive, after separate
18 consideration of the merits of each request.

19 6. The Director of the Office of Finance in the Office of
20 the Governor may, with the approval of the Governor, authorize the
21 augmentation of the amounts authorized for expenditure by the
22 Department of Education in subsection 3, for the purpose of meeting
23 obligations of the State incurred under chapter 387 of NRS with
24 amounts from any other state agency, from any agency of local
25 government, from any agency of the Federal Government or from
26 any other source that he or she determines is in excess of the amount
27 taken into consideration by this act. The Director of the Office of
28 Finance shall reduce any authorization whenever he or she
29 determines that money to be received will be less than the amount
30 authorized in subsection 3.

31 **Sec. 30.** 1. Of the sums appropriated by subsection 1 of
32 section 29 of this act, the following sums must be allocated to the
33 school districts and charter schools for a full-day kindergarten
34 program:

35 For the Fiscal Year 2015-2016..... \$75,073,244
36 For the Fiscal Year 2016-2017..... \$96,381,674

37 2. The sums allocated by subsection 1 must be distributed by
38 the Department of Education to the school districts and charter
39 schools that elect to provide full-day kindergarten. In no event is a
40 school district or charter school required to provide full-day
41 kindergarten.

42 3. Except as otherwise provided in subsection 4, a school
43 district or charter school that elects to receive an allocation of
44 money pursuant to this section shall use the money to provide full-
45 day kindergarten in each school within the school district that is



1 prioritized for full-day kindergarten and in each such charter school.
2 A school district shall allocate the money by assigning first priority
3 to those schools within the school district that have the highest
4 percentage of pupils who are eligible for free or reduced price
5 lunches. If a school within a school district or charter school that is
6 required to provide full-day kindergarten pursuant to this section
7 currently provides full-day kindergarten with money that it receives
8 from the Federal Government or other funding allocations, the
9 school may redirect that money, to the extent authorized by
10 applicable federal law, for other programs of remediation at the
11 school and use the money provided by the Department of Education
12 from the allocation to provide full-day kindergarten.

13 4. A school that is otherwise required to provide full-day
14 kindergarten pursuant to subsection 3 may opt out of providing full-
15 day kindergarten.

16 5. A parent or legal guardian of a pupil who is otherwise zoned
17 to attend a public school that provides full-day kindergarten
18 pursuant to this section may request that the pupil not be enrolled in
19 full-day kindergarten. The school district in which the pupil is
20 enrolled shall grant the request and ensure that the pupil is allowed
21 to attend kindergarten, whether at the zoned school or another
22 school, for less than a full day.

23 **Sec. 31.** Of the sums appropriated by subsection 1 of section
24 29 of this act, the sum of \$1,000,000 in both Fiscal Year 2015-2016
25 and Fiscal Year 2016-2017 may be distributed by the Department of
26 Education to assist school districts which receive an allocation
27 pursuant to section 30 of this act with the purchase of portable
28 classrooms for the provision of full-day kindergarten.

29 **Sec. 32.** 1. The Department of Education shall allocate the
30 appropriation made by subsection 1 of section 29 of this act to
31 school districts and charter schools that elect to provide full-day
32 kindergarten and any remaining half-day kindergarten programs in
33 the 2015-2016 Fiscal Year and the 2016-2017 Fiscal Year at a ratio
34 of 21 pupils per teacher.

35 2. Notwithstanding the provisions of NRS 388.700 to the
36 contrary, a school district that receives an allocation of money
37 pursuant to subsection 1 may not request a variance from the State
38 Board of Education to exceed the pupil-teacher ratio prescribed by
39 subsection 1. A principal of a school may submit a request to the
40 superintendent of schools of the school district for the school to
41 exceed the pupil-teacher ratio prescribed by subsection 1 by not
42 more than 20 percent or 25 pupils. A principal of a charter school
43 may submit a request to the governing body of the charter school for
44 the charter school to exceed the pupil-teacher ratio prescribed by
45 subsection 1 by not more than 20 percent or 25 pupils. If the



superintendent or governing body grants such a request, the superintendent or governing body shall provide written notice to the Department of Education. Each request and approval to exceed the ratio must be made on an individual school basis and not a school-district wide basis. A remote and rural school, as determined by the State Board of Education, may submit a request to the superintendent of schools of the school district in which the school is located or the governing body of a charter school, as applicable, for transmittal to the State Board of Education with a proposed plan of corrective action in instances where the maximum pupil-teacher ratio exceeds 25 pupils to 1 teacher.

3. The money appropriated by subsection 1 of section 29 of this act:

(a) Must be accounted for separately from any other money received by the school districts and charter schools of this State and used only for the purposes specified in this section.

(b) May not be used to settle or arbitrate disputes between a recognized organization representing employees of a school district and the school district, or to settle any negotiations.

(c) May not be used to adjust the district-wide schedules of salaries and benefits of the employees of a school district.

(d) May not be used to attain the pupil-teacher ratios for which a school district receives an allocation pursuant to sections 14 to 18, inclusive, of this act.

4. A school district and charter school that receives an allocation of money pursuant to subsection 1 shall provide a report to the Department of Education on or before August 1, November 1, February 1 and May 1 that includes:

(a) The number of teachers employed for kindergarten in order to attain the ratio required by subsection 1;

(b) The average daily attendance of pupils and the ratio of pupils per licensed teacher for kindergarten;

(c) The number of schools for which approval was granted by the superintendent of schools of the school district or the governing body of the charter school to exceed the ratio prescribed by subsection 1 by not more than 20 percent or 25 pupils; and

(d) The number of remote and rural schools for which a proposed plan of corrective action was transmitted to the State Board of Education.

➤ The report must be made for each school at which one or more teachers were employed to attain the ratio required by subsection 1 and must not be made on a school-district wide average.

5. Any remaining balance of the allocations made by subsection 1 for Fiscal Year 2015-2016 must be added to the money received by the school districts for Fiscal Year 2016-2017 and may



be expended as that money is expended. Any remaining balance of the allocations made by subsection 1 for Fiscal Year 2016-2017, including any such money added from the previous fiscal year, does not revert to the State General Fund.

Sec. 33. 1. There is hereby appropriated from the State General Fund to the Account for Programs for Innovation and the Prevention of Remediation created by NRS 387.031 the following sums:

For the Fiscal Year 2015-2016..... \$5,000,000

For the Fiscal Year 2016-2017..... \$5,000,000

2. On or before August 31, 2015, the board of trustees of a school district may apply to the State Board of Education for a grant of money from the money appropriated pursuant to subsection 1 to provide financial incentives to newly hired teachers as described in subsection 3. Each application submitted pursuant to this section must include the number of teachers to whom the board of trustees intends to provide such incentives. On or before October 31, 2015, the State Board shall distribute the money to each board of trustees of a school district that submits an application in proportion to the number of teachers to whom the board of trustees plans to provide incentives.

3. Each board of trustees of a school district that receives a grant of money pursuant to subsection 2 must use the money to pay for incentives to newly hired teachers through the program of performance pay and enhanced compensation for the recruitment and retention of licensed teachers and administrators established by the board of trustees pursuant to NRS 391.168. A board of trustees of a school district may only use such money to provide incentives to licensed teachers who:

(a) Were not employed by the board of trustees during the 2014-2015 school year; and

(b) Are employed full-time to teach in a school that:

(1) Is a Title I school as defined in NRS 385.3467; or

(2) Received one of the two lowest possible ratings indicating underperformance of a public school, as determined by the Department of Education pursuant to the statewide system of accountability for public schools, for the 2015-2016 school year.

4. An incentive provided pursuant to subsection 3 may be used to increase the base salary of a teacher for the 2015-2016 and 2016-2017 school years in an amount not to exceed \$5,000 per school year. A teacher who receives such an incentive is not entitled to continue to receive such an incentive after the 2016-2017 school year, and the board of trustees of a school district is not required to pay such an incentive after that school year.



5. The board of trustees of a school district that provides an incentive pursuant to subsection 3 shall provide professional development to each teacher who receives such an incentive for each school year for which the teacher receives the incentive.

6. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2015-2016 must be added to the money received by the school districts for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2016-2017, including any such money added from the previous fiscal year, does not revert to the State General Fund.

Sec. 34. 1. There is hereby appropriated from the State General Fund to the Professional Development Programs Account:

For the Fiscal Year 2015-2016..... \$7,560,948

For the Fiscal Year 2016-2017..... \$7,560,948

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.

Sec. 35. 1. Of the sums appropriated by subsection 1 of section 34 of this act, the Department of Education shall transfer the following sums for Fiscal Year 2015-2016 and Fiscal Year 2016-2017:

<u>School District</u>	<u>2015-2016</u>	<u>2016-2017</u>
Clark County School District	\$3,983,356	\$3,983,356
Elko County School District	\$1,243,736	\$1,243,736
Washoe County School District	<u>\$2,233,856</u>	<u>\$2,233,856</u>
TOTAL:	\$7,460,948	\$7,460,948

2. A school district that receives an allocation pursuant to subsection 1 shall serve as fiscal agent for the respective regional training program for the professional development of teachers and administrators. As fiscal agent, each school district is responsible for the payment, collection and holding of all money received from this State for the maintenance and support of the regional training program for the professional development of teachers and administrators and the Nevada Early Literacy Intervention Program established and operated by the applicable governing body.

3. Any remaining balance of the transfers made by subsection 1 for Fiscal Year 2015-2016 must be added to the money received by the school districts for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the transfers made by subsection 1 for Fiscal Year 2016-2017, including any money added from the transfer for the previous fiscal year, must



not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

Sec. 36. 1. Of the sums appropriated by subsection 1 of section 34 of this act, the Department of Education shall transfer to the Statewide Council for the Coordination of the Regional Training Programs created by NRS 391.516 the sum of \$100,000 in both Fiscal Year 2015-2016 and Fiscal Year 2016-2017 for additional training opportunities for educational administrators in Nevada.

2. The Statewide Council shall use the money:

(a) To disseminate research-based knowledge related to effective educational leadership behaviors and skills.

(b) To develop, support and maintain ongoing activities, programs, training and networking opportunities.

(c) For the purposes of providing additional training for educational administrators, including, without limitation, to pay:

(1) Travel expenses of administrators who attend the training program;

(2) Travel and per diem expenses for any consultants contracted to provide additional training; and

(3) Any charges to obtain a conference room for the provision of the additional training.

(d) To supplement and not replace the money that the school district or the regional training program would otherwise expend for the training of administrators as described in this section.

3. Any remaining balance of the transfers made by subsection 1 for Fiscal Year 2015-2016 must be added to the money received by the Statewide Council for Fiscal Year 2016-2017 and may be expended as that money is expended. Any remaining balance of the transfers made by subsection 1 for Fiscal Year 2016-2017, including any money added from the transfer for the previous fiscal year, must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

Sec. 37. 1. There is hereby appropriated from the State General Fund to the Great Teaching and Leading Fund created by Senate Bill No. 474 of this session the following sums which must be used only to carry out the provisions of Senate Bill No. 474 of this session:

For the Fiscal Year 2015-2016..... \$4,886,433

For the Fiscal Year 2016-2017..... \$4,866,478

2. The money appropriated by subsection 1 must be expended in accordance with NRS 353.150 to 353.246, inclusive, concerning the allotment, transfer, work program and budget. Transfers to and allotments from must be allowed and made in accordance with NRS 353.215 to 353.225, inclusive, after separate consideration of the merits of each request.



Sec. 38. 1. There is hereby appropriated from the State General Fund to the Contingency Account for Special Education Services created by Senate Bill No. 508 of this session for Fiscal Year 2016-2017, the sum of \$5,000,000.

2. The money appropriated by subsection 1 must be used only to carry out the provisions of Senate Bill No. 508 of this session relating to the Contingency Account for Special Education Services.

Sec. 39. 1. There is hereby appropriated from the State General Fund to the Grant Fund for Incentives for Licensed Educational Personnel created by NRS 391.166 to purchase one-fifth of a year of retirement service credit pursuant to section 5 of chapter 8, Statutes of Nevada 2007, 23rd Special Session, at page 18:

For the Fiscal Year 2015-2016..... \$2,000,000

For the Fiscal Year 2016-2017..... \$2,000,000

2. The money appropriated by subsection 1 is available for either fiscal year. Any remaining balance of those sums must not be committed for expenditure after June 30, 2017, and must be reverted to the State General Fund on or before September 15, 2017.

Sec. 40. 1. Expenditure of the following sums not appropriated from the State General Fund or the State Highway Fund is hereby authorized during Fiscal Year 2015-2016 and Fiscal Year 2016-2017 by the Department of Education for the State Supplemental School Support Account created by NRS 387.191:

For the Fiscal Year 2015-2016..... \$154,736,000

For the Fiscal Year 2016-2017..... \$159,212,000

2. The Superintendent of Public Instruction shall transfer all money credited to the State Supplemental School Support Account on and after July 1, 2015, through June 30, 2017, to the State Distributive School Account.

Sec. 41. NRS 387.191 is hereby amended to read as follows:

387.191 1. Except as otherwise provided in this subsection, the proceeds of the tax imposed pursuant to NRS 244.33561 and any applicable penalty or interest must be paid by the county treasurer to the State Treasurer for credit to the State Supplemental School Support Account, which is hereby created in the State General Fund. The county treasurer may retain from the proceeds an amount sufficient to reimburse the county for the actual cost of collecting and administering the tax, to the extent that the county incurs any cost it would not have incurred but for the enactment of this section or NRS 244.33561, but in no case exceeding the amount authorized by statute for this purpose. Any interest or other income earned on the money in the State Supplemental School Support Account must be credited to the Account.



2. On and after July 1, ~~2015,~~ 2017, the money in the State Supplemental School Support Account is hereby appropriated for the operation of the school districts and charter schools of the state, as provided in this section. The money so appropriated is intended to supplement and not replace any other money appropriated, approved or authorized for expenditure to fund the operation of the public schools for kindergarten through grade 12. Any money that remains in the State Supplemental School Support Account at the end of the fiscal year does not revert to the State General Fund, and the balance in the State Supplemental School Support Account must be carried forward to the next fiscal year.

3. On or before February 1, May 1, August 1 and November 1 of ~~2016,~~ 2018, and on those dates each year thereafter, the Superintendent of Public Instruction shall transfer from the State Supplemental School Support Account all the proceeds of the tax imposed pursuant to NRS 244.33561, including any interest or other income earned thereon, and distribute the proceeds proportionally among the school districts and charter schools of the state. The proportionate amount of money distributed to each school district or charter school must be determined by dividing the number of students enrolled in the school district or charter school by the number of students enrolled in all the school districts and charter schools of the state. For the purposes of this subsection, the enrollment in each school district and the number of students who reside in the district and are enrolled in a charter school must be determined as of the last day of the first school month of the school district for the school year. This determination governs the distribution of money pursuant to this subsection until the next annual determination of enrollment is made. The Superintendent may retain from the proceeds of the tax an amount sufficient to reimburse the Superintendent for the actual cost of administering the provisions of this section, to the extent that the Superintendent incurs any cost the Superintendent would not have incurred but for the enactment of this section, but in no case exceeding the amount authorized by statute for this purpose.

4. The money received by a school district or charter school from the State Supplemental School Support Account pursuant to this section must be used to improve the achievement of students and for the payment of salaries to attract and retain qualified teachers and other employees, except administrative employees, of the school district or charter school. Nothing contained in this section shall be deemed to impair or restrict the right of employees of the school district or charter school to engage in collective bargaining as provided by chapter 288 of NRS.



5. On or before November 10 of ~~2016,~~ 2018, and on that date each year thereafter, the board of trustees of each school district and the governing body of each charter school shall prepare a report to the Superintendent of Public Instruction, in the form prescribed by the Superintendent. The report must provide an accounting of the expenditures by the school district or charter school of the money it received from the State Supplemental School Support Account during the preceding fiscal year.

6. As used in this section, "administrative employee" means any person who holds a license as an administrator, issued by the Superintendent of Public Instruction, and is employed in that capacity by a school district or charter school.

Sec. 42. Section 8 of chapter 4, Statutes of Nevada 2009, as last amended by section 28 of chapter 382, Statutes of Nevada 2013, at page 2069, is hereby amended to read as follows:

Sec. 8. Transitory provision.

1. Notwithstanding the expiration of section 4 of this measure on June 30, 2011, any tax and any interest or penalty owing and unpaid as of that date and collected on or before October 1, 2011, must be paid, deposited and credited to the State General Fund as provided in that section.

2. The Superintendent of Public Instruction shall make the initial transfer from the State Supplemental School Support Account, as required by section 6 of this measure, on or before February 1, ~~2016,~~ 2018.

3. The board of trustees of each school district and the governing body of each charter school shall prepare their initial reports to the Superintendent of Public Instruction, as required by section 6 of this measure, on or before November 10, ~~2016,~~ 2018.

Sec. 43. If Assembly Bill No. 469 of this session does not become effective, any reference in this act to the Office of Finance in the Office of the Governor shall be deemed to refer to the Budget Division of the Department of Administration and any reference to the Director of the Office shall be deemed to refer to the Chief of the Budget Division.

Sec. 44. 1. This section and sections 1, 2, 3, 8 to 24, inclusive, 29 to 36, inclusive, and 39 to 43, inclusive, become effective on July 1, 2015.

2. Sections 4 and 6 of this act become effective on July 1, 2015, if and only if Senate Bill No. 508 of this session is not enacted by the Legislature and approved by the Governor.

3. Sections 5, 7 and 38 of this act become effective on July 1, 2015, if and only if Senate Bill No. 508 of this session is enacted by the Legislature and approved by the Governor.



1 4. Section 25 of this act becomes effective on July 1, 2015, if
2 and only if Senate Bill No. 491 of this session is enacted by the
3 Legislature and approved by the Governor.

4 5. Section 26 of this act becomes effective on July 1, 2015, if
5 and only if Senate Bill No. 391 of this session is enacted by the
6 Legislature and approved by the Governor.

7 6. Section 27 of this act becomes effective on July 1, 2015, if
8 and only if Senate Bill No. 405 of this session is enacted by the
9 Legislature and approved by the Governor.

10 7. Section 28 of this act becomes effective on July 1, 2015, if
11 and only if Senate Bill No. 432 of this session is enacted by the
12 Legislature and approved by the Governor.

13 8. Section 37 of this act becomes effective on July 1, 2015, if
14 and only if Senate Bill No. 474 of this session is enacted by the
15 Legislature and approved by the Governor.

