

Amendment No. 1071

Senate Amendment to Senate Bill No. 544	(BDR 34-1189)
Proposed by: Senator Ford	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No	

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.

SES/JMK



Date: 6/1/2017

S.B. No. 544—Ensures sufficient funding for K-12 public education for the 2017-2019 biennium. (BDR 34-1189)



SENATE BILL NO. 544—COMMITTEE ON FINANCE

MAY 30, 2017

Referred to Committee on Finance

SUMMARY—Ensures sufficient funding for K-12 public education for the 2017-2019 biennium. (BDR 34-1189)

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 2017-2019 biennium; apportioning the State Distributive School Account in the State General Fund for the 2017-2019 biennium; authorizing certain expenditures; making appropriations for purposes relating to basic support, class-size reduction and other educational purposes; 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 charter schools; 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 and charter schools for operating purposes for Fiscal Year 2017-2018 is an estimated weighted average of \$5,897 per pupil. For each respective school district, the basic support guarantee per pupil for Fiscal Year 2017-2018 is:

Carson City	\$7,102
Churchill	\$7,094
Clark	\$5,700
Douglas	\$6,257
Elko	\$8,073
Esmeralda	\$21,469
Eureka	\$14,333
Humboldt	\$7,430
Lander	\$6,693
Lincoln	\$10,790
Lyon	\$7,400

1	Mineral	\$9,602
2	Nye	\$8,257
3	Pershing	\$9,412
4	Storey	\$8,306
5	Washoe	\$5,677
6	White Pine	\$8,257

7 **Sec. 2.** 1. The basic support guarantee for school districts and charter
8 schools for operating purposes for Fiscal Year 2018-2019 is an estimated weighted
9 average of \$5,967 per pupil.

10 2. On or before April 1, 2018, the Executive Director of the Department of
11 Taxation shall provide to the Superintendent of Public Instruction the certified total
12 of the amount of ad valorem taxes to be received by each school district for Fiscal
13 Year 2018-2019 pursuant to the levy imposed under subsection 1 of NRS 387.195
14 and credited to the county's school district fund pursuant to subsection 4 of that
15 section.

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

18 4. For the purposes of establishing the basic support guarantee, the estimated
19 basic support guarantee per pupil for each school district for Fiscal Year 2018-2019
20 for operating purposes are:

	Basic Support Guarantee Before <u>Adjustment</u>	Estimated Ad Valorem <u>Adjustment</u>	Estimated Basic Support Guarantee <u>as Adjusted</u>
26 <u>School District</u>			
27 Carson City	\$6,363	\$830	\$7,193
28 Churchill	\$6,233	\$969	\$7,202
29 Clark	\$4,901	\$878	\$5,779
30 Douglas	\$4,058	\$2,276	\$6,334
31 Elko	\$7,123	\$1,006	\$8,129
32 Esmeralda	\$16,926	\$4,850	\$21,776
33 Eureka	\$(7,549)	\$22,036	\$14,487
34 Humboldt	\$5,465	\$1,914	\$7,379
35 Lander	\$(2,187)	\$7,091	\$4,904
36 Lincoln	\$9,861	\$1,046	\$10,907
37 Lyon	\$6,706	\$781	\$7,487
38 Mineral	\$8,481	\$1,244	\$9,725
39 Nye	\$6,898	\$1,380	\$8,278
40 Pershing	\$6,881	\$2,380	\$9,261
41 Storey	\$1,681	\$6,602	\$8,283
42 Washoe	\$4,700	\$1,037	\$5,737
43 White Pine	\$7,025	\$1,299	\$8,324

44
45 5. The ad valorem adjustment may be made only to take into account the
46 difference in the ad valorem taxes to be received and the estimated enrollment of
47 the school district between the amount estimated as of March 1, 2017, and the
48 amount estimated as of March 1, 2018, for Fiscal Year 2018-2019. The estimates
49 received from the Department of Taxation on or before March 15 pursuant to
50 subsection 3 must be taken into consideration in determining the adjustment.

51 6. Upon receipt of the certified total of ad valorem taxes to be received by
52 each school district for Fiscal Year 2018-2019 pursuant to subsection 2, the
53 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 2018-2019 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 2018-2019 is the amount which is recalculated for Fiscal Year 2018-2019 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, 2018. The basic support guarantee recalculated pursuant to this section must be calculated on or before May 31, 2018.

Sec. 3. 1. There is hereby appropriated from the State General Fund to the State Distributive School Account created by NRS 387.030:

For the Fiscal Year 2017-2018 ~~(\$1,162,837,609)~~ **\$1,192,420,159**

For the Fiscal Year 2018-2019 ~~(\$1,140,793,089)~~ **\$1,181,785,421**

2. The money appropriated by subsection 1 must be:

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

(b) Work-programmed for the 2 separate fiscal years of the 2017-2019 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 2016-2017. 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 2016-2017, 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 2017-2018. Any amount transferred back to Fiscal Year 2017-2018 must not exceed the amount originally transferred to Fiscal Year 2016-2017.

5. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2017-2018 must be transferred and added to the money appropriated for Fiscal Year 2018-2019 and may be expended as that money is expended.

6. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2018-2019, including any money added thereto pursuant to the provisions of subsections 3 and 5, must not be committed for expenditure after June 30, 2019, and must be reverted to the State General Fund on or before September 20, 2019.

Sec. 4. 1. Expenditure of ~~(\$420,494,044)~~ **\$390,911,494** 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 2017-2018.

2. Expenditure of ~~(\$446,248,075)~~ **\$405,255,743** 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 2018-2019.

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

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

Sec. 5. During each fiscal year of the 2017-2019 biennium, whenever the State Controller finds that current claims against the State Distributive School Account exceed the amount available in the Account to pay those claims, the State Controller may advance temporarily from the State General Fund to the State Distributive School Account the amount required to pay the claims, but not more than the amount expected to be received in the current fiscal year from any source authorized for the State Distributive School Account. No amount may be transferred unless requested by the Director of the Office of Finance in the Office of the Governor.

Sec. 6. The amounts of the guarantees set forth in sections 1 and 2 of this act may be reduced to effectuate a reserve required pursuant to NRS 353.225.

Sec. 7. 1. The Department of Education shall transfer from the State Distributive School Account the following sums for students with disabilities:

For the Fiscal Year 2017-2018.....	\$186,670,566
For the Fiscal Year 2018-2019.....	\$199,819,875

2. The money transferred 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 subsection 3 of NRS 387.122.

Sec. 8. 1. The Department of Education shall transfer from the State Distributive School Account the following sums for special transportation costs to school districts:

For the Fiscal Year 2017-2018.....	\$128,541
For the Fiscal Year 2018-2019.....	\$128,541

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

3. Any remaining balance of the sums transferred by subsection 1 for Fiscal Year 2017-2018 and Fiscal Year 2018-2019 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 21, 2018, and September 20, 2019, for each fiscal year respectively.

Sec. 9. 1. The Department of Education shall transfer from 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.:

1 For the Fiscal Year 2017-2018..... \$588,732
2 For the Fiscal Year 2018-2019..... \$588,732

3 2. Any remaining balance of the sums transferred by subsection 1 for Fiscal
4 Year 2017-2018 and Fiscal Year 2018-2019 must not be committed for expenditure
5 after June 30 of each fiscal year and must be reverted to the State General Fund on
6 or before September 21, 2018, and September 20, 2019, for each fiscal year
7 respectively.

8 **Sec. 10.** Each school district shall expend the revenue made available
9 through this act, as well as other revenue from state, local and federal sources, in a
10 manner which is consistent with NRS 288.150 and which is designed to attain the
11 goals of the Legislature regarding educational reform in this State, especially with
12 regard to assisting pupils in need of remediation and pupils who are not proficient
13 in the English language. Materials and supplies for classrooms are subject to
14 negotiation by employers with recognized employee organizations.

15 **Sec. 11.** The Legislature hereby finds and declares that:

16 1. Available money is estimated to provide a sufficient number of licensed
17 teachers to achieve in each school district pupil-teacher ratios of 17 pupils per
18 licensed teacher in grades 1 and 2 in Fiscal Year 2017-2018 and Fiscal Year 2018-
19 2019, and to achieve a pupil-teacher ratio of 20 pupils per licensed teacher in grade
20 3 in Fiscal Year 2017-2018 and Fiscal Year 2018-2019.

21 2. Certain school districts do not have a sufficient number of classrooms
22 available to permit an average class size of 20 pupils per licensed teacher in grade
23 3.

24 3. It is unreasonable to assign 2 licensed teachers to classrooms of 40 pupils
25 to attain a district-wide pupil-teacher ratio of 20 pupils per licensed teacher in grade
26 3.

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

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

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

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

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

40 **Sec. 12.** 1. The Department of Education shall transfer from the State
41 Distributive School Account the sum of \$147,445,963 for distribution by the
42 Superintendent of Public Instruction to the county school districts for Fiscal Year
43 2017-2018 which must, except as otherwise provided in section 14 of this act, be
44 used to employ licensed teachers to comply with the required ratio of pupils to
45 teachers in grades 1, 2 and 3, as set forth in subsection 1 of section 11 of this act.
46 Expenditures for the class-size reduction program must be accounted for in a
47 separate category of expenditure in the State Distributive School Account.

48 2. Except as otherwise provided in section 14 of this act, the money
49 transferred by subsection 1 must be used to pay the salaries and benefits of not less
50 than 1,944 licensed teachers employed by school districts to meet the required
51 pupil-teacher ratios in the 2017-2018 school year.

52 3. Any remaining balance of the money transferred by subsection 1 must not
53 be committed for expenditure after June 30, 2018, and must be transferred and

1 added to the money appropriated to the State Distributive School Account pursuant
2 to section 3 of this act for Fiscal Year 2018-2019, and may be expended as the
3 money in section 13 of this act is expended.

4 **Sec. 13.** 1. The Department of Education shall transfer from the State
5 Distributive School Account the sum of \$152,142,582 for distribution by the
6 Superintendent of Public Instruction to the county school districts for Fiscal Year
7 2018-2019 which must, except as otherwise provided in section 14 of this act, be
8 used to employ licensed teachers to comply with the required ratio of pupils to
9 teachers in grades 1, 2 and 3, as set forth in subsection 1 of section 11 of this act.
10 Expenditures for the class-size reduction program must be accounted for in a
11 separate category of expenditure in the State Distributive School Account.

12 2. Except as otherwise provided in section 14 of this act, the money
13 transferred by subsection 1 must be used to pay the salaries and benefits of not less
14 than 1,968 licensed teachers employed by school districts to meet the required
15 pupil-teacher ratios in the 2018-2019 school year.

16 3. Any remaining balance of the money transferred by subsection 1, including
17 any money added thereto pursuant to section 12 of this act, must not be committed
18 for expenditure after June 30, 2019, and must be reverted to the State General Fund
19 on or before September 20, 2019.

20 **Sec. 14.** 1. The board of trustees of each school district:

21 (a) Shall file a plan with the Superintendent of Public Instruction describing
22 how the money transferred pursuant to sections 12 and 13 of this act will be used to
23 comply with the required ratio of pupils to teachers in grades 1, 2 and 3; and

24 (b) May, after receiving approval of the plan from the Superintendent of Public
25 Instruction, use the money transferred pursuant to sections 12 and 13 of this act to
26 carry out:

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

29 (2) Programs of remedial education that have been found to be effective in
30 improving pupil achievement in grades 1, 2 and 3, so long as the combined ratio of
31 pupils per teacher in the aggregate of kindergarten and grades 1, 2 and 3 of the
32 school district does not exceed the combined ratio of pupils per teacher in the
33 aggregate of kindergarten and grades 1, 2 and 3 of the school district in the 2004-
34 2005 school year.

35 ➤ The plan approved by the Superintendent of Public Instruction must describe the
36 method to be used by the school district to evaluate the effectiveness of the
37 alternative program or remedial education programs in improving pupil
38 achievement.

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

43 **Sec. 15.** 1. The money transferred for class-size reduction pursuant to
44 sections 12 and 13 of this act:

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

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

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

51 (d) Must fund the student-to-teacher ratios associated with the type of class-
52 size reduction program implemented, with authorization to distribute residual class-

size reduction program funds to underperforming schools with approved class-size reduction variances.

2. The money transferred for class-size reduction pursuant to sections 12 and 13 of this act must not be distributed to a school district unless that school district has:

(a) Filed with the Department of Education a plan required by NRS 388.720 for achieving the required ratio set forth in NRS 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. 16. 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 2017-2018..... \$76,374,071

For the Fiscal Year 2018-2019..... \$77,881,742

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 shall transfer from the Other State Education Programs Account the sum of \$18,260,398 for both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 for distribution by the Superintendent of Public Instruction to county school districts 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 2017-2019 biennium, the sum transferred 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. The Department of Education shall, not later than November 1, 2018, provide a written report to the Governor, the Legislative Committee on Education and the Director of the Legislative Counsel Bureau that describes each expenditure made from the amount transferred in subsection 3 and the performance results of the participants of the Adult High School Diploma program.

5. Any remaining balance of the allocations made by subsection 3 for Fiscal Year 2017-2018 must be added to the money received by the school districts for Fiscal Year 2018-2019 and may be expended as that money is expended. Any remaining balance of the allocations made by subsection 3 for Fiscal Year 2018-2019, including any such money added from the previous fiscal year, must not be committed for expenditure after June 30, 2019, and must be reverted to the State General Fund on or before September 20, 2019.

6. The money appropriated by subsection 1 to finance specific programs as outlined in this subsection are available for both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 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 2017-2018 and Fiscal Year 2018-2019 for successful completion of the National Board Teacher Certification Program.

(b) A total of \$668,740 in both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 for Counselor National Board Certification.

(c) A total of \$449,142 in both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 for LEA library books.

(d) A total of \$12,543,822 in both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 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.

(e) A total of \$3,586,645 in both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 for the Jobs for America's Graduates Program.

(f) A total of \$850,000, with a maximum of \$50,000 to each of the 17 school districts, in both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 to support special counseling services for elementary school pupils at risk of failure.

(g) A total of \$18,798 in both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 to pay the increase of salaries of professional school library media specialists required by NRS 391.163.

7. Any remaining balance of the sums transferred in subsection 6 must not be committed for expenditure after June 30, 2019, and must be reverted to the State General Fund on or before September 20, 2019.

8. Except as otherwise provided in subsections 5 and 7, unencumbered balances of the appropriations made by this section for Fiscal Year 2017-2018 and Fiscal Year 2018-2019 must not be committed for expenditure after June 30 of each fiscal year. Except as otherwise provided in subsections 5 and 7, unencumbered balances of these appropriations revert to the State General Fund on or before September 21, 2018, and September 20, 2019, for each fiscal year respectively.

Sec. 17. 1. The Department of Education shall transfer from the Other State Education Programs Account the sum of \$6,374,243 in Fiscal Year 2017-2018 and \$8,274,243 in Fiscal Year 2018-2019 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, procedure, or both and must receive at least 150 minutes per week during the school year of differentiated educational activities unless the pupil's individualized educational program otherwise provides. The Department of Education shall calculate an amount of funding for each pupil identified as gifted and talented for both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 by dividing the money appropriated by the Legislature for such pupils in Fiscal Year 2017-2018 and in Fiscal Year 2018-2019 by the total final count of such pupils in the immediately preceding fiscal year.

3. The money transferred by subsection 1 for pupils enrolled in school districts and charter schools who qualify for gifted and talented education programs:

(a) Must 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.

(b) Must 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 2017-2018 and Fiscal Year 2018-2019 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 21, 2018, and September 20, 2019, for each fiscal year respectively.

1 **Sec. 18.** 1. The Department of Education shall transfer from the Other State
2 Education Programs Account the following sums for early childhood education:

3 For the Fiscal Year 2017-2018..... \$3,338,875

4 For the Fiscal Year 2018-2019..... \$3,338,875

5 2. The money transferred by subsection 1 must be used by the Department of
6 Education for competitive state grants to school districts, charter schools and
7 nonprofit organizations for early childhood education programs.

8 3. To receive a grant of money pursuant to subsection 2, school districts,
9 charter schools and nonprofit organizations must submit a comprehensive plan to
10 the Department of Education that includes, without limitation:

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

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

16 4. A school district, charter school or nonprofit organization that receives a
17 grant of money pursuant to this section shall:

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

19 (b) Use the money to supplement and not replace the money that the school
20 district, charter school or nonprofit organization would otherwise expend for early
21 childhood education programs, as described in this section.

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

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

26 5. The Department of Education shall utilize statewide performance and
27 outcome indicators to measure the effectiveness of the early childhood education
28 programs for which grants of money are awarded pursuant to this section. The
29 Department shall establish minimum performance levels and increase the expected
30 performance rates on a yearly basis, based upon the performance results of the
31 participants.

32 6. The Department of Education shall, not later than November 1, 2018,
33 provide a written report to the Governor, the Legislative Committee on Education
34 and the Director of the Legislative Counsel Bureau regarding the effectiveness of
35 the early childhood education programs for which grants of money were received.
36 The report must include, without limitation:

37 (a) The number of grants awarded;

38 (b) An identification of each school district, charter school and nonprofit
39 organization that received a grant of money and the amount of each grant awarded;

40 (c) For each school district, charter school and nonprofit organization that
41 received a grant of money:

42 (1) The number of children who received services through a program
43 funded by the grant that received funding from the State for early childhood
44 education programs in Fiscal Year 2017-2018; and

45 (2) The average expenditure per child in each early childhood education
46 program that received funding from the State in Fiscal Year 2017-2018;

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

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

52 (f) Any recommendations for legislation.

53 7. The money transferred by this section:

(a) Must be accounted for separately from any other money received by the school districts, charter schools and nonprofit organizations 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.

8. The sums transferred by subsection 1 are available for either fiscal year. Money may be transferred from one fiscal year to another with the approval of the Interim Finance Committee upon the recommendation of the Governor. Any remaining balance of those sums must not be committed for expenditure after June 30, 2019, and must be reverted to the State General Fund on or before September 20, 2019.

Sec. 19. 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 2017-2018..... \$5,000,000

For the Fiscal Year 2018-2019..... \$5,000,000

2. Except as otherwise provided by subsection 3, the money transferred by subsection 1 must be used by the Department of Education for competitive grants to school districts and charter schools:

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

(b) To 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. Of the money transferred by subsection 1, an amount of at least \$500,000 but not more than \$750,000 in both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 may be used by the Department of Education to provide competitive grants to school districts, charter schools and nonprofit organizations for the development and implementation of work-based learning pilot programs.

4. The money transferred by subsection 1:

(a) Must be accounted for separately from any other money received by the school districts, charter schools and nonprofit organizations 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.

5. Any remaining balance of the sums transferred by subsection 1 for Fiscal Year 2017-2018 and Fiscal Year 2018-2019 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 21, 2018, and September 20, 2019, for each fiscal year respectively.

Sec. 20. 1. The Department of Education shall transfer from the Other State Education Programs Account the following sums for underperforming schools:

For the Fiscal Year 2017-2018..... \$2,500,000

For the Fiscal Year 2018-2019..... \$2,500,000

2. The money transferred by subsection 1 must be used by the Department of Education to provide grants and other financial support, within the limits of legislative appropriation, to public schools to improve the achievement of pupils required by NRS 385A.650 for any one or more of the following:

(a) Activities to replicate high poverty/high performing schools and high performing schools.

(b) To support a transition period until such time as an underperforming school is sustainable at a three-star level, as determined by the Department of Education pursuant to the statewide system of accountability for public schools.

(c) Other activities consistent with the approved federal plan for school improvement.

3. The money transferred pursuant to 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 subsection 2.

(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 2017-2018 and Fiscal Year 2018-2019 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 21, 2018, and September 20, 2019, for each fiscal year respectively.

Sec. 21. 1. The Department of Education shall transfer from the Other State Education Programs Account the following sums which must be used only to carry out the provisions of NRS 392.750 to NRS 392.775, inclusive:

For the Fiscal Year 2017-2018.....\$20,537,953

For the Fiscal Year 2018-2019.....\$20,537,953

2. The money transferred 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 money transferred pursuant to 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 subsection 1.

(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 balance of the money transferred by subsection 1 remaining at the end of the respective fiscal years 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 21, 2018, and September 20, 2019, respectively.

Sec. 22. 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 387.1247 the following sums:

For the Fiscal Year 2017-2018.....\$49,950,000

For the Fiscal Year 2018-2019.....\$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 of Education 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. 390 of this session for Fiscal Year 2017-2018:

<u>School District:</u>	<u>2017-2018</u>
Clark County School District	\$38,741,220
Washoe County School District	\$7,307,685

4. Except as otherwise provided in subsection 5, the Department of Education shall calculate an amount of funding for each pupil identified as English Learner for Fiscal Year 2018-2019, by dividing the money appropriated in subsection 1 for Fiscal Year 2018-2019 by the total final count of such pupils in Fiscal Year 2017-2018 and shall transfer the applicable sums to the school districts specified in subsection 3.

5. Of the sums appropriated by subsection 1, the Department of Education shall use not more than \$3,901,095 in Fiscal Year 2017-2018 and the amount determined in subsection 4 other than the amounts determined for the Clark County School District and Washoe County School District in Fiscal Year 2018-2019, which must be used only to carry out the provisions of Senate Bill No. 390 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.

6. Any remaining balance of the transfers made by subsection 3 for Fiscal Year 2017-2018 must be added to the money transferred for Fiscal Year 2018-2019 and may be expended as that money is expended. Any remaining balance of the transfers made by subsection 4 for Fiscal Year 2018-2019, including any money added from the previous fiscal year, must not be committed for expenditure after June 30, 2019, and must be reverted to the State General Fund on or before September 20, 2019.

7. Any remaining balance of the transfers made by subsection 5 for Fiscal Year 2017-2018 must be added to the money transferred for Fiscal Year 2018-2019 and may be expended as that money is expended. Any remaining balance of the transfers made pursuant to subsection 5 for Fiscal Year 2018-2019, including any money added from the previous fiscal year, must not be committed for expenditure after June 30, 2019, and must be reverted to the State General Fund on or before September 20, 2019.

8. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2019, 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 20, 2019, 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 20, 2019.

Sec. 23. 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 387.1247 a total of \$10,000,000 in both Fiscal Year 2017-2018 and Fiscal

Year 2018-2019 to be distributed by the Commission on Educational Technology created by NRS 388.790 for the 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. The money must not be used for administrative expenditures of the Department of Education.

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 appropriation made by subsection 1 for Fiscal Year 2017-2018 must be added to the money appropriated for Fiscal Year 2018-2019 and may be expended as that money is expended. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2018-2019, including any such money added from the previous fiscal year, must not be committed for expenditure after June 30, 2019, and does not revert to the State General Fund.

Sec. 24. 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 387.1247 the following sums:

For the Fiscal Year 2017-2018.....	\$25,000,000
For the Fiscal Year 2018-2019.....	\$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. The Department of Education shall transfer from the appropriation made by subsection 1 to school districts and charter schools which must be used only to carry out the provisions of Assembly Bill No. 447 of this session for Fiscal Year 2017-2018 and Fiscal Year 2018-2019, respectively.

4. Any remaining balance of the transfers made to carry out the provisions of Assembly Bill 447 of this session for Fiscal Year 2017-2018 must be added to the money transferred for Fiscal Year 2018-2019 and may be expended as that money is expended. Any remaining balance of the transfers made to carry out the provisions of Assembly Bill No. 447 of this session for Fiscal Year 2018-2019, including any money added from the previous fiscal year, must not be committed for expenditure after June 30, 2019, and must be reverted to the State General Fund on or before September 20, 2019.

Sec. 25. 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 387.1247 the following sums:

For the Fiscal Year 2017-2018.....	\$10,710,673
For the Fiscal Year 2018-2019.....	\$10,710,673

2. The Department of Education shall transfer from the appropriation made by subsection 1 to school districts and charter schools for block grants for contract or employee social workers or other licensed mental health workers in schools with identified needs. The money must not be used for administrative expenditures of the Department of Education.

3. For purposes of the allocations of sums for the block grant program described in subsection 2, eligible licensed social or other mental health workers include the following:

- (a) Licensed Clinical Social Worker;
- (b) Social Worker;
- (c) Social Worker Intern with Supervision;
- (d) Clinical Psychologist;
- (e) Psychologist Intern with Supervision;
- (f) Marriage and Family Therapist;
- (g) Mental Health Counselor;
- (h) Community Health Worker;
- (i) School-Based Health Centers; and
- (j) Licensed Nurse.

4. 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.

5. Any remaining balance of the transfer made by subsection 2 for Fiscal Year 2017-2018 must be added to the money transferred for Fiscal Year 2018-2019 and may be expended as that money is expended. Any remaining balance of the transfer made by subsection 2 for Fiscal Year 2018-2019, including any such money added from the previous fiscal year, must not be committed for expenditure after June 30, 2019, and does not revert to the State General Fund.

6. Expenditure of \$478,127 in both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 from money in the Account for Programs for Innovation and the Prevention of Remediation that was not appropriated from the State General Fund is hereby authorized for the block grant program described in subsection 2.

7. For the purposes of accounting and reporting, the sum authorized for expenditure by subsection 6 is considered to be expended before any appropriation is made to the Account for Programs for Innovation and the Prevention of Remediation from the State General Fund.

8. The money authorized to be expended by subsection 6 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.

9. The Director of the Office of Finance in the Office of the Governor may, with the approval of the Governor, authorize the augmentation of the amounts authorized for expenditure by the Department of Education in subsection 6, for the purpose of the block grant program described in subsection 2 with amounts from any other state agency, from any agency of local government, from any agency of the Federal Government or from any other source that he or she determines is in excess of the amount taken into consideration by this act. The Director of the Office of Finance shall reduce any authorization whenever he or she determines that money to be received will be less than the amount authorized in subsection 6.

Sec. 26. 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 387.1247 the following sums:

For the Fiscal Year 2017-2018.....	\$2,500,000
For the Fiscal Year 2018-2019.....	\$2,500,000

2. On or before August 31, 2017, 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, 2017, the State Board of Education 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 391A.450. A board of trustees of a school district may only use such money to provide incentives to licensed teachers who were not employed by the board of trustees during the 2016-2017 school year and:

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

(1) Is a Title I school as defined in NRS 385A.040; 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 2017-2018 school year; or

(b) Are licensed to teach special education and employed full time.

4. An incentive provided pursuant to subsection 3 may be used to increase the base salary of a teacher for the 2017-2018 and 2018-2019 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 2018-2019 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 2017-2018 must be added to the money appropriated for Fiscal Year 2018-2019 and may be expended as that money is expended. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2018-2019, including any such money added from the previous fiscal year, must not be committed for expenditure after June 30, 2019, and does not revert to the State General Fund.

Sec. 27. 1. There is hereby appropriated from the State General Fund to the Professional Development Programs Account:

For the Fiscal Year 2017-2018..... \$7,560,948

For the Fiscal Year 2018-2019..... \$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. 28. 1. Of the sums appropriated by subsection 1 of section 27 of this act, the Department of Education shall transfer the following sums for Fiscal Year 2017-2018 and Fiscal Year 2018-2019:

<u>School District</u>	<u>2017-2018</u>	<u>2018-2019</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 2017-2018 must be added to the money received by the school districts for Fiscal Year 2018-2019 and may be expended as that money is expended. Any remaining balance of the transfers made by subsection 1 for Fiscal Year 2018-2019, including any money added from the transfer for the previous fiscal year, must not be committed for expenditure after June 30, 2019, and must be reverted to the State General Fund on or before September 20, 2019.

Sec. 29. 1. Of the sums appropriated by subsection 1 of section 27 of this act, the Department of Education shall transfer to the Statewide Council for the Coordination of the Regional Training Programs created by NRS 391A.130 the sum of \$100,000 in both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 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 purpose 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 transfer made by subsection 1 for Fiscal Year 2017-2018 must be added to the money received by the Statewide Council for Fiscal Year 2018-2019 and may be expended as that money is expended. Any remaining balance of the transfer made by subsection 1 for Fiscal Year 2018-2019, including any money added from the transfer for the previous fiscal year, must not be committed for expenditure after June 30, 2019, and must be reverted to the State General Fund on or before September 20, 2019.

Sec. 30. 1. There is hereby appropriated from the State General Fund to the Great Teaching and Leading Fund created by NRS 391A.500 the following sums:

For the Fiscal Year 2017-2018..... \$4,866,478

For the Fiscal Year 2018-2019..... \$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.

3. The Department of Education shall transfer the money appropriated in subsection 1 for competitive grants which must be used only to carry out the provisions of NRS 391A.500 to 391A.515, inclusive.

4. Any remaining balance of the transfer made by subsection 3 for Fiscal Year 2017-2018 must be added to the transfers for Fiscal Year 2018-2019 and may be expended as that money is expended. Any remaining balance of the transfer made by subsection 3 for Fiscal Year 2018-2019, including any such money added from the previous fiscal year, must not be committed for expenditure after June 30, 2019, and does not revert to the State General Fund.

5. Expenditure of \$40,776 in both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 from money in the Great Teaching and Leading Fund that was not appropriated from the State General Fund is hereby authorized to carry out the provisions of NRS 391A.500 to 391A.515, inclusive.

6. For the purposes of accounting and reporting, the sum authorized for expenditure by subsection 5 is considered to be expended before any appropriation is made to the Great Teaching and Leading Fund from the State General Fund.

7. The money authorized to be expended by subsection 5 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.

8. The Director of the Office of Finance in the Office of the Governor may, with the approval of the Governor, authorize the augmentation of the amounts authorized for expenditure by the Department of Education in subsection 5, for the purpose of carrying out the provisions of NRS 391A.500 to 391A.515, inclusive, with amounts from any other state agency, from any agency of local government, from any agency of the Federal Government or from any other source that he or she determines is in excess of the amount taken into consideration by this act. The Director of the Office of Finance shall reduce any authorization whenever he or she determines that money to be received will be less than the amount authorized in subsection 5.

Sec. 31. 1. There is hereby appropriated from the State General Fund to the Contingency Account for Special Education Services created by NRS 388.5243 the sum of \$100 in both Fiscal Year 2017-2018 and Fiscal Year 2018-2019.

2. There is hereby authorized for expenditure from the Contingency Account for Special Education Services the sum of \$1,999,900 in both Fiscal Year 2017-2018 and Fiscal Year 2018-2019.

3. The money appropriated by subsection 1 and authorized to be expended by subsection 2 must be used only to carry out the purpose of the Contingency Account for Special Education Services created by NRS 388.5243.

4. Any remaining balance of the money appropriated by subsection 1 for Fiscal Year 2017-2018 and Fiscal Year 2018-2019 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 21, 2018, and September 20, 2019, for each fiscal year respectively.

Sec. 32. 1. There is hereby appropriated from the State General Fund to the Grant Fund for Incentives for Licensed Educational Personnel created by NRS 391A.400 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 2017-2018.....	\$1,000,000
For the Fiscal Year 2018-2019.....	\$1,000,000

2. The money appropriated by subsection 1 is available for either fiscal year with the approval of the Interim Finance Committee upon the recommendation of

the Governor. Any remaining balance of those sums must not be committed for expenditure after June 30, 2019, and must be reverted to the State General Fund on or before September 20, 2019.

Sec. 33. 1. There is hereby appropriated from the State General Fund to the Bullying Prevention Account created by NRS 388.1325 to provide bullying prevention grant funding to school districts:

For the Fiscal Year 2017-2018..... \$45,000

For the Fiscal Year 2018-2019..... \$45,000

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 appropriation made by subsection 1 must not be committed for expenditure after June 30, 2019, 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 20, 2019, 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 20, 2019.

Sec. 34. 1. There is hereby appropriated from the State General Fund to the Teach Nevada Scholarship Program Account created by NRS 391A.575 to award grants to universities, colleges and other providers of an alternative licensure program that are approved to award Teach Nevada Scholarships pursuant to NRS 391A.585:

For the Fiscal Year 2017-2018..... \$2,500,000

For the Fiscal Year 2018-2019..... \$2,500,000

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. Expenditure of \$13,892 in both Fiscal Year 2017-2018 and Fiscal Year 2018-2019 from money in the Teach Nevada Scholarship Program Account that was not appropriated from the State General Fund is hereby authorized to award grants to universities, colleges and other providers of an alternative licensure program that are approved to award Teach Nevada Scholarships pursuant to NRS 391A.585.

4. For the purposes of accounting and reporting, the sum authorized for expenditure by subsection 3 is considered to be expended before any appropriation is made to the Teach Nevada Scholarship Program Account from the State General Fund.

Sec. 35. 1. There is hereby appropriated from the State General Fund to the Teachers' School Supplies Reimbursement Account created by NRS 387.1253 to reimburse teachers for out-of-pocket expenses incurred in connection with purchasing necessary school supplies for the pupils they instruct:

For the Fiscal Year 2017-2018..... \$2,500,000

For the Fiscal Year 2018-2019..... \$2,500,000

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 appropriation made by subsection 1 must not be committed for expenditure after June 30, 2019, 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 20, 2019, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and does not revert to the State General Fund.

Sec. 36. 1. Expenditure of the following sums not appropriated from the State General Fund or the State Highway Fund is hereby authorized during Fiscal Year 2017-2018 and Fiscal Year 2018-2019 by the Department of Education for the State Supplemental School Support Account created by NRS 387.191:

For the Fiscal Year 2017-2018..... \$185,056,000

For the Fiscal Year 2018-2019..... \$191,092,000

2. The Superintendent of Public Instruction shall transfer all money credited to the State Supplemental School Support Account on and after July 1, 2017, through June 30, 2019, to the State Distributive School Account.

Sec. 37. The nonprofit organization to which a grant is awarded pursuant to section 1 of chapter 485, Statutes of Nevada, 2015, at page 2871, shall:

1. Prepare and transmit a report to the Office of Finance in the Office of the Governor and the Interim Finance Committee on or before July 31, 2018, that describes each expenditure made from the grant of money from July 1, 2017, through June 30, 2018;

2. Prepare and transmit a report to the Office of Finance in the Office of the Governor and the Interim Finance Committee on or before July 31, 2019, that describes each expenditure made from the grant of money from July 1, 2018, through June 30, 2019; and

3. Upon request of the Legislative Commission, make available to the Legislative Auditor any of the books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise, of the nonprofit organization, regardless of their form or location, that the Legislative Auditor deems necessary to conduct an audit of the use of the grant of money.

Sec. 38. 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 and NRS 387.193 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 or before February 1, May 1, August 1 and November 1 of ~~2018,~~ **2020**, 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 each quarter of the school year. This determination governs the distribution of money pursuant to this subsection until the next quarterly 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 and NRS 387.193, to the extent that the Superintendent incurs any cost the Superintendent would not have incurred but for the enactment of this section and NRS 387.193, but in no case exceeding the amount authorized by statute for this purpose.

Sec. 39. NRS 391A.575 is hereby amended to read as follows:

391A.575 1. The Teach Nevada Scholarship Program Account is hereby created in the State General Fund. The Account must be administered by the State Board.

2. The interest and income earned on:

(a) The money in the Account, after deducting any applicable charges; and

(b) Unexpended appropriations made to the Account from the State General Fund,

must be credited to the Account.

3. Any money remaining in the Account at the end of a fiscal year including, without limitation, any unexpended appropriations made to the Account from the State General Fund does not revert to the State General Fund, and the balance in the Account must be carried forward to the next fiscal year.

4. The State Board may accept gifts and grants of money from any source for deposit in the Account.

5. The money in the Account may only be used to ~~award~~ :

(a) Award grants to universities, colleges and other providers of an alternative licensure program that are approved to award Teach Nevada Scholarships pursuant to NRS 391A.585.

(b) *Disburse the money retained pursuant to paragraph (b) of subsection 2 of NRS 391A.580 to a scholarship recipient who meets the requirements of subsection 4 of NRS 391A.585.*

Sec. 40. NRS 391A.580 is hereby amended to read as follows:

391A.580 1. A public or private university, college or other provider of an alternative licensure program in this State is eligible to apply to the State Board for a grant from the Account to award scholarships to students who attend the university, college or other provider of an alternative licensure program to complete a program offered by the university, college or other provider of an alternative licensure program that has been approved by the State Board and which:

(a) Upon completion makes a student eligible to obtain a license to teach kindergarten, any grade from grades 1 through 12 or in the subject area of special education in this State; or

(b) Allows a student to specialize in the subject area of early childhood education.

2. The State Board shall:

(a) Establish the number of Teach Nevada Scholarships that will be available each year based upon the amount of money available in the Account.

(b) Review all applications submitted pursuant to subsection 1 and award a grant of money from the Account to an approved university, college or other provider of an alternative licensure program to the extent that money is available in an amount determined by the State Board. *The State Board shall retain 25 percent*

of such an award in the Account for disbursement to a scholarship recipient who meets the requirements of subsection 4 of NRS 391A.585.

3. The State Board may prioritize the award of grants from the Account to a university, college or other provider of an alternative licensure program that demonstrates the university, college or other provider of an alternative licensure program will provide scholarships to a greater number of recipients who:

(a) Are veterans or the spouses of veterans;

(b) Intend to teach in public schools in this State which have the highest shortage of teachers;

(c) Have been economically disadvantaged or belong to a racial or ethnic minority group; or

(d) Will be eligible to teach in a subject area for which there is a shortage of teachers. Such a subject area may include, without limitation, science, technology, engineering, mathematics, special education or English as a second language.

4. A student may apply for a Teach Nevada Scholarship from a university, college or other provider of an alternative licensure program that receives a grant from the Account only if the student attends or has been accepted to attend the university, college or other provider of an alternative licensure program to complete a program described in subsection 1. An application submitted by the student must identify the program to be completed and the date by which the student must complete the program to finish on schedule.

5. The State Board may adopt any regulations necessary to carry out the provisions of NRS 391A.550 to 391A.590, inclusive.

Sec. 41. NRS 391A.585 is hereby amended to read as follows:

391A.585 1. Each university, college or other provider of an alternative licensure program that is awarded a grant of money from the Account pursuant to NRS 391A.580 shall use the money to award Teach Nevada Scholarships to students who will attend the university, college or other provider of an alternative licensure program with the intent to complete a program described in subsection 1 of NRS 391A.580. Such students may include, without limitation:

(a) Recent high school graduates who enroll in a program described in subsection 1 of NRS 391A.580;

(b) Students who are enrolled at a university or college who change their academic program or major to a program described in subsection 1 of NRS 391A.580;

(c) Students who have completed some credits at a university or college and who enroll in a program described in subsection 1 of NRS 391A.580;

(d) Students who possess a bachelor's degree in a field other than education who pursue an alternative route to licensure as a teacher;

(e) Veterans and the spouses of veterans; and

(f) Students who have had some experience working in a classroom, including, without limitation, as a paraprofessional or substitute teacher.

2. A university, college or other provider of an alternative licensure program may award a Teach Nevada Scholarship to a scholarship recipient in an amount not to exceed \$3,000 per semester or \$24,000 in the aggregate.

3. A university, college or other provider of an alternative licensure program that awards a Teach Nevada Scholarship shall, at the beginning of each semester ~~+~~

~~—(a) Disburse~~ *disburse* to the scholarship recipient 75 percent of the scholarship money awarded to the scholarship recipient for the semester. ~~+~~ *and*

~~—(b) Deposit 25 percent of such money into a trust account established for the scholarship recipient.~~

4. A scholarship recipient may only receive the *25 percent of the scholarship money* ~~deposited in the trust account established~~ *that is retained by the State*

Board pursuant to paragraph (b) of subsection ~~3.2~~ **2 of NRS 391A.580** if the scholarship recipient:

(a) Completes the program for which he or she was awarded the scholarship;

(b) Maintains employment as a teacher at a public school in this State for 5 consecutive school years immediately following completion of the program ~~and~~ **unless the State Board waives this requirement for good cause shown;** and

(c) Meets any other requirements established by the State Board.

5. To receive the **25 percent of the scholarship** money ~~placed into the trust account retained by the State Board~~ pursuant to paragraph (b) of subsection ~~3.2~~ **2 of NRS 391A.580**, a scholarship recipient who meets the requirements set forth in subsection 4 must request the ~~university, college or other provider of an alternative licensure program that established the trust account to withdraw~~ **the State Board to disburse** the money within ~~120 days~~ **1 year** after the 5-year anniversary of the date on which the scholarship recipient ~~completed the program for which he or she was awarded the scholarship. Any money in a trust account that is not claimed within that time reverts to the university, college or other provider of an alternative licensure program that established the trust account and must be used only to pay any costs associated with a program described in subsection 1 of NRS 391A.580.~~

~~6. If a scholarship recipient fails to meet the requirements of subsection 4, the university, college or other provider of an alternative licensure program that established the trust account for the scholarship recipient must transfer any money in the trust account to the State Board for credit to the Account.~~ **meets the requirements of subsection 4.**

Sec. 42. NRS 391A.590 is hereby amended to read as follows:

391A.590 1. If a scholarship recipient does not complete the program for which the scholarship was awarded for any reason, including, without limitation, withdrawing from the university, college or other provider of an alternative licensure program or pursuing another course of study, the university, college or other provider of an alternative licensure program that awarded the scholarship must pay to the State Board for credit to the Account:

(a) ~~Any amount of money placed in a trust account on behalf of the scholarship recipient pursuant to NRS 391A.585;~~

~~(b)~~ Any amount of money that the university, college or other provider of an alternative licensure program has received but has not yet disbursed to the scholarship recipient pursuant to NRS 391A.585; and

~~(c)~~ (b) An amount of money equal to the total amount of money disbursed to the scholarship recipient pursuant to NRS 391A.585 or \$1,000, whichever is less.

2. If a scholarship recipient completes the program for which the scholarship was awarded on schedule, as described in the application for the scholarship submitted pursuant to NRS 391A.580, to the extent that money is available for this purpose, the State Board shall pay \$1,000 to the university, college or other provider of an alternative licensure program that awarded the scholarship. Any money received by a university, college or other provider of an alternative licensure program pursuant to this section must be used to pay costs associated with providing a program described in subsection 1 of NRS 391A.580.

Sec. 43. Any balance remaining on June 30, 2017, in a trust account established for a scholarship recipient by a university, college or other provider of an alternative licensure program pursuant to NRS 391A.585 must be transferred to the State Board of Education for credit to the Teach Nevada Scholarship Program Account created by NRS 391A.575 for disbursement to the scholarship recipient if the scholarship recipient meets the requirements of subsection 4 of NRS 391A.585, as amended by section 41 of this act.

1 **Sec. 44.** Section 8 of chapter 4, Statutes of Nevada 2009, as last amended by
2 section 42 of chapter 537, Statutes of Nevada 2015, at page 3758, is hereby
3 amended to read as follows:

4 Sec. 8. Transitory provision.

5 1. Notwithstanding the expiration of section 4 of this measure on June
6 30, 2011, any tax and any interest or penalty owing and unpaid as of that
7 date and collected on or before October 1, 2011, must be paid, deposited
8 and credited to the State General Fund as provided in that section.

9 2. The Superintendent of Public Instruction shall make the initial
10 transfer from the State Supplemental School Support Account, as required
11 by section 6 of this measure, on or before February 1, ~~2018~~ 2020.

12 3. The board of trustees of each school district and the governing
13 body of each charter school shall prepare their initial reports to the
14 Superintendent of Public Instruction, as required by section 6 of this
15 measure, on or before November 10, ~~2018~~ 2020.

16 **Sec. 45.** Section 2 of chapter 485, Statutes of Nevada 2015, at page 2872, is
17 hereby amended to read as follows:

18 Sec. 2. This act becomes effective on July 1, 2015, and expires by
19 limitation on June 30, ~~2017~~ 2019.

20 **Sec. 46.** 1. This section and sections 1 to 21, inclusive, 23 and 25 to 44,
21 inclusive, of this act become effective on July 1, 2017.

22 2. Section 22 of this act becomes effective on July 1, 2017, if and only if
23 Senate Bill No. 390 of this session is enacted by the Legislature and approved by
24 the Governor.

25 3. Section 24 of this act becomes effective on July 1, 2017, if and only if
26 Assembly Bill No. 447 of this session is enacted by the Legislature and approved
27 by the Governor.