

Amendment No. 102

Assembly Amendment to Assembly Bill No. 237	(BDR 34-608)
<b>Proposed by:</b> Assembly Committee on Education	
<b>Amends:</b> Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

AMM/AAK



Date: 4/5/2019

A.B. No. 237—Revises provisions governing the reimbursement of certain out-of-pocket expenses for teachers and other educational personnel.  
(BDR 34-608)





## ASSEMBLY BILL NO. 237—ASSEMBLYWOMAN MUNK

MARCH 5, 2019

Referred to Committee on Education

SUMMARY—Revises provisions ~~[governing the reimbursement of certain]~~ relating to out-of-pocket expenses for teachers and other educational personnel. (BDR 34-608)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
Effect on the State: Contains Appropriation not included in Executive Budget.

~

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

AN ACT relating to education; providing for ~~[the reimbursement]~~ a stipend to cover the cost of certain out-of-pocket expenses of certain educational personnel; renaming the Teachers' School Supplies Reimbursement Account as the School Supplies ~~[Reimbursement]~~ Account for Certain Educational Personnel; authorizing the Department of Education to award grants to certain nonprofit organizations; ~~[requiring the board of trustees of a school district or the governing body of a charter school to establish certain requirements for the submission of a request for reimbursement from the Account]~~ making an appropriation; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law establishes the Teachers' School Supplies Reimbursement Account and requires the Department of Education to determine the amount of money available in the Account and apportion the money deposited in the Account among the school districts and charter schools annually based on the number of teachers employed by each school district or charter school, as applicable, up to \$250 per teacher. (NRS 387.1253, 387.1255) Sections 7 and 8 of this bill provide for a stipend to cover the cost of certain out-of-pocket expenses for certain educational personnel, rather than a process for reimbursement. Sections 3 and 7 of this bill expand the educational personnel who are authorized to receive reimbursement a stipend for certain out-of-pocket expenses from the money apportioned from the Account to the school districts and charter schools. Section 6 of this bill renames the Account as the School Supplies Reimbursement Account for Certain Educational Personnel. Sections 7 and 8 of this bill requires the Department to determine the method of payment for the stipend by each school district and charter school to educational personnel. Section 9 of this bill make conforming changes. makes a conforming change. Under existing law, any money remaining in the Account at the end of the fiscal year must be carried forward. (NRS 387.1253) **Section 6** also authorizes the Department of Education to award a grant of money from the Account to certain nonprofit organizations.

Under existing law, the Department of Education determines the amount of money available in the Account to distribute among the school districts and charter schools. Existing law requires the board of trustees of a school district and the governing body of a charter

school to distribute such money to teachers to reimburse expenses incurred by purchasing necessary school supplies for direct educational services the teacher provides to pupils. (NRS 387.1255) **Section 7** of this bill authorizes money from the Account to be used to ~~reimburse~~ **provide a stipend to cover the cost of** out-of-pocket expenses incurred by purchasing school supplies for both direct and indirect educational services.

~~[Existing law also requires the board of trustees of each school district and the governing body of each charter school to determine in what manner to distribute money from the Account to teachers. (NRS 387.1257) Section 8 of this bill requires the board of trustees or the governing body to determine whether to require a receipt submitted by educational personnel to be an original or a photocopy. Section 8 also requires the board of trustees or the governing body to determine a date by which educational personnel must purchase supplies to receive money from the Account for that fiscal year.]~~

**Section 10** of this bill makes an appropriation to the Account.

---

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

**Section 1.** Chapter 387 of NRS is hereby amended by adding thereto the provisions set forth as sections 2, 3 and 4 of this act.

**Sec. 2.** *“Direct educational services” means activities that directly educate pupils, including, without limitation, classroom instruction.*

**Sec. 3.** *“Educational personnel” means a licensed or certified employee of a school district who devotes the majority of his or her working time to the rendering of direct or indirect educational services to pupils, including, without limitation, a school counselor, ~~school nurse, school librarian, paraprofessional,~~ speech-language pathologist and substitute teacher if the substitute teacher is employed as a substitute teacher for 20 consecutive days or more in the same classroom or assignment.*

**Sec. 4.** *“Indirect educational services” means activities that support the ability of pupils to successfully receive direct educational services, including, without limitation, counseling, medical services and library services.*

**Sec. 5.** NRS 387.1251 is hereby amended to read as follows:

387.1251 As used in NRS 387.1251 to 387.1257, inclusive, ~~“teacher” means a licensed employee of a school district who devotes the majority of his or her working time to the rendering of direct educational service to pupils, except that the term does not include a substitute teacher.] and sections 2, 3 and 4 of this act, unless the context otherwise requires, the words and terms defined in sections 2, 3 and 4 of this act have the meanings ascribed to them in those sections.~~

**Sec. 6.** NRS 387.1253 is hereby amended to read as follows:

387.1253 1. The ~~Teachers’~~ School Supplies ~~Reimbursement~~ Account **for Certain Educational Personnel** is hereby created in the State General Fund. The Department shall administer the Account.

2. The money in the Account must be invested as other money of the State is invested. All interest and income earned on the money in the Account must be credited to the Account.

3. The money in the Account must be used only for the purposes specified in NRS 387.1255.

4. Any money remaining in the Account at the end of a fiscal year does not revert to the State General Fund, and the balance in the Account must be carried forward. **The Department may award a grant of money from the Account to one or more nonprofit organizations which provide school supplies for educational**

1 *personnel if the Department determines that such organizations will provide such*  
2 *supplies more efficiently than using the money in the Account to ~~reimburse~~*  
3 *provide a stipend to educational personnel.*

4 5. The Department may accept gifts, grants, bequests and donations from any  
5 source for deposit in the Account.

6 **Sec. 7.** NRS 387.1255 is hereby amended to read as follows:

7 387.1255 1. On or before September 1 of each year, the Department shall  
8 determine the amount of money that is available in the ~~[Teachers']~~ School Supplies  
9 ~~[Reimbursement]~~ Account *for Certain Educational Personnel* created by NRS  
10 387.1253 for distribution among all of the school districts and charter schools in  
11 this State for that fiscal year. Any such distribution must be provided to each school  
12 district and charter school based on the number of ~~teachers~~ *educational personnel*  
13 employed by the school district or charter school, as applicable. To the extent that  
14 money is available, the Department shall establish the amount of ~~reimbursement~~  
15 *the stipend* for each ~~teacher~~ *educational personnel* which must not exceed \$250  
16 per fiscal year.

17 2. The board of trustees of each school district and the governing body of  
18 each charter school shall establish a special revenue fund and direct that the money  
19 it receives pursuant to subsection 1 be deposited in that fund. Money in the special  
20 revenue fund must not be commingled with money from other sources. The board  
21 of trustees or the governing body, as applicable, shall disburse money in the special  
22 revenue fund to ~~teachers~~ *educational personnel* in accordance with NRS  
23 387.1257.

24 3. The money in the special revenue fund must be used only to ~~reimburse~~  
25 ~~teachers~~ *provide a stipend to educational personnel* for out-of-pocket expenses  
26 incurred in connection with purchasing necessary school supplies for the *direct or*  
27 *indirect educational services provided to pupils*. ~~[they instruct.]~~

28 4. The board of trustees or governing body of a charter school, as applicable,  
29 shall not use money in the special revenue fund to pay any administrative costs.

30 5. Any money remaining in the special revenue fund at the end of a fiscal year  
31 reverts to the ~~[Teachers']~~ School Supplies ~~[Reimbursement]~~ Account ~~[.]~~ *for*  
32 *Certain Educational Personnel.*

33 **Sec. 8.** NRS 387.1257 is hereby amended to read as follows:

34 387.1257 1. The *Department shall determine the manner in which the*  
35 board of trustees of each school district and the governing body of each charter  
36 school that receives money pursuant to subsection 1 of NRS 387.1255 ~~[shall~~  
37 ~~determine the manner in which to]~~ distribute the money to ~~teachers~~ *educational*  
38 *personnel* in the school district or charter school, as applicable. ~~[, including,~~  
39 ~~without limitation, whether to require a teacher~~ *educational personnel* to submit a  
40 request for a claim for reimbursement for out of pocket expenses from the special  
41 revenue fund established pursuant to NRS 387.1255.]

42 2. To the extent that money is available in the special revenue fund, the board  
43 of trustees or governing body, as applicable, may ~~reimburse a teacher~~ *provide a*  
44 *stipend to educational personnel* up to the maximum amount determined by the  
45 Department for each ~~teacher~~ *educational personnel* pursuant to NRS 387.1255  
46 for the fiscal year.

47 3. ~~[If the board of trustees of a school district or the governing body of a~~  
48 ~~charter school, as applicable, requires a teacher~~ *educational personnel* to submit a  
49 claim for reimbursement for out of pocket expenses to receive money from the  
50 special revenue fund, the ~~teacher~~ *educational personnel* must submit such a claim  
51 ~~no later than 2 weeks after the last day of the school year.~~

52 ~~—4.]~~ The board of trustees of a school district may enter into an agreement with  
53 the recognized employee organization representing licensed educational personnel

1 within the school district for the purpose of obtaining assistance of the employee  
 2 organization in administering the ~~reimbursement of teachers~~ stipend provided to  
 3 educational personnel pursuant to this section.

4 ~~[5. A teacher. Any educational personnel who receives receive money from~~  
 5 ~~the special revenue fund must submit receipts for any supplies purchased with the~~  
 6 ~~money to the principal of the school or charter school, as applicable. The principal~~  
 7 ~~must maintain such receipts until the end of the next fiscal year and make them~~  
 8 ~~available for inspection upon request of the Department. The board of trustees of a~~  
 9 ~~school district and the governing body of a charter school shall determine~~  
 10 ~~whether such receipts should be submitted in the form of an original or a~~  
 11 ~~photocopy of the receipt.~~

12 ~~6. The board of trustees of a school district or the governing body of a~~  
 13 ~~charter school, as applicable, shall determine a date by which supplies must be~~  
 14 ~~purchased by educational personnel in order for the educational personnel to be~~  
 15 ~~reimbursed from the Account for that fiscal year.]~~

16 **Sec. 9.** NRS 120A.645 is hereby amended to read as follows:

17 120A.645 1. A person with a claim to property paid or delivered to the  
 18 Administrator that is less than \$500 may, if the claim is allowed by the  
 19 Administrator pursuant to NRS 120A.640, donate the money or the net proceeds  
 20 from the sale of the property, together with any dividend, interest or other  
 21 increment to which the person is entitled under NRS 120A.600 and 120A.610, to  
 22 the State for educational purposes.

23 2. The Administrator must, within 30 days after the allowance of a claim  
 24 pursuant to NRS 120A.040, transfer the amount of the claim, together with any  
 25 dividend, interest or other increment to which the person is entitled under NRS  
 26 120A.600 and 120A.610, from the Abandoned Property Trust Account to the  
 27 ~~Teachers']~~ School Supplies ~~Reimbursement]~~ Account for Certain Educational  
 28 Personnel created pursuant to NRS 387.1253.

29 3. The Administrator may adopt regulations to carry out the provisions of this  
 30 section.

31 **Sec. 10.** There is hereby appropriated from the State General Fund to the  
 32 School Supplies ~~Reimbursement]~~ Account for Certain Educational Personnel  
 33 created by NRS 387.1253 the following sums:

34 For the Fiscal Year 2019-2020..... \$4,500,000

35 For the Fiscal Year 2020-2021..... \$4,500,000

36 **Sec. 11.** This act becomes effective on July 1, 2019.