

Amendment No. 1026

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| Senate Amendment to Senate Bill No. 458 | (BDR S-580) |
| Proposed by: Senate Committee on Finance | |
| Amendment Box: Replaces Amendment No. 1011. | |
| Amends: Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes | |

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

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



SENATE BILL NO. 458—COMMITTEE ON FINANCE

MARCH 25, 2019

Referred to Committee on Finance

SUMMARY—Makes an appropriation for the creation and maintenance of school gardens ~~for~~ for certain Title I schools. (BDR S-580)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Contains Appropriation not 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 making an appropriation for allocation to nonprofit organizations to provide programs for the creation and maintenance of school gardens for certain Title I schools; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Senate Bill No. 167 of the 79th Session of the Nevada Legislature was ~~adopted~~ enacted to strongly encourage each school to establish and participate in programs, including a school garden program, to promote the consumption of fresh fruits and vegetables by children. (Chapter 452, Statutes of Nevada 2017, p. 2915)

This bill appropriates money for allocation to nonprofit organizations to provide for the creation and maintenance of programs that provide school gardens , including hydroponic gardens, for Title I schools.

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

Section 1. 1. There is hereby appropriated from the State General Fund to the ~~[State Department of Agriculture]~~ Other State Education Programs Account in the State General Fund for the cost of creating and maintaining programs for school gardens that meet the requirements of subsection 4 the following sums:

For the Fiscal Year 2019-2020..... \$410,000

For the Fiscal Year 2020-2021..... \$205,000

2. ~~[Subject to the limitations of subsection 6, the]~~ The Department of Education shall allocate the money appropriated by subsection 1 to ~~[schools]~~ nonprofit organizations which meet the requirements of subsection 3 to provide at the qualifying school a program for a school garden which meets the requirements set forth in subsection 4.

3. For a ~~[school]~~ nonprofit organization to receive an allocation of money pursuant to subsection 2 ~~for~~ to provide a program for a school garden, the school

1 at which the program will be implemented must be a Title I school, as defined in
2 NRS 385A.040.

3 4. For a ~~[school]~~ nonprofit organization to receive an allocation of money to
4 provide a program for a school garden pursuant to subsection 2, the program must:

5 (a) Create and maintain a school garden at the school.

6 (b) Have a curriculum that:

7 (1) ~~[and]~~ Includes a comprehensive science, technology, engineering and
8 mathematics school garden program. Such a program must include, without
9 limitation, a science, technology, engineering and mathematics curriculum for
10 outdoor or hydroponic gardens for pupils in kindergarten through grade 5
11 that is tailored to pupils of the appropriate grade levels at the school;

12 (2) Is written specifically for Nevada and the desert environment of
13 Nevada;

14 (3) Complies with the standards of content and performance for a course of
15 study in science adopted by the State Board of Education pursuant to NRS 389.520;

16 (4) Uses experiential learning or project-based learning to teach science,
17 technology, engineering, arts and mathematics;

18 (5) Is designed with the assistance of teachers and other educational
19 personnel with experience at the appropriate grade levels at the school; and

20 (6) Involves supervised learning experiences for the pupils at the school in
21 a classroom and ~~[an outdoor]~~ a school garden.

22 (c) Provide the school with assistance from members of the community,
23 including without limitation, trained educators, local farmers and local chefs.

24 (d) Provide pupils with the:

25 (1) Ability to operate a farmer's market to sell the produce from the school
26 garden; and

27 (2) Opportunity to have a local chef or employee of a school who works in
28 food services demonstrate how to cook a meal using the produce grown from the
29 school garden.

30 (e) Establish garden teams comprised of teachers and, if such persons are
31 available, parents and members of the community. Each garden team shall meet at
32 least once each month.

33 (f) Require any local nonprofit or community-based organization which will
34 provide services to implement the program for a school garden to have at least 2
35 years of experience implementing such a program.

36 5. Money allocated pursuant to subsection 2 may be used ~~[by a school]~~ to:

37 (a) Provide professional development for teachers regarding the:

38 (1) Use of a school garden to teach pupils with disabilities ~~[and]~~, including,
39 without limitation, training for teaching such pupils science, technology,
40 engineering and mathematics curriculum and vocational training to create a
41 career path in horticulture;

42 (2) Development and implementation of science, technology, engineering,
43 arts and mathematics curricula that incorporate the use of a school garden; ~~[and]~~

44 (3) Development and implementation of training that may be provided
45 to a group or individually to teachers in how to establish and maintain school
46 gardens to increase the time teachers allocate to teaching science, technology,
47 engineering and mathematics; and

48 (4) Development and implementation of a food safety plan designed to
49 ensure that food grown in a school garden is properly handled and safe to sell and
50 consume;

51 (b) Pay for any travel expenses associated with the attendance of a teacher at
52 any training or conference relating to school gardens; and

(c) Pay for the costs of a conference regarding school gardens held in this State.

~~6. Pursuant to subsection 2, a school may receive an allocation of not more than \$10,000 for the Fiscal Year 2019-2020 and not more than \$5,000 for the Fiscal Year 2020-2021.~~

~~7.]~~ As used in this section, "school garden" includes, without limitation, a hydroponic garden.

Sec. 2. Upon acceptance of the money allocated pursuant to section 1 of this act, a nonprofit organization agrees to:

1. Prepare and transmit a report to the Interim Finance Committee on or before October 1, 2020, that describes each expenditure made from the money allocated pursuant to section 1 of this act from the date on which the money was received by the nonprofit organization through June 30, 2020;

2. Prepare and transmit a final report to the Interim Finance Committee on or before October 1, 2021, that describes each expenditure made from the money allocated pursuant to section 1 of this act from the date on which the money was received by the nonprofit organization through June 30, 2021; 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 money allocated pursuant to section 1 of this act.

Sec. 3. Any balance of the sums appropriated by ~~subsection 1~~ section 1 of this act remaining at the end of the respective fiscal years must not be committed for expenditure after June 30 of the respective fiscal years 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 18, 2020, and September 17, 2021, respectively, 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 18, 2020, and September 17, 2021, respectively.

~~[Sec. 2.]~~ Sec. 4. This act becomes effective on July 1, 2019.