

SENATE BILL NO. 301—COMMITTEE ON EDUCATION

(OH BEHALF OF THE SUNSET SUBCOMMITTEE
OF THE LEGISLATIVE COMMISSION)

MARCH 17, 2017

Referred to Committee on Education

SUMMARY—Revises provisions relating to education.
(BDR 34-550)

FISCAL NOTE: Effect on Local Government: No.
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; abolishing the State Board for Career and Technical Education and transferring certain duties to the State Board of Education and the Superintendent of Public Instruction; changing the name of the Advisory Council on Parental Involvement and Family Engagement and revising certain duties of the Council; abolishing the Interagency Panel; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Sunset Subcommittee of the Legislative Commission to review certain boards and commissions in this State to determine whether the board or commission should be terminated, modified, consolidated or continued. (NRS 232B.210-232B.250)

Existing law creates the State Board for Career and Technical Education, which is comprised of the same members who serve on the State Board of Education, and provides that the Superintendent of Public Instruction serves as Executive Officer of the State Board for Career and Technical Education. (NRS 385.010, 388.330-388.400) Existing law also requires the Executive Officer to make a biennial report to the Governor. (NRS 388.370) As recommended by the Sunset Subcommittee, **sections 1, 7-20, 25 and 26** of this bill abolish the State Board for Career and Technical Education and transfer the duties of that Board and its Executive Officer to the State Board of Education and the Superintendent of Public Instruction, as applicable. Finally, **section 3** of this bill revises the annual report of the state of public education in this State made by the Department of Education to include a description of any policies, plans and programs for promoting, extending and



improving career and technical education and **section 31** repeals the annual report made separately by the Executive Officer. (NRS 385.230)

Existing law requires the Superintendent of Public Instruction to establish an Advisory Council on Parental Involvement and Family Engagement with powers and duties designed to assist schools with increasing parental involvement, including reviewing certain policies and practices by the State Board, boards of trustees of school districts and schools. (NRS 385.610, 385.620) As recommended by the Sunset Subcommittee, **sections 4-6** of this bill change the name of the Advisory Council to the Advisory Council for Family Engagement and modify the annual reporting requirements of the Advisory Council.

Existing law establishes an Interagency Panel responsible for making recommendations concerning the placement of persons with disabilities who are eligible to receive certain special education services. (NRS 388.5237) As recommended by the Sunset Subcommittee, **section 31** of this bill abolishes the Interagency Panel.

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

Section 1. NRS 385.010 is hereby amended to read as follows:

385.010 1. A Department of Education is hereby created.

2. The Department consists of the State Board of Education ~~†~~
~~the State Board for Career and Technical Education†~~ and the
Superintendent of Public Instruction.

3. The Superintendent of Public Instruction is the executive
head of the Department.

Sec. 2. (Deleted by amendment.)

Sec. 3. NRS 385.230 is hereby amended to read as follows:

385.230 1. The Department shall, in conjunction with the
State Board, prepare an annual report of the state of public
education in this State. The report must include, without limitation:

(a) An analysis of each annual report of accountability prepared
by the State Board pursuant to NRS 385A.400;

(b) An update on the status of K-12 public education in this
State;

(c) A description of the most recent vision and mission
statements of the State Board and the Department, including,
without limitation, the progress made by the State Board and
Department in achieving those visions and missions;

(d) A description of the goals and benchmarks for improving the
academic achievement of pupils which are included in the plan to
improve the achievement of pupils required by NRS 385.111;

*(e) A description of any policies, plans and programs for
promoting, extending and improving career and technical
education for pupils;*

~~†(e)†~~ (f) A description of any significant changes made to the
collection, maintenance or transfer of data concerning pupils by the



1 Department, a school district, a sponsor of a charter school or a
2 university school for profoundly gifted pupils;

3 ~~(f)~~ (g) Any new data elements, including, without limitation,
4 data about individual pupils and aggregated data about pupils within
5 a defined group, proposed for inclusion in the automated system of
6 accountability information for Nevada established pursuant to
7 NRS 385A.800;

8 ~~(e)~~ (h) An analysis of the progress the public schools have
9 made in the previous year toward achieving the goals and
10 benchmarks for improving the academic achievement of pupils;

11 ~~(h)~~ (i) An analysis of whether the standards and examinations
12 adopted by the State Board adequately prepare pupils for success in
13 postsecondary educational institutions and in career and workforce
14 readiness;

15 ~~(i)~~ (j) An analysis of the extent to which school districts and
16 charter schools recruit and retain effective teachers and principals;

17 ~~(j)~~ (k) An analysis of the ability of the automated system of
18 accountability information for Nevada established pursuant to NRS
19 385A.800 to link the achievement of pupils to the performance of
20 the individual teachers assigned to those pupils and to the principals
21 of the schools in which the pupils are enrolled;

22 ~~(k)~~ (l) An analysis of the extent to which the lowest
23 performing public schools have improved the academic achievement
24 of pupils enrolled in those schools;

25 ~~(l)~~ (m) A summary of the innovative educational programs
26 implemented by public schools which have demonstrated the ability
27 to improve the academic achievement of pupils, including, without
28 limitation:

29 (1) Pupils who are economically disadvantaged, as defined
30 by the State Board;

31 (2) Pupils from major racial and ethnic groups, as defined by
32 the State Board;

33 (3) Pupils with disabilities;

34 (4) Pupils who are limited English proficient; and

35 (5) Pupils who are migratory children, as defined by the State
36 Board; and

37 ~~(m)~~ (n) A description of any plan of corrective action
38 requested by the Superintendent of Public Instruction from the board
39 of trustees of a school district or the governing body of a charter
40 school and the status of that plan.

41 2. In odd-numbered years, the Superintendent of Public
42 Instruction shall present the report prepared pursuant to subsection 1
43 in person to the Governor and each standing committee of the
44 Legislature with primary jurisdiction over matters relating to K-12



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1 public education at the beginning of each regular session of the
2 Legislature.

3 3. In even-numbered years, the Superintendent of Public
4 Instruction shall, on or before January 31, submit a written copy of
5 the report prepared pursuant to subsection 1 to the Governor and to
6 the Legislative Committee on Education.

7 **Sec. 4.** NRS 385.600 is hereby amended to read as follows:

8 385.600 As used in NRS 385.600 to 385.635, inclusive, unless
9 the context otherwise requires, "Advisory Council" means the
10 Advisory Council ~~for Parental Involvement and~~ **for** Family
11 Engagement established pursuant to NRS 385.610.

12 **Sec. 5.** NRS 385.610 is hereby amended to read as follows:

13 385.610 1. The Superintendent of Public Instruction shall
14 establish an Advisory Council ~~for Parental Involvement and~~ **for**
15 Family Engagement. The Advisory Council is composed of 11
16 members.

17 2. The Superintendent of Public Instruction shall appoint the
18 following members to the Advisory Council:

19 (a) Two parents or legal guardians of pupils enrolled in public
20 schools;

21 (b) Two teachers in public schools;

22 (c) One administrator of a public school;

23 (d) One representative of a private business or industry;

24 (e) One member of the board of trustees of a school district in a
25 county whose population is 100,000 or more;

26 (f) One member of the board of trustees of a school district in a
27 county whose population is less than 100,000; and

28 (g) One member who is the President of the Board of Managers
29 of the Nevada Parent Teacher Association or its successor
30 organization, or a designee nominated by the President.

31 ➤ The Superintendent of Public Instruction shall, to the extent
32 practicable, ensure that the members the Superintendent appoints to
33 the Advisory Council reflect the ethnic, economic and geographic
34 diversity of this State.

35 3. The Speaker of the Assembly shall appoint one member of
36 the Assembly to the Advisory Council.

37 4. The Majority Leader of the Senate shall appoint one member
38 of the Senate to the Advisory Council.

39 5. The Advisory Council shall elect a Chair and Vice Chair
40 from among its members. The Chair and Vice Chair serve a term of
41 1 year.

42 6. After the initial terms:

43 (a) The term of each member of the Advisory Council who is
44 appointed by the Superintendent of Public Instruction is 3 years.



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(b) The term of each member of the Advisory Council who is appointed by the Speaker of the Assembly and the Majority Leader of the Senate is 2 years.

7. The Department shall provide:

(a) Administrative support to the Advisory Council; and

(b) All information that is necessary for the Advisory Council to carry out its duties.

8. For each day or portion of a day during which a member of the Advisory Council who is a Legislator attends a meeting of the Advisory Council or is otherwise engaged in the business of the Legislature, the member is entitled to receive the:

(a) Compensation provided for a majority of the members of the Legislature during the first 60 days of the preceding regular session;

(b) Per diem allowance provided for state officers generally; and

(c) Travel expenses provided pursuant to NRS 218A.655.

➔ The compensation, per diem allowances and travel expenses of the legislative members of the Advisory Council must be paid from the Legislative Fund.

9. A member of the Advisory Council who is not a Legislator is entitled to receive the per diem allowance and travel expenses provided for state officers and employees generally for each day or portion of a day during which the member attends a meeting of the Advisory Council or is otherwise engaged in the business of the Advisory Council. The per diem allowance and travel expenses for the members of the Advisory Council who are not Legislators must be paid by the Department.

Sec. 6. NRS 385.620 is hereby amended to read as follows:

385.620 The Advisory Council shall:

1. Review the policy of parental involvement adopted by the State Board and the policy of parental involvement and family engagement adopted by the board of trustees of each school district pursuant to NRS 392.457;

2. Review the information relating to communication with and participation, involvement and engagement of parents and families that is included in the annual report of accountability for each school district pursuant to NRS 385A.320 and similar information in the annual report of accountability prepared by the State Public Charter School Authority, the Achievement School District and a college or university within the Nevada System of Higher Education that sponsors a charter school pursuant to subsection 3 of NRS 385A.070;

3. Review any effective practices carried out in individual school districts to increase parental involvement and family



1 engagement and determine the feasibility of carrying out those
2 practices on a statewide basis;

3 4. Review any effective practices carried out in other states to
4 increase parental involvement and family engagement and
5 determine the feasibility of carrying out those practices in this State;

6 5. Identify methods to communicate effectively and provide
7 outreach to parents, legal guardians and families of pupils who have
8 limited time to become involved in the education of their children
9 for various reasons, including, without limitation, work schedules,
10 single-parent homes and other family obligations;

11 6. Identify the manner in which the level of parental
12 involvement and family engagement affects the performance,
13 attendance and discipline of pupils;

14 7. Identify methods to communicate effectively with and
15 provide outreach to parents, legal guardians and families of pupils
16 who are limited English proficient;

17 8. Determine the necessity for the appointment of a statewide
18 parental involvement and family engagement coordinator or a
19 parental involvement and family engagement coordinator in each
20 school district, or both;

21 9. Work in collaboration with the Office of Parental
22 Involvement and Family Engagement created by NRS 385.630 to
23 carry out the duties prescribed in NRS 385.635; *and*

24 10. ~~{On or before July 1 of each year, submit a report to the~~
25 ~~Legislative Committee on Education describing the activities of the~~
26 ~~Advisory Council and any recommendations for legislation; and~~

27 ~~—11.—~~ On or before February 1 of each ~~{odd-numbered}~~ year,
28 submit a report to the Director of the Legislative Counsel Bureau for
29 transmission to ~~{the next regular session of}~~ the Legislature *in odd-*
30 *numbered years and to the Legislative Commission in even-*
31 *numbered years*, describing the activities of the Advisory Council
32 and any recommendations for legislation.

33 **Sec. 7.** NRS 387.050 is hereby amended to read as follows:

34 387.050 1. The State of Nevada accepts the provisions of,
35 and all of the money provided by, the Vocational Education Act of
36 1963, and any amendments thereof or supplements thereto.

37 2. In addition to the provisions of subsection 1, the State Board
38 ~~{for Career and Technical Education}~~ may accept, and adopt
39 regulations or establish policies for the disbursement of, money
40 appropriated by any Act of Congress and apportioned to the State of
41 Nevada for use in connection with the program for career and
42 technical education.

43 3. In accepting the benefits of the Acts of Congress referred to
44 in subsections 1 and 2, the State of Nevada agrees to comply with
45 all of their provisions and to observe all of their requirements.



4. The State Treasurer is designated custodian of all money received by the State of Nevada from the appropriations made by the Acts of Congress referred to in subsections 1 and 2, and the State Treasurer may receive and provide for the proper custody thereof and make disbursements therefrom in the manner provided in the Acts and for the purposes therein specified on warrants of the State Controller issued upon the order of the ~~{Executive Officer of the State Board for Career and Technical Education.}~~ *Superintendent of Public Instruction.*

5. On warrants of the State Controller issued upon the order of the ~~{Executive Officer of the State Board for Career and Technical Education}~~ *Superintendent of Public Instruction* pursuant to regulations or policies of the *State* Board, the State Treasurer shall also pay out any money appropriated by the State of Nevada to carry out the provisions of this section.

Sec. 8. NRS 388.340 is hereby amended to read as follows:

388.340 ~~{H.}~~ The Superintendent of Public Instruction shall ~~{serve as Executive Officer of the State Board for Career and Technical Education.}~~

~~—2. The Executive Officer shall:~~

~~—(a) Except~~ *, except* as otherwise provided in NRS 388.342, employ personnel for such positions as are approved by the State Board ~~{for Career and Technical Education}~~ and necessary to carry out properly the provisions of this title relating to career and technical education.

~~{(b) Carry into effect the regulations of the State Board for Career and Technical Education.}~~

~~—(c) Maintain an office for the Board.~~

~~—(d) Keep all records of the Board in the office of the Board.}~~

Sec. 9. NRS 388.342 is hereby amended to read as follows:

388.342 The ~~{Executive Officer of the State Board for Career and Technical Education}~~ *Superintendent of Public Instruction* shall appoint a person to oversee programs of career and technical education.

Sec. 10. NRS 388.360 is hereby amended to read as follows:

388.360 The State Board ~~{for Career and Technical Education}~~ *is hereby designated as the sole state agency responsible for the administration of career and technical education in the State of Nevada. The State Board* may:

1. Cooperate with any federal agency, board or department designated to administer the Acts of Congress apportioning federal money to the State of Nevada for career and technical education.

2. Establish policies and adopt regulations for the administration of any legislation enacted pursuant thereto by the State of Nevada.



3. Establish policies and adopt regulations for the administration of money provided by the Federal Government and the State of Nevada for the promotion, extension and improvement of career and technical education in Nevada.

4. Establish policies or regulations and formulate plans for the promotion of career and technical education in such subjects as are an essential and integral part of the system of public education in the State of Nevada.

5. Establish policies to provide for the preparation of teachers of such programs and subjects.

6. Approve positions for such persons as may be necessary to administer the federal act and provisions of this title enacted pursuant thereto for the State of Nevada.

7. Direct ~~its Executive Officer~~ *the Superintendent of Public Instruction* to make studies and investigations relating to career and technical education.

8. Establish policies to promote and aid in the establishment by local communities of schools, departments or classes giving training in career and technical subjects.

9. Cooperate with local communities in the maintenance of such schools, departments or classes.

10. Prescribe qualifications for the teachers, directors and supervisors of career and technical subjects.

11. Provide for the certification of such teachers, directors and supervisors.

12. Establish policies or regulations to cooperate in the maintenance of classes supported and controlled by the public for the preparation of the teachers, directors and supervisors of career and technical subjects, or maintain such classes under its own direction and control.

13. Establish by regulation the qualifications required for persons engaged in the training of teachers for career and technical education.

Sec. 11. NRS 388.365 is hereby amended to read as follows:

388.365 1. All gifts of money which the State Board ~~for Career and Technical Education~~ *is authorized to accept for career and technical education* must be deposited in a permanent trust fund in the State Treasury designated as the Gift Fund for Career and Technical Education.

2. The money available in the Fund must be used only for the purpose specified by the donor, within the scope of the *State* Board's powers and duties. The *State* Board may adopt regulations or establish policies for the disbursement of money from the Fund in accordance with the terms of the gift or bequest on warrants of the State Controller issued upon the orders of the ~~Executive Officer of~~



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~~the State Board for Career and Technical Education.~~
Superintendent of Public Instruction. Any expenditures pursuant to this section may include matching state and federal money available for career and technical education.

3. If all or part of the money accepted by the *State* Board from a donor is not expended before the end of the fiscal year in which the gift was accepted, the remaining balance of the amount donated must remain in the Fund until needed for the purpose specified by the donor.

Sec. 12. NRS 388.380 is hereby amended to read as follows:

388.380 1. Except as otherwise provided in subsection 3, the board of trustees of a school district in a county whose population is 100,000 or more shall and any other board of trustees of a school district may:

(a) Establish and maintain a program of career and technical education giving instruction in the subjects approved by the State Board. ~~{for Career and Technical Education.}~~

(b) Raise and expend money for the establishment and maintenance of a program of career and technical education.

2. A pupil who successfully completes a program of career and technical education and who otherwise satisfies the requirements for graduation from high school must be awarded a high school diploma with an endorsement indicating that the pupil has successfully completed the program of career and technical education. The provisions of this subsection do not preclude a pupil from receiving more than one endorsement on his or her diploma, if applicable.

3. The board of trustees of each school district shall incorporate into the curriculum:

(a) Guidance and counseling in career and technical education in accordance with NRS 389.041; and

(b) Technology.

4. The State Board ~~{for Career and Technical Education}~~ shall adopt regulations prescribing the endorsement of career and technical education for a high school diploma.

Sec. 13. NRS 388.385 is hereby amended to read as follows:

388.385 1. If the board of trustees of a school district has established a program of career and technical education pursuant to NRS 388.380 and to the extent that money is available from this State or the Federal Government, the superintendent of schools of the school district shall appoint an advisory technical skills committee consisting of:

(a) Representatives of businesses and industries in the community;

(b) Employees of the school district who possess knowledge and experience in career and technical education;



- 1 (c) Pupils enrolled in public schools in the school district;
- 2 (d) Parents and legal guardians of pupils enrolled in public
- 3 schools in the school district;
- 4 (e) To the extent practicable, representatives of postsecondary
- 5 educational institutions that provide career and technical education;
- 6 and
- 7 (f) Other interested persons.
- 8 2. An advisory technical skills committee established pursuant
- 9 to subsection 1 shall:
- 10 (a) Review the curriculum, design, content and operation of the
- 11 program of career and technical education to determine its
- 12 effectiveness in:
- 13 (1) Preparing pupils enrolled in the program to enter the
- 14 workforce and meeting the needs of supplying an appropriately
- 15 trained workforce to businesses and industries in the community;
- 16 and
- 17 (2) Complying with the provisions of NRS ~~388.330~~
- 18 **388.340** to 388.400, inclusive, and any regulations adopted pursuant
- 19 thereto.
- 20 (b) Advise the school district regarding the curriculum, design,
- 21 content, operation and effectiveness of the program of career and
- 22 technical education.
- 23 (c) Provide technical assistance to the school district in
- 24 designing and revising as necessary the curriculum for the program
- 25 of career and technical education.
- 26 (d) In cooperation with businesses, industries, employer
- 27 associations and employee organizations in the community, develop
- 28 work-based experiences for pupils enrolled in the program of career
- 29 and technical education. The work-based experiences must:
- 30 (1) Be designed:
- 31 (I) For pupils enrolled in grades 11 and 12, but may be
- 32 offered to pupils enrolled in grades 9 and 10 upon the approval of
- 33 the principal of the school where the program is offered.
- 34 (II) To prepare and train pupils to work as apprentices in
- 35 business settings.
- 36 (2) Allow a pupil to earn academic credit for the work-based
- 37 experience.
- 38 (e) Meet at least three times each calendar year.
- 39 (f) Provide to the superintendent of schools of the school district
- 40 any recommendations regarding the program of career and technical
- 41 education and any actions of the committee.
- 42 (g) Comply with the provisions of chapter 241 of NRS.
- 43 3. The members of an advisory technical skills committee
- 44 serve without compensation.



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Sec. 14. NRS 388.390 is hereby amended to read as follows:

388.390 If the board of trustees of a school district or the governing body of a charter school organizes a program of career and technical education in accordance with the regulations adopted by the State Board ~~{for Career and Technical Education}~~ and the program has been approved by the ~~{Executive Officer of the Board,}~~ *Superintendent of Public Instruction*, the school district or the charter school is entitled to share in federal and state money available for the promotion of career and technical education in the amount determined by the ~~{Executive Officer of the Board,}~~ *Superintendent of Public Instruction*, in accordance with NRS 388.390 to 388.397, inclusive, and the regulations and policies of the *State* Board.

Sec. 15. NRS 388.392 is hereby amended to read as follows:

388.392 1. Of state money appropriated for use in a fiscal year for programs of career and technical education, the State Board ~~{for Career and Technical Education}~~ shall not use more than 7.5 percent to provide leadership and training activities in that fiscal year.

2. Before allocating state money, if any, to provide leadership and training activities, the State Board ~~{for Career and Technical Education}~~ shall:

(a) Distribute 30 percent of the state money in the manner set forth in NRS 388.393; and

(b) Distribute 5 percent of the state money to pupil organizations for career and technical education in the manner set forth in NRS 388.394.

3. After distributing the state money pursuant to subsection 2 and allocating state money, if any, to provide leadership and training activities, the State Board ~~{for Career and Technical Education}~~ shall distribute the remainder of state money in the manner set forth in NRS 388.395.

4. The State Board ~~{for Career and Technical Education}~~ shall request that each industry sector council established pursuant to subsection 2 of NRS 232.935 name one representative to provide recommendations to the ~~{Executive Officer of the State Board for Career and Technical Education}~~ *Superintendent of Public Instruction* on the awarding of grants pursuant to NRS 388.393.

5. As used in this section, "leadership and training activities" means:

(a) Activities by or for pupil organizations for career and technical education;

(b) Training activities for teachers of classes or programs of career and technical education;



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(c) Activities at or for a conference of teachers of classes or programs of career and technical education;

(d) Promotion and marketing of classes or programs of career and technical education; and

(e) The development of standards and assessments of career and technical education for the purposes of leadership and training.

Sec. 16. NRS 388.393 is hereby amended to read as follows:

388.393 1. The board of trustees of a school district or the governing body of a charter school may apply to the State Board ~~{for Career and Technical Education}~~ for a grant for a program of career and technical education, to be paid for with money distributed pursuant to paragraph (a) of subsection 2 of NRS 388.392, by submitting an application to the person appointed pursuant to NRS 388.342.

2. Upon receipt of an application for a grant, the person shall forward the application to each representative of an industry sector council named pursuant to subsection 4 of NRS 388.392 to review the application.

3. The ~~{Executive Officer of the State Board for Career and Technical Education}~~ *Superintendent of Public Instruction* shall review the recommendations of the representatives of the industry sector councils and award grants for the purposes of developing new programs of career and technical education or expanding existing programs of career and technical education. The awarding of grants must be based on the following criteria of the program of career and technical education:

(a) Standards and instruction.

(b) Leadership development.

(c) Practical application of occupational skills.

(d) Quality and competence of personnel.

(e) Facilities, equipment and materials.

(f) Community, business and industry involvement.

(g) Career guidance.

(h) Program promotion.

(i) Program accountability and planning.

(j) Pupil-teacher ratio.

(k) Whether the program will lead to a national credential or certification.

Sec. 17. NRS 388.394 is hereby amended to read as follows:

388.394 1. A pupil organization for career and technical education may apply to the State Board ~~{for Career and Technical Education}~~ for a grant to support the activities of the organization, to be paid for with the money distributed pursuant to paragraph (b) of subsection 2 of NRS 388.392.



2. The State Board ~~for Career and Technical Education~~ shall review all applications submitted pursuant to subsection 1 and award grants to pupil organizations on a fair and equitable basis.

Sec. 18. NRS 388.395 is hereby amended to read as follows:

388.395 1. The board of trustees of a school district or the governing body of a charter school may apply to the State Board ~~for Career and Technical Education~~ for a grant for a program of career and technical education, to be paid for from the remainder of state money described in subsection 3 of NRS 388.392.

2. The State Board ~~for Career and Technical Education~~ shall review all applications submitted pursuant to subsection 1 and award grants based on the following criteria of the program of career and technical education:

- (a) Standards and instruction.
- (b) Leadership development.
- (c) Practical application of occupational skills.
- (d) Quality and competence of personnel.
- (e) Facilities, equipment and materials.
- (f) Community, business and industry involvement.
- (g) Career guidance.
- (h) Program promotion.
- (i) Program accountability and planning.
- (j) Pupil-teacher ratio.

(k) Whether the program will lead to a national credential or certification.

3. The proportion of the total amount awarded pursuant to subsection 2 to a school district or charter school during a fiscal year must not exceed the proportion of the duplicated enrollment of pupils in programs of career and technical education in the school district or charter school during the previous fiscal year, as compared to the duplicated enrollments of pupils in programs of career and technical education throughout the State during the previous fiscal year. For the purposes of determining the duplicated enrollment of pupils in a program of career and technical education, each pupil must be counted once for each program of career and technical education in which he or she is enrolled.

Sec. 19. NRS 388.396 is hereby amended to read as follows:

388.396 For each grant of money awarded pursuant to NRS 388.393, 388.394 or 388.395, the State Board ~~for Career and Technical Education~~ shall designate a program professional to:

1. Evaluate the manner in which the money was expended and the effectiveness of the program for career and technical education for which the money was granted; and

2. Report the results of the review to the State Board . ~~for Career and Technical Education.~~



Sec. 20. NRS 388.400 is hereby amended to read as follows:

388.400 1. The money for career and technical education must be provided for and raised in the manner specified in NRS 387.050 and ~~388.330~~ **388.340** to 388.400, inclusive.

2. The State Treasurer is the custodian of the money and shall make disbursements therefrom on warrants of the State Controller issued upon the order of the ~~Executive Officer of the State Board for Career and Technical Education~~ **Superintendent of Public Instruction.**

Sec. 21. (Deleted by amendment.)

Sec. 22. (Deleted by amendment.)

Sec. 23. (Deleted by amendment.)

Sec. 24. (Deleted by amendment.)

Sec. 25. NRS 610.030 is hereby amended to read as follows:

610.030 1. A State Apprenticeship Council composed of seven members is hereby created.

2. The Labor Commissioner shall appoint:

(a) Three members who are representatives from employer associations and have knowledge concerning occupations in which a person may be apprenticed.

(b) Three members who are representatives from employee organizations and have knowledge concerning occupations in which a person may be apprenticed.

(c) One member who is a representative of the general public and who, before appointment, must first receive the unanimous approval of the members appointed under the provisions of paragraphs (a) and (b).

3. The state official who has been designated by the State Board ~~for Career and Technical~~ **of** Education as being in charge of trade and industrial education is an ex officio member of the State Apprenticeship Council but may not vote.

Sec. 26. NRS 632.2856 is hereby amended to read as follows:

632.2856 1. The training program required for certification as a nursing assistant must consist of 75 hours of instruction. The program must include no less than 60 hours of theory and learning skills in a laboratory setting.

2. Except as otherwise provided in this subsection, the instructor of the program must be a registered nurse with:

(a) Three years of nursing experience which includes direct care of patients and supervision and education of members of the staff; and

(b) Proof of successful completion of training for instructors which has been approved by the Board.



1 ➤ The Board may approve a licensed practical nurse as an instructor
2 if the Board determines that requiring instruction by a registered
3 nurse would create a hardship.

4 3. Except as otherwise provided in NRS 622.090, upon
5 completion of the program, a nursing assistant trainee must pass a
6 test in theory with an overall score of 80 percent and a test of skills
7 on a pass or fail basis. The test of skills must be given by a
8 registered nurse. If the nursing assistant trainee fails either of the
9 tests, the nursing assistant trainee must repeat the training in the
10 areas in which he or she was deficient before taking the certification
11 examination.

12 4. In a program which is based in a facility, a nursing assistant
13 trainee may only perform those tasks he or she has successfully
14 completed in the training program, and must perform those tasks
15 under the direct supervision of a registered nurse or a licensed
16 practical nurse.

17 5. The Board shall adopt regulations not inconsistent with law:

18 (a) Specifying the scope of the training program and the
19 required components of the program;

20 (b) Establishing standards for the approval of programs and
21 instructors; and

22 (c) Designating the basic nursing services which a nursing
23 assistant may provide upon certification.

24 6. Any medical facility, educational institution or other
25 organization may provide a training program if the program meets
26 the requirements set forth in this chapter and in the regulations of
27 the Board, and is approved by the Board. Such a program must be
28 administered through:

29 (a) The Nevada System of Higher Education;

30 (b) A program for career and technical education approved by
31 the State Board ~~for Career and Technical~~ of Education;

32 (c) A public school in this State; or

33 (d) Any other nationally recognized body or agency authorized
34 by law to accredit or approve such programs.

35 7. An educational institution or agency that administers a
36 training program shall:

37 (a) Develop or approve the curriculum for training provided in
38 its service district;

39 (b) Manage the training program; and

40 (c) Work with medical and other facilities to carry out the
41 requirements of paragraphs (a) and (b).

42 **Sec. 27.** (Deleted by amendment.)

43 **Sec. 28.** The provisions of subsection 1 of NRS 218D.380 do
44 not apply to any provision of this act which adds or revises a
45 requirement to submit a report to the Legislature.



* S B 3 0 1 R 1 *

1 **Sec. 29.** 1. Any administrative regulations adopted by an
2 officer, agency or other entity whose name has been changed or
3 whose responsibilities have been transferred pursuant to the
4 provisions of this act to another officer, agency or other entity
5 remain in force until amended by the officer, agency or other entity
6 to which the responsibility for the adoption of the regulations has
7 been transferred.

8 2. Any contracts or other agreements entered into by an officer,
9 agency or other entity whose name has been changed or whose
10 responsibilities have been transferred pursuant to the provisions of
11 this act to another officer, agency or other entity are binding upon
12 the officer, agency or other entity to which the responsibility for the
13 administration of the provisions of the contract or other agreement
14 have been transferred. Such contracts and other agreements may be
15 enforced by the officer, agency or other entity to which the
16 responsibility for the enforcement of the provisions of the contract
17 or other agreement has been transferred.

18 3. Any action taken by an officer, agency or other entity whose
19 name has been changed or whose responsibilities have been
20 transferred pursuant to the provisions of this act to another officer,
21 agency or entity remains in effect as if taken by the officer, agency
22 or other entity to which the responsibility for the enforcement of
23 such actions has been transferred.

24 **Sec. 30.** The Legislative Counsel shall:

25 1. In preparing the Nevada Revised Statutes, use the authority
26 set forth in subsection 10 of NRS 220.120 to substitute
27 appropriately the name of any agency, officer or instrumentality of
28 the State whose name is changed by this act for the name which the
29 agency, officer or instrumentality previously used; and

30 2. In preparing supplements to the Nevada Administrative
31 Code, substitute appropriately the name of any agency, officer or
32 instrumentality of the State whose name is changed by this act for
33 the name which the agency, officer or instrumentality previously
34 used.

35 **Sec. 31.** NRS 388.330, 388.350, 388.370 and 388.5237 are
36 hereby repealed.

37 **Sec. 32.** This act becomes effective on July 1, 2017.

LEADLINES OF REPEALED SECTIONS

388.330 Composition of Board.
388.350 Meetings.



388.370 Biennial report to Governor.
388.5237 Interagency Panel: Responsibility; membership;
duties.

