

Amendment No. 501

Senate Amendment to Senate Bill No. 322	(BDR 34-993)
<b>Proposed by:</b> Senate Committee on Education	
<b>Amends:</b> 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.

AAK/BJE



Date: 4/24/2017

S.B. No. 322—Requires passage of an examination in civics as a condition of receiving credit for a course in American government.  
(BDR 34-993)





## SENATE BILL NO. 322—SENATOR DENIS

MARCH 20, 2017

Referred to Committee on Education

SUMMARY—~~{Requires passage of}~~ **Revises provisions governing the requirement for** an examination in civics as a condition ~~for receiving credit for a course in American government, for graduation from high school.~~ (BDR 34-993)

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

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

AN ACT relating to education; ~~{requiring}~~ **authorizing a public high school to require** each pupil, with certain exceptions, to take ~~{and pass}~~ an examination in civics ~~{as a condition of receiving credit for a course in American government and}~~; **requiring, at a later date, each public high school to require each pupil, with certain exceptions, to take such an examination as a requirement for** graduation from high school; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Under existing law, a pupil is generally not entitled to graduate from a public high school without passing a course in American government. (NRS 389.054, 389.077) ~~{As a condition of receiving credit for such a course, section 1}~~ **Section 2** of this bill ~~{requires}~~ **authorizes a public high school to require**, with certain exceptions, that every pupil in ~~{a}~~ the public high school take an examination **containing a number of questions, determined by the public high school, which are** identical to the civics portion of the naturalization test adopted by the United States Citizenship and Immigration Services of the Department of Homeland Security. ~~{and answer correctly not less than 60 of the 100 questions on the examination.}~~ **Section 3 of this bill requires each public high school to administer such an examination and requires, with certain exceptions, a pupil to take such an examination to receive a certificate or diploma of graduation.**

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

**Section 1.** ~~{NRS 389.077 is hereby amended to read as follows:~~  
~~389.077 1. Except as otherwise provided in [subsections 2 and 3,] this~~  
~~section, 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~~

1 graduation without having passed a course in American government and American  
2 history as required by NRS 389.054 and 389.057.

3 ~~2. Except as otherwise provided in this section, a pupil in any public high~~  
4 ~~school must not be awarded credit for a course in American government unless~~  
5 ~~he or she has taken an examination identical to the civics portion of the~~  
6 ~~naturalization test adopted by the United States Citizenship and Immigration~~  
7 ~~Services of the Department of Homeland Security and has answered correctly not~~  
8 ~~less than 60 of the 100 questions on the examination. A pupil must be allowed to~~  
9 ~~take the examination as often as necessary to obtain the required score. Passage~~  
10 ~~of the examination must be noted on the transcript of the pupil. In accordance~~  
11 ~~with his or her individualized education program, a pupil with a disability may~~  
12 ~~receive a waiver of the requirements of this subsection. As used in this~~  
13 ~~subsection, "public high school" includes, without limitation, any charter school~~  
14 ~~that operates as a high school.~~

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

18 ~~2.] subsections 1 and 2.~~

19 ~~4. A pupil who transfers during grade 12 to a school in this State from a~~  
20 ~~school outside this State because of the military transfer of the parent or legal~~  
21 ~~guardian of the pupil may receive a waiver from the requirements of [subsection 1]~~  
22 ~~subsections 1 and 2 if, in accordance with the provisions of NRS 388F.010, the~~  
23 ~~pupil:~~

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

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

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

30 1. A public high school may administer an examination containing a  
31 number of questions, determined by the public high school, which are identical to  
32 the questions contained in the civics portion of the naturalization test adopted by  
33 the United States Citizenship and Immigration Services of the Department of  
34 Homeland Security to each pupil enrolled in the public high school.

35 2. A public high school which administers the examination described in  
36 subsection 1 shall:

37 (a) Determine the course in which the examination will be administered;

38 (b) Establish the number of questions which will be included on the  
39 examination, which must not be less than 50;

40 (c) Determine the desired score on the examination and the manner in which  
41 the results of the examination administered to a pupil will affect the grade of the  
42 pupil in the course in which the examination is administered; and

43 (d) Not later than August 31 of each year, aggregate the results of the  
44 examination for all pupils at the public high school and report the aggregated  
45 results to the board of trustees of the school district in which the public high  
46 school is located.

47 3. A pupil may receive a waiver from the examination administered  
48 pursuant to subsection 1 if:

49 (a) The pupil is a pupil with a disability and the waiver is in accordance with  
50 his or her individualized education program;

51 (b) The pupil is identified as an English learner and the public high school is  
52 unable to offer the examination in the language which would be most likely to  
53 provide accurate results for the pupil; or

(c) The principal or administrator of the public high school determines that the pupil has completed all other academic requirements to receive a certificate or diploma of graduation and has shown good cause for a waiver. The principal or administrator of a public high school shall not grant a waiver pursuant to this paragraph to more than 10 percent of each graduating class of the public high school.

4. As used in this section, "public high school" includes, without limitation, any charter school that operates as a high school.

Sec. 3. Section 2 of this act is hereby amended to read as follows:

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

1. A public high school ~~may~~ shall administer an examination containing a number of questions, determined by the public high school, which are identical to the questions contained in the civics portion of the naturalization test adopted by the United States Citizenship and Immigration Services of the Department of Homeland Security to each pupil enrolled in the public high school.

2. A public high school ~~which administers the examination described in subsection 1~~ shall:

(a) Determine the course in which the examination will be administered;

(b) Establish the number of questions which will be included on the examination, which must not be less than 50;

(c) Determine the desired score on the examination and the manner in which the results of the examination administered to a pupil will affect the grade of the pupil in the course in which the examination is administered; and

(d) Not later than August 31 of each year, aggregate the results of the examination for all pupils at the public high school and report the aggregated results to the board of trustees of the school district in which the public high school is located.

3. Except as otherwise provided in subsection 4, no pupil in any public high school may receive a certificate or diploma of graduation without having taken the examination described in subsection 1.

4. A pupil may receive a waiver from the examination administered pursuant to subsection 1 if:

(a) The pupil is a pupil with a disability and the waiver is in accordance with his or her individualized education program;

(b) The pupil is identified as an English learner and the public high school is unable to offer the examination in the language which would be most likely to provide accurate results for the pupil; or

(c) The principal or administrator of the public high school determines that the pupil has completed all other academic requirements to receive a certificate or diploma of graduation and has shown good cause for a waiver. The principal or administrator of a public high school shall not grant a waiver pursuant to this paragraph to more than 10 percent of each graduating class of the public high school.

~~5.~~ 5. As used in this section, "public high school" includes, without limitation, any charter school that operates as a high school.

~~Sec. 2.~~ Sec. 4. 1. This section and sections 1 and 2 of this act become effective on July 1, 2018.

2. Section 3 of this act becomes effective on July 1, ~~2017~~ 2019.