

SENATE BILL NO. 101—COMMITTEE ON FINANCE

(ON BEHALF OF THE LEGISLATIVE COMMITTEE  
ON EDUCATION)

PREFILED JANUARY 28, 2019

Referred to Committee on Finance

**SUMMARY**—Revises provisions relating to the adoption of the equity allocation model used to calculate a basic support guarantee for each school district. (BDR 34-387)

**FISCAL NOTE:** Effect on Local Government: No.  
Effect on the State: Yes.

~

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

AN ACT relating to education; revising the date by which the Superintendent of Public Instruction must present the equity allocation model used for calculating the basic support guarantee to the Legislative Committee on Education; requiring the Superintendent to adopt the equity allocation model not earlier than a certain date; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law provides for a basic support guarantee to be provided for each pupil who attends public school in this State. The amount of the basic support guarantee is established for each school district for each school year and is calculated using an equity allocation model, which incorporates a variety of factors including any factor the Superintendent of Public Instruction determines should be incorporated after consultation with the school districts and the State Public Charter School Authority. Existing law requires the Superintendent to, not later than July 1 of each even-numbered year, review and, if necessary, revise the factors used for the equity allocation model adopted for the previous biennium and present the model to the Legislative Committee on Education for consideration and recommendations. The Superintendent must then determine whether to incorporate the recommendations made by the Committee and subsequently adopt the model. (NRS 387.122) This bill revises the date that the Superintendent must present the equity allocation model to the Committee from not later than July 1 to not later than May 1 of each even-numbered year and



\* S B 1 0 1 \*

16 requires the Superintendent to adopt the model not earlier than July 1 of each  
17 even-numbered year.

---

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

1     **Section 1.** NRS 387.122 is hereby amended to read as follows:

2     387.122 1. For making the apportionments of the State  
3     Distributive School Account in the State General Fund required by  
4     the provisions of this title, the basic support guarantee per pupil for  
5     each school district is established by law for each school year. The  
6     formula for calculating the basic support guarantee may be  
7     expressed as an estimated weighted average per pupil, based on the  
8     total expenditures for public education in the immediately preceding  
9     even-numbered fiscal year, plus any legislative appropriations for  
10    the immediately succeeding biennium, minus those local funds not  
11    guaranteed by the State pursuant to NRS 387.163.

12    2. The estimated weighted average per pupil for the State must  
13    be calculated as a basic support guarantee for each school district  
14    through an equity allocation model that incorporates:

15    (a) Factors relating to wealth in the school district;

16    (b) Salary costs;

17    (c) Transportation; and

18    (d) Any other factor determined by the Superintendent of Public  
19    Instruction after consultation with the school districts and the State  
20    Public Charter School Authority.

21    3. The basic support guarantee per pupil must include a  
22    statewide multiplier for pupils with disabilities. Except as otherwise  
23    provided in this section, the funding provided to each school district  
24    and charter school through the multiplier for pupils with disabilities  
25    is limited to the actual number of pupils with disabilities enrolled in  
26    the school district or charter school, not to exceed 13 percent of total  
27    pupil enrollment for the school district or charter school.

28    4. Except as otherwise provided in this subsection, if a school  
29    district or charter school has reported an enrollment of pupils with  
30    disabilities equal to more than 13 percent of total pupil enrollment,  
31    the school district or charter school must receive, for each such  
32    additional pupil, an amount of money equal to one-half of the  
33    statewide multiplier then in effect for pupils with disabilities. An  
34    apportionment made to a school district or charter school pursuant  
35    to this subsection is subject to change from year to year in  
36    accordance with the number of pupils with disabilities enrolled in  
37    the school district or charter school. If the money available for  
38    apportionment pursuant to this subsection is insufficient to make the  
39    apportionment otherwise required by this subsection, the



\* S B 1 0 1 \*

1 Superintendent of Public Instruction shall proportionately reduce the  
2 amount so apportioned to each school district and charter school.  
3 The Department shall account separately for any money apportioned  
4 pursuant to this subsection.

5 5. Not later than ~~July~~ *May* 1 of each even-numbered year, the  
6 Superintendent of Public Instruction shall review and, if necessary,  
7 revise the factors used for the equity allocation model adopted for  
8 the previous biennium and present the review and any revisions at a  
9 meeting of the Legislative Committee on Education for  
10 consideration and recommendations by the Committee. After the  
11 meeting, the Superintendent of Public Instruction shall consider any  
12 recommendations of the Legislative Committee on Education ~~and~~  
13 *and* determine whether to include those recommendations in the  
14 equity allocation model . ~~and~~ *Not earlier than July 1 of each*  
15 *even-numbered year, the Superintendent of Public Instruction*  
16 *shall* adopt the *equity allocation* model. The Superintendent of  
17 Public Instruction shall submit the equity allocation model to the:

18 (a) Governor for inclusion in the proposed executive budget.

19 (b) Director of the Legislative Counsel Bureau for transmittal to  
20 the next regular session of the Legislature.

21 6. The Department shall make available updated information  
22 regarding the equity allocation model on the Internet website  
23 maintained by the Department.

