

Amendment No. 494

Senate Amendment to Senate Bill No. 107

(BDR 34-116)

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

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.

MAS/KCR



Date: 4/23/2017

S.B. No. 107—Requires ethnic and diversity studies in public high schools.
(BDR 34-116)



SENATE BILL NO. 107—SENATOR SEGERBLOM

PREFILED FEBRUARY 8, 2017

Referred to Committee on Education

SUMMARY—~~[Requires]~~ Authorizes ethnic and diversity studies in public high schools. (BDR 34-116)

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

~

EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~[omitted material]~~ is material to be omitted.

AN ACT relating to education; requiring the Council to Establish Academic Standards for Public Schools to establish standards of content and performance for ethnic and diversity studies in high school; ~~[requiring a pupil to pass a course]~~ authorizing school districts and governing bodies of charter schools that operate as a high school to provide instruction in ethnic and diversity studies to ~~[receive a]~~ pupils in high school ; [diploma; revising provisions governing the standards of content and performance for social studies;] and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Council to Establish Academic Standards for Public Schools to establish standards of content and performance for certain courses of study in public schools. (NRS 389.520) ~~[Sections 1 and 6 of this]~~ This bill [require] requires the Council to establish standards of content and performance for ethnic and diversity studies for pupils enrolled in high school.

~~[Existing law designates the core academic subjects that must be taught in all public schools and requires a pupil enrolled in a public high school to enroll in a minimum number of units of credit in certain subject areas. (NRS 389.018) Section 2 of this bill designates, for high schools, ethnic and diversity studies as a core academic subject and requires a high school pupil to enroll in at least one unit of credit.]~~ This bill also authorizes the board of trustees of a school district or the governing body of a charter school that operates as a high school to provide instruction in ethnic and diversity studies ~~[established in accordance]~~ to pupils in high school and requires any such instruction to comply with the standards prescribed by the Council. ~~[pursuant to section 1]~~

~~[Existing law requires a pupil enrolled in a public high school, the Caliente Youth Center, the Nevada Youth Training Center or any other state facility for the detention of children to pass a course in American government and American history to receive a certificate or diploma of graduation. (NRS 389.054, 389.057, 389.077) Section 3 of this bill adds the requirement that such a pupil pass a course in ethnic and diversity studies established in accordance with the standards of content and performance prescribed by the Council pursuant to section 1 to receive a certificate or diploma of graduation.]~~

~~[Existing law requires the Council to include multicultural education in the standards of content and performance established for social studies. (NRS 389.520). Section 6 revises this]~~

~~requirement by specifying that the standards for social studies which include multicultural education apply to kindergarten and grades 1 to 8, inclusive.]~~

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

Section 1. Chapter 389 of NRS is hereby amended by adding thereto a new section to read as follows:

~~1. *In establishing the*~~ *The Council shall establish standards of content and performance for ethnic and diversity studies for pupils enrolled in high school.*
~~*pursuant to NRS 389.520, the*~~ *The Council shall develop the standards in consultation with:*

(a) Faculty of ethnic or diversity studies at colleges and universities in this State that have an ethnic or diversity studies program;

(b) Representatives of the school districts in this State, a majority of whom are teachers in kindergarten through grade 12 and who have experience or an educational background in the study and teaching of ethnic or diversity studies; and

(c) Other qualified persons who represent the diverse communities of this State and the United States.

2. *The standards established pursuant to subsection 1 must:*

(a) Examine the culture, history and contributions of diverse American communities, including, without limitation, African Americans, Hispanic Americans, Native Americans, Asian Americans, European Americans, Basque Americans and any other ethnic or diverse American communities the Council deems appropriate;

(b) Emphasize human relations, sensitivity towards all races and diverse populations and work-related cultural competency skills;

(c) Be written in a manner that allows a school district or charter school to modify the content to reflect and support the demographics of pupils in the community, as long as the prescribed standard is met; and

(d) Comply with any applicable admissions requirements for colleges and universities in this State.

3. The board of trustees of a school district and the governing body of a charter school that operates as a high school may provide instruction in ethnic and diversity studies to pupils enrolled in high school within the school district or in the charter school, as applicable. If provided, the instruction must comply with the standards of content and performance established by the Council pursuant to this section.

4. The State Board shall adopt such regulations as necessary to carry out the provisions of this section.

Sec. 2. ~~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 language arts;~~

~~(b) Mathematics;~~

~~(c) Science; [and]~~

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

~~(c) For high schools, ethnic and diversity studies.~~

~~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 language arts;~~

~~(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 and diversity studies pursuant to section 1 of this act.~~

~~➔ 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 389.021, 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. 3. [NRS 389.077 is hereby amended to read as follows:

~~389.077 1. Except as otherwise provided in subsections 2 and 3, no pupil in any public high school, the Caliente Youth Center, the Nevada Youth Training Center or any other state facility for the detention of children that is operated pursuant to title 5 of NRS may receive a certificate or diploma of graduation without having passed a course in American government and American history as required by NRS 389.054 and 389.057 [.] , and a course in ethnic and diversity studies established in accordance with the standards of content and performance prescribed pursuant to section 1 of this act.~~

~~2. A pupil who is enrolled in a university school for profoundly gifted pupils who meets the requirements of NRS 388C.120 is exempt from the provisions of subsection 1.~~

~~3. A pupil who transfers during grade 12 to a school in this State from a school outside this State because of the military transfer of the parent or legal guardian of the pupil may receive a waiver from the requirements of subsection 1 if, in accordance with the provisions of NRS 388F.010, the pupil:~~

~~(a) Successfully completed a comparable course in the school in which the pupil was previously enrolled; or~~

~~(b) Successfully completes an alternative means prescribed by the school district for acquiring the required course work. (Deleted by amendment.)~~

Sec. 3.5. NRS 389.003 is hereby amended to read as follows:

389.003 Except as otherwise provided in NRS 389.041, boards of trustees of school districts in this State shall enforce in schools:

1. The standards of content and performance established by the Council to Establish Academic Standards for Public Schools pursuant to NRS 389.520 and the courses of study related to those standards; and

2. The courses of study prescribed and adopted by the State Board.

Sec. 4. NRS 389.500 is hereby amended to read as follows:

389.500 As used in NRS 389.500 to 389.540, inclusive, and section 1 of this act, "Council" means the Council to Establish Academic Standards for Public Schools.

Sec. 5. NRS 389.505 is hereby amended to read as follows:

389.505 The Superintendent of Public Instruction is responsible for ensuring that the duties and responsibilities of the Council set forth in NRS 389.500 to 389.540, inclusive, and section 1 of this act and NRS 390.105 and 390.115 are carried out by the Council successfully.

Sec. 6. 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] subsections 3 and 4, based upon the content of each course, that is expected of pupils for the following courses of study:~~

~~(1) English language arts;~~

~~(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;~~

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

~~(9) A foreign or world language [.] ; and~~

~~(10) Ethnic and diversity studies pursuant to section 1 of this act.~~

~~(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 390.115 of the results of pupils on the examinations administered pursuant to NRS 390.105.~~

~~(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 standards of content and performance for social studies must include multicultural education [.] for each grade level in kindergarten and grades 1 to 8, inclusive, including, without limitation, information relating to contributions made by men and women from various racial and ethnic backgrounds. The Council shall consult with members of the community who represent the racial and ethnic diversity of this State in developing such standards.~~
~~4. The Council shall establish standards of content and performance for each grade level in kindergarten and grades 1 to 8, inclusive, for English language arts 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.~~
~~5. 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.~~
~~6. 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.~~
~~7. The State Board shall adopt the standards of content and performance or the revised standards, as applicable.~~
~~7. The Council shall work in cooperation with the State Board to prescribe the examinations required by NRS 390.105.~~
~~8. 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. 7. This act becomes effective:

1. Upon passage and approval for the purpose of adopting regulations and performing any other preparatory administrative tasks that are necessary to carry out the provisions of this act; and
2. On July 1, 2018, for all other purposes.