

SENATE BILL NO. 555—COMMITTEE ON FINANCE

MAY 31, 2019

Referred to Committee on Finance

SUMMARY—Ensures sufficient funding for K-12 public education for the 2019-2021 biennium. (BDR 34-1279)

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 2019-2021 biennium; apportioning the State Distributive School Account in the State General Fund for the 2019-2021 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. 1. The total public support for school districts and charter schools for Fiscal Year 2019-2020 is an estimated average of \$10,227 per pupil.

2. As used in this section, “total public support” includes all money appropriated directly for the support of the public schools in this State, including, without limitation, the basic support guarantee per pupil and all money appropriated for a specific program or purpose in support of the public schools, and all other money projected to be received for the support of the public schools from taxes, fees and other revenues authorized by state law, excluding



any money provided directly to a public school or school district by the Federal Government.

Sec. 2. 1. The total public support for school districts and charter schools for Fiscal Year 2020-2021 is an estimated average of \$10,319 per pupil.

2. As used in this section, "total public support" includes all money appropriated directly for the support of the public schools in this State, including, without limitation, the basic support guarantee per pupil and all money appropriated for a specific program or purpose in support of the public schools, and all other money projected to be received for the support of the public schools from taxes, fees and other revenues authorized by state law, excluding any money provided directly to a public school or school district by the Federal Government.

Sec. 3. The basic support guarantee for school districts, charter schools and university schools for profoundly gifted pupils for operating purposes for Fiscal Year 2019-2020 is an estimated weighted average of \$6,218 per pupil. For each respective school district, the basic support guarantee per pupil for Fiscal Year 2019-2020 is:

| | |
|-------------|----------|
| Carson City | \$7,184 |
| Churchill | \$7,006 |
| Clark | \$6,067 |
| Douglas | \$6,086 |
| Elko | \$7,891 |
| Esmeralda | \$20,750 |
| Eureka | \$11,032 |
| Humboldt | \$7,431 |
| Lander | \$3,517 |
| Lincoln | \$12,131 |
| Lyon | \$7,724 |
| Mineral | \$10,152 |
| Nye | \$7,967 |
| Pershing | \$9,691 |
| Storey | \$6,136 |
| Washoe | \$6,034 |
| White Pine | \$8,512 |

Sec. 4. 1. The basic support guarantee for school districts, charter schools and university schools for profoundly gifted pupils for operating purposes for Fiscal Year 2020-2021 is an estimated weighted average of \$6,288 per pupil.

2. On or before April 1, 2020, the Executive Director of the Department of Taxation shall provide to the Superintendent of Public Instruction the certified total of the amount of ad valorem



taxes to be received by each school district for Fiscal Year 2020-2021 pursuant to the levy imposed under subsection 1 of NRS 387.195 and credited to the county's school district fund pursuant to subsection 4 of that section.

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

4. For the purposes of establishing the basic support guarantee, the estimated basic support guarantee per pupil for each school district for Fiscal Year 2020-2021 for operating purposes are:

| <u>School District</u> | <u>Basic Support Guarantee Before Adjustment</u> | <u>Estimated Ad Valorem Adjustment</u> | <u>Estimated Basic Support Guarantee As Adjusted</u> |
|------------------------|--|--|--|
| Carson City | \$6,315 | \$970 | \$7,285 |
| Churchill | \$5,988 | \$1,180 | \$7,168 |
| Clark | \$4,989 | \$1,149 | \$6,138 |
| Douglas | \$3,435 | \$2,697 | \$6,132 |
| Elko | \$6,947 | \$1,068 | \$8,015 |
| Esmeralda | \$17,954 | \$3,994 | \$21,948 |
| Eureka | (\$8,089) | \$19,174 | \$11,085 |
| Humboldt | \$5,968 | \$1,707 | \$7,675 |
| Lander | (\$5,828) | \$8,805 | \$2,977 |
| Lincoln | \$11,030 | \$1,285 | \$12,315 |
| Lyon | \$7,028 | \$812 | \$7,840 |
| Mineral | \$9,107 | \$1,242 | \$10,349 |
| Nye | \$6,412 | \$1,618 | \$8,030 |
| Pershing | \$7,370 | \$2,413 | \$9,783 |
| Storey | (\$8,495) | \$13,066 | \$4,571 |
| Washoe | \$4,788 | \$1,296 | \$6,084 |
| White Pine | \$6,978 | \$1,911 | \$8,889 |

5. The ad valorem adjustment may be made only to take into account the difference in the ad valorem taxes to be received and the estimated enrollment of the school district between the amount estimated as of March 1, 2019, and the amount estimated as of March 1, 2020, for Fiscal Year 2020-2021. The estimates received from the Department of Taxation on or before March 15 pursuant to subsection 3 must be taken into consideration in determining the adjustment.

6. Upon receipt of the certified total of the amount of ad valorem taxes to be received by each school district for Fiscal Year 2020-2021 pursuant to subsection 2, the Superintendent of Public



Instruction shall recalculate the ad valorem adjustment and the tentative basic support guarantee per pupil for operating purposes for each school district for Fiscal Year 2020-2021 based on the certified total of the amount of ad valorem taxes provided by the Executive Director of the Department of Taxation pursuant to subsection 2. The final basic support guarantee per pupil for each school district for Fiscal Year 2020-2021 is the amount which is recalculated for Fiscal Year 2020-2021 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, 2020. The basic support guarantee per pupil recalculated pursuant to this section must be calculated on or before May 31, 2020.

Sec. 5. 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 2019-2020..... \$1,166,677,713

For the Fiscal Year 2020-2021..... \$1,162,939,824

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 2019-2021 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 2018-2019. 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 2018-2019, 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 2019-2020. Any amount transferred back to Fiscal Year 2019-2020 must not exceed the amount originally transferred to Fiscal Year 2018-2019.

5. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2019-2020 must be transferred and



1 added to the money appropriated for Fiscal Year 2020-2021 and
2 may be expended as that money is expended.

3 6. Any remaining balance of the appropriation made by
4 subsection 1 for Fiscal Year 2020-2021, including any money added
5 thereto pursuant to the provisions of subsections 3 and 5, must not
6 be committed for expenditure after June 30, 2021, and must be
7 reverted to the State General Fund on or before September 17, 2021.

8 **Sec. 6.** 1. Expenditure of \$495,451,456 by the Department of
9 Education from money in the State Distributive School Account that
10 was not appropriated from the State General Fund is hereby
11 authorized during Fiscal Year 2019-2020.

12 2. Expenditure of \$508,259,870 by the Department of
13 Education from money in the State Distributive School Account that
14 was not appropriated from the State General Fund is hereby
15 authorized during Fiscal Year 2020-2021.

16 3. For the purposes of accounting and reporting, the sums
17 authorized for expenditure by subsections 1 and 2 are considered to
18 be expended before any appropriation is made to the State
19 Distributive School Account from the State General Fund.

20 4. The money authorized to be expended by subsections 1 and
21 2 must be expended in accordance with NRS 353.150 to 353.246,
22 inclusive, concerning the allotment, transfer, work program and
23 budget. Transfers to and allotments from must be allowed and made
24 in accordance with NRS 353.215 to 353.225, inclusive, after
25 separate consideration of the merits of each request.

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

38 **Sec. 7.** During each fiscal year of the 2019-2021 biennium,
39 whenever the State Controller finds that current claims against the
40 State Distributive School Account exceed the amount available in
41 the Account to pay those claims, the State Controller may advance
42 temporarily from the State General Fund to the State Distributive
43 School Account the amount required to pay the claims, but not more
44 than the amount expected to be received in the current fiscal year
45 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. 8. The amounts of the guarantees set forth in sections 3 and 4 of this act may be reduced to effectuate a reserve required pursuant to NRS 353.225.

Sec. 9. 1. The Department of Education shall transfer from the State Distributive School Account the following sums for pupils with disabilities to school districts, charter schools and university schools for profoundly gifted pupils:

For the Fiscal Year 2019-2020..... \$211,504,167

For the Fiscal Year 2020-2021..... \$218,041,746

2. The money transferred by subsection 1 must be used only to fund the school districts, charter schools and university schools for profoundly gifted pupils 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.

3. Any remaining balance of the sums transferred by subsection 1 for Fiscal Year 2019-2020 and Fiscal Year 2020-2021 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 18, 2020, and September 17, 2021, for each fiscal year respectively.

Sec. 10. 1. The Department of Education shall transfer from the State Distributive School Account the following sums for pupils with disabilities:

For the Fiscal Year 2019-2020..... \$1,500,000

For the Fiscal Year 2020-2021..... \$1,500,000

2. The money transferred by subsection 1 must be used only to fund the school districts, charter schools and university schools for profoundly gifted pupils for the enrollment of pupils with disabilities in accordance with the funding multiplier calculated by the Department of Education pursuant to subsection 4 of NRS 387.122.

3. Any remaining balance of the sums transferred by subsection 1 for Fiscal Year 2019-2020 and Fiscal Year 2020-2021 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 18, 2020, and September 17, 2021, for each fiscal year respectively.

Sec. 11. 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 2019-2020..... \$142,555

For the Fiscal Year 2020-2021..... \$145,650



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 2019-2020 and Fiscal Year 2020-2021 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 18, 2020, and September 17, 2021, for each fiscal year respectively.

Sec. 12. 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.:

| | |
|------------------------------------|-----------|
| For the Fiscal Year 2019-2020..... | \$588,732 |
|------------------------------------|-----------|

| | |
|------------------------------------|-----------|
| For the Fiscal Year 2020-2021..... | \$588,732 |
|------------------------------------|-----------|

2. Any remaining balance of the sums transferred by subsection 1 for Fiscal Year 2019-2020 and Fiscal Year 2020-2021 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 18, 2020, and September 17, 2021, for each fiscal year respectively.

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

Sec. 14. The Legislature hereby finds and declares that:

1. Available money is estimated to provide a sufficient number of licensed teachers to achieve in each school district pupil-teacher ratios of 17 pupils per licensed teacher in grades 1 and 2 in Fiscal Year 2019-2020 and Fiscal Year 2020-2021, and to achieve a pupil-teacher ratio of 20 pupils per licensed teacher in grade 3 in Fiscal Year 2019-2020 and Fiscal Year 2020-2021.

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



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

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

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

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

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

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

Sec. 15. 1. The Department of Education shall transfer from the State Distributive School Account the sum of \$161,650,216 for distribution by the Superintendent of Public Instruction to the county school districts for Fiscal Year 2019-2020 which must, except as otherwise provided in section 17 of this act, be used to employ licensed teachers to comply with the required ratio of pupils to teachers in grades 1, 2 and 3, as set forth in subsection 1 of section 14 of this act. Expenditures for the class-size reduction program must be accounted for in a separate category of expenditure in the State Distributive School Account.

2. Except as otherwise provided in section 17 of this act, the money transferred by subsection 1 must be used to pay the salaries and benefits of not less than 1,911 licensed teachers employed by school districts to meet the required pupil-teacher ratios in the 2019-2020 school year.

3. Any remaining balance of the money transferred by subsection 1 must not be committed for expenditure after June 30, 2020, and must be transferred and added to the money appropriated to the State Distributive School Account pursuant to section 5 of this act for Fiscal Year 2020-2021, and may be expended as the money in section 16 of this act is expended.

Sec. 16. 1. The Department of Education shall transfer from the State Distributive School Account the sum of \$165,487,286 for distribution by the Superintendent of Public Instruction to the county school districts for Fiscal Year 2020-2021 which must,



except as otherwise provided in section 17 of this act, be used to employ licensed teachers to comply with the required ratio of pupils to teachers in grades 1, 2 and 3, as set forth in subsection 1 of section 14 of this act. Expenditures for the class-size reduction program must be accounted for in a separate category of expenditure in the State Distributive School Account.

2. Except as otherwise provided in section 17 of this act, the money transferred by subsection 1 must be used to pay the salaries and benefits of not less than 1,915 licensed teachers employed by school districts to meet the required pupil-teacher ratios in the 2020-2021 school year.

3. Any remaining balance of the money transferred by subsection 1, including any money added thereto pursuant to section 15 of this act, must not be committed for expenditure after June 30, 2021, and must be reverted to the State General Fund on or before September 17, 2021.

Sec. 17. 1. The board of trustees of each school district:

(a) Shall file a plan with the Superintendent of Public Instruction describing how the money transferred pursuant to sections 15 and 16 of this act will be used to comply with the required ratio of pupils to teachers in grades 1, 2 and 3; and

(b) May, after receiving approval of the plan from the Superintendent of Public Instruction, use the money transferred pursuant to sections 15 and 16 of this act to carry out:

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

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

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

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

Sec. 18. 1. The money transferred for class-size reduction pursuant to sections 15 and 16 of this act:



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

(b) 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.

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

(d) Must fund the pupil-to-teacher ratios associated with the type of class-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 15 and 16 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. 19. 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 2019-2020..... \$91,939,398

For the Fiscal Year 2020-2021..... \$90,616,782

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 \$1,200,000 by the Department of Education from money in the Other State Education Programs Account that was not appropriated from the State General Fund is hereby authorized during Fiscal Year 2020-2021.

4. The Department of Education shall transfer from the Other State Education Programs Account the sum of \$19,260,398 for both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 for distribution by the Superintendent of Public Instruction to county school districts for the support of courses which are approved by the



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1 Department of Education as meeting the course of study for an adult
2 standard high school diploma as approved by the State Board of
3 Education. In each fiscal year of the 2019-2021 biennium, the sum
4 transferred must be allocated among the various school districts in
5 accordance with a plan or formula developed by the Department of
6 Education to ensure that the money is distributed equitably and in a
7 manner that permits accounting for the expenditures of school
8 districts.

9 5. The Department of Education shall, not later than
10 November 1, 2019, and November 1, 2020, provide a written report
11 to the Governor, the Legislative Committee on Education and the
12 Director of the Legislative Counsel Bureau that describes, for
13 the immediately preceding fiscal year, each expenditure made from
14 the amount transferred in subsection 3 of section 16 of chapter 394,
15 Statutes of Nevada 2017, p. 2597 or in subsection 4, as applicable,
16 and the performance results of the participants of the Adult High
17 School Diploma program.

18 6. Any remaining balance of the allocations made by
19 subsection 4 for Fiscal Year 2019-2020 must be added to the money
20 received by the school districts for Fiscal Year 2020-2021 and may
21 be expended as that money is expended. Any remaining balance of
22 the allocations made by subsection 4 for Fiscal Year 2020-2021,
23 including any such money added from the previous fiscal year, must
24 not be committed for expenditure after June 30, 2021, and must be
25 reverted to the State General Fund on or before September 17, 2021.

26 7. The money appropriated by subsection 1 to finance specific
27 programs as outlined in this subsection are available for both Fiscal
28 Year 2019-2020 and Fiscal Year 2020-2021 and may be transferred
29 from one fiscal year to the other with the approval of the Interim
30 Finance Committee upon the recommendation of the Governor as
31 follows:

32 (a) A total of \$49,285 in both Fiscal Year 2019-2020 and Fiscal
33 Year 2020-2021 for reimbursement to public school teachers of the
34 actual costs incurred for successful completion of the National
35 Board Teacher Certification Program. Such reimbursement for each
36 teacher must not exceed an amount equal to the actual verified costs
37 incurred by the teacher or \$2,000, whichever is less.

38 (b) A total of \$3,640 in both Fiscal Year 2019-2020 and Fiscal
39 Year 2020-2021 for reimbursement to school nurses of the actual
40 examination cost for the successful completion of the National
41 Board Certification for School Nurses.

42 (c) A total of \$668,740 in both Fiscal Year 2019-2020 and
43 Fiscal Year 2020-2021 to add a 5-percent salary increment for
44 Nationally Board Certified School Counselors and School
45 Psychologists.



(d) A total of \$449,142 in both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 for LEA library books.

(e) A total of \$13,543,822 in both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 for the award of grants for programs of 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.

(f) A total of \$5,106,645 in Fiscal Year 2019-2020 and \$4,201,645 in Fiscal Year 2020-2021 for the Jobs for America's Graduates Program. Of the total transferred in Fiscal Year 2019-2020 pursuant to this paragraph, an amount up to \$1,200,000 may only be allocated by the Department of Education to the Jobs for America's Graduates Program for expenditure upon determination that an equivalent match of money provided by other sources of funding received by the Jobs for America's Graduates Program has been secured.

(g) A total of \$850,000, with a maximum of \$50,000 to each of the 17 school districts, in both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 to support special counseling services for elementary school pupils at risk of failure.

(h) A total of \$18,798 in both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 to pay the increase of salaries of professional school library media specialists required by NRS 391.163.

(i) A total of \$44,583 in both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 for the Geographic Alliance in Nevada.

(j) A total of \$106,998 in both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 for vocational student organizations.

(k) A total of \$750,000 in both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 for the Nevada Institute on Teaching and Educator Preparation. This funding must be used only to carry out the provisions of NRS 396.5185.

(l) A total of \$500,000 in both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 to the Department of Education for transfer to the Clark County Public Education Foundation, Inc., for the implementation and operation of educational leadership training programs. Expenditure of this money is contingent upon matching money being provided from sources other than the appropriation in subsection 1. The Department of Education shall not distribute any money for the implementation and operation of educational leadership training programs until an equivalent amount of matching money has been committed.

8. Upon acceptance of the money transferred pursuant to paragraph (l) of subsection 7, the Clark County Public Education Foundation, Inc. agrees to:



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(a) Prepare and transmit a report to the Interim Finance Committee on or before September 18, 2020, that describes each expenditure made from the money transferred pursuant to paragraph (l) of subsection 7 from the date on which the money was received by the Clark County Public Education Foundation, Inc. through June 30, 2020;

(b) Prepare and transmit a final report to the Interim Finance Committee on or before September 17, 2021, that describes each expenditure made from the money transferred pursuant to paragraph (l) of subsection 7 from the date on which the money was received by the Clark County Public Education Foundation, Inc. through June 30, 2021; and

(c) 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 Clark County Public Education Foundation, Inc., regardless of their form or location, that the Legislative Auditor deems necessary to conduct an audit of the use of the money transferred pursuant to paragraph (l) of subsection 7.

9. Any remaining balance of the sums transferred in subsection 7 must not be committed for expenditure after June 30, 2021, and must be reverted to the State General Fund on or before September 17, 2021.

10. Except as otherwise provided in subsections 6 and 9, unencumbered or unexpended balances of the appropriations made by this section for Fiscal Year 2019-2020 and Fiscal Year 2020-2021 must not be committed for expenditure after June 30 of each fiscal year. Except as otherwise provided in subsections 6 and 9, unencumbered or unexpended balances of these appropriations must revert to the State General Fund on or before September 18, 2020, and September 17, 2021, for each fiscal year respectively.

Sec. 20. Notwithstanding the provisions of paragraphs (d), (i) and (j) of subsection 7 of section 19 of this act, the Department of Education shall transfer from the Other State Education Programs Account the sum of \$600,723 in Fiscal Year 2019-2020 and \$600,723 in Fiscal Year 2020-2021 identified in paragraphs (d), (i) and (j) of subsection 7 of section 19 of this act to the Account for Programs for Innovation and the Prevention of Remediation created by NRS 387.1247. This funding must be used only to carry out the provisions of Assembly Bill No. 309 of this session.

Sec. 21. 1. The Department of Education shall transfer from the Other State Education Programs Account the sum of \$1,314,000 in both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 for incentive grants to public high schools for pupils who earn a college and career ready high school diploma, or reimbursement to a public



1 high school or school district for costs associated with the
2 administration or provision of an assessment, credential, certificate
3 or certification required for receipt of a college and career ready
4 high school diploma pursuant to NRS 390.605.

5 2. Any remaining balance of the sums transferred by
6 subsection 1 must not be committed for expenditure after June 30 of
7 each fiscal year and must be reverted to the State General Fund on
8 or before September 18, 2020, and September 17, 2021, for each
9 fiscal year respectively.

10 **Sec. 22.** 1. The Department of Education shall transfer from
11 the Other State Education Programs Account the sum of \$8,274,243
12 in both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 for pupils
13 enrolled in school districts and charter schools who qualify for
14 gifted and talented education programs.

15 2. The money transferred by subsection 1 must be distributed
16 on a per-pupil basis to pupils who have been identified as gifted and
17 talented through a state-approved identification procedure and must
18 receive at least 150 minutes per week during the school year of
19 differentiated instruction delivered by a person licensed by the
20 Department of Education to teach pupils who are gifted and
21 talented, unless the pupil's individualized educational program
22 otherwise provides. The Department of Education shall calculate an
23 amount of funding for each pupil identified as gifted and talented for
24 both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 by dividing
25 the money appropriated by the Legislature for such pupils in Fiscal
26 Year 2019-2020 and in Fiscal Year 2020-2021 by the total final
27 count of such pupils in the immediately preceding fiscal year.

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

31 (a) Must not be used to settle or arbitrate disputes between a
32 recognized organization representing employees of a school district
33 and the school district, or to settle any negotiations.

34 (b) Must not be used to adjust the district-wide schedules of
35 salaries and benefits of the employees of a school district.

36 4. Any remaining balance of the sums transferred by
37 subsection 1 for Fiscal Year 2019-2020 and Fiscal Year 2020-2021
38 must not be committed for expenditure after June 30 of each fiscal
39 year and must be reverted to the State General Fund on or before
40 September 18, 2020, and September 17, 2021, for each fiscal year
41 respectively.

42 **Sec. 23.** 1. The Department of Education shall transfer from
43 the Other State Education Programs Account the following sums for
44 a college and career readiness grant program:



1 For the Fiscal Year 2019-2020..... \$5,000,000

2 For the Fiscal Year 2020-2021..... \$5,000,000

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

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

10 (b) To create a competitive science, technology, engineering and
11 mathematics grant program for pupils enrolled in middle schools
12 and high schools, including, without limitation, charter schools, to
13 assist those pupils in becoming college and career ready.

14 3. Of the money transferred by subsection 1, not more than
15 \$750,000 in both Fiscal Year 2019-2020 and Fiscal Year 2020-2021
16 may be used by the Department of Education to provide competitive
17 grants to school districts, charter schools and nonprofit
18 organizations for the development and implementation of work-
19 based learning pilot programs.

20 4. The money transferred by subsection 1:

21 (a) Must be accounted for separately from any other money
22 received by the school districts, charter schools and nonprofit
23 organizations and used only for the purposes specified in this
24 section.

25 (b) May not be used to settle or arbitrate disputes between a
26 recognized organization representing employees of a school district
27 and the school district, or to settle any negotiations.

28 (c) May not be used to adjust the district-wide schedules of
29 salaries and benefits of the employees of a school district.

30 5. Any remaining balance of the sums transferred by
31 subsection 1 for Fiscal Year 2019-2020 and Fiscal Year 2020-2021
32 must not be committed for expenditure after June 30 of each fiscal
33 year and must be reverted to the State General Fund on or before
34 September 18, 2020, and September 17, 2021, for each fiscal year
35 respectively.

36 **Sec. 24.** 1. The Department of Education shall transfer from
37 the Other State Education Programs Account the following sums for
38 underperforming schools:

39 For the Fiscal Year 2019-2020..... \$2,500,000

40 For the Fiscal Year 2020-2021..... \$2,500,000

41 2. The money transferred by subsection 1 must be used by the
42 Department of Education to provide grants and other financial
43 support, within the limits of legislative appropriation, to public
44 schools to improve the achievement of pupils required by NRS
45 385A.650 for any one or more of the following:



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(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 2019-2020 and Fiscal Year 2020-2021 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 18, 2020, and September 17, 2021, for each fiscal year respectively.

Sec. 25. 1. The Department of Education shall transfer from the Other State Education Programs Account the following sums for the Read by Grade 3 grant program:

For the Fiscal Year 2019-2020..... \$31,454,516

For the Fiscal Year 2020-2021..... \$31,429,229

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 support school-based efforts to ensure that all pupils are proficient in the subject area of reading by the end of the third grade. Such school-based efforts may include, without limitation:

(a) Hiring or training learning strategists;

(b) Entering into contracts with vendors for the purchase of reading assessments, textbooks, computer software or other materials;

(c) Providing professional development for school personnel;

(d) Providing programs to pupils before and after school and during intercessions or summer school; and

(e) Providing other evidence-based literacy initiatives for pupils enrolled in kindergarten and grades 1, 2 and 3.



3. The board of trustees of a school district or the governing body of a charter school that receives a grant of money pursuant to subsection 2 shall:

(a) Set measurable performance objectives based on aggregated pupil achievement data; and

(b) Prepare and submit to the Department of Education, on or before September 1, 2020, for funding received from the state in Fiscal Year 2019-2020 and September 1, 2021, for funding received from the state in Fiscal Year 2020-2021, a report that includes, without limitation:

(1) A description of the programs or services for which the money was used by each school; and

(2) The number of pupils who participated in a program or received services.

4. The Department of Education shall prepare a report that includes, without limitation:

(a) Identification of the schools that received an allocation of money by the school district or grant of money from the Department, as applicable;

(b) The amount of money received by each school;

(c) A description of the programs or services for which the money was used by each school;

(d) The number of pupils who participated in a program or received services;

(e) The average expenditure per pupil for each program or service;

(f) An evaluation of the effectiveness of the program or service, including, without limitation, data regarding the academic and linguistic achievement and proficiency of pupils who participated in such a program or received such services; and

(g) Any recommendations for legislation, including, without limitation, legislation to continue or expand programs or services that are identified as effective in improving the reading proficiency of pupils in kindergarten through grade 3.

5. On or before November 15, 2020, the Department shall submit the report prepared pursuant to subsection 4 and any recommendations made by the State Board of Education or the Legislative Committee on Education to the Governor and to the Director of the Legislative Counsel Bureau for transmittal to the 81st Session of the Nevada Legislature.

6. 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.

7. 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 18, 2020, and September 17, 2021, respectively.

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 2019-2020..... | \$49,950,000 |
| For the Fiscal Year 2020-2021..... | \$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 section 1 of Senate Bill No. 467 of this session for Fiscal Year 2019-2020:

| | |
|-------------------------------|------------------|
| <u>School District:</u> | <u>2019-2020</u> |
| Clark County School District | \$37,981,010 |
| Washoe County School District | \$6,917,574 |

4. Except as otherwise provided in subsection 5, the Department of Education shall calculate an amount of funding for each pupil identified as an English learner, as defined in NRS 385.007, for Fiscal Year 2020-2021, by dividing the money appropriated by subsection 1 for Fiscal Year 2020-2021 by the total final count of such pupils in Fiscal Year 2019-2020 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 \$5,051,416 in Fiscal Year 2019-2020 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 2020-2021, which must be used only to carry out the provisions of section 1 of Senate Bill No. 467 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 and 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 2019-2020 must be added to the money transferred for Fiscal Year 2020-2021 and may be expended as that money is expended. Any remaining balance of the transfers made by subsection 4 for Fiscal Year 2020-2021, including any money added from the previous fiscal year, must not be committed for expenditure after June 30, 2021, and must be reverted to the State General Fund on or before September 17, 2021.

7. Any remaining balance of the transfers made by subsection 5 for Fiscal Year 2019-2020 must be added to the money transferred for Fiscal Year 2020-2021 and may be expended as that money is expended. Any remaining balance of the transfers made pursuant to subsection 5 for Fiscal Year 2020-2021, including any money added from the previous fiscal year, must not be committed for expenditure after June 30, 2021, and must be reverted to the State General Fund on or before September 17, 2021.

8. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2021, 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 17, 2021, 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 17, 2021.

Sec. 27. 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 2019-2020 and Fiscal Year 2020-2021 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 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



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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 2019-2020 must be added to the money appropriated for Fiscal Year 2020-2021 and may be expended as that money is expended. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2020-2021, including any such money added from the previous fiscal year, must not be committed for expenditure after June 30, 2021, and does not revert to the State General Fund.

Sec. 28. 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 2019-2020..... | \$21,768,829 |
| For the Fiscal Year 2020-2021..... | \$23,824,084 |

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 money from the appropriation made by subsection 1 to school districts and charter schools which must be used only to carry out the provisions of section 2 of Senate Bill No. 467 of this session for Fiscal Year 2019-2020 and Fiscal Year 2020-2021, respectively.

4. Expenditure of \$3,231,171 in Fiscal Year 2019-2020 and \$1,175,916 in Fiscal Year 2020-2021 from money in the Account for Programs for Innovation and the Prevention of Remediation created by NRS 387.1247 that was not appropriated from the State General Fund is hereby authorized for use to carry out the provisions of section 2 of Senate Bill No. 467 of this session for Fiscal Year 2019-2020 and Fiscal Year 2020-2021, respectively.

5. A Victory School that attains a performance rating of three-stars or higher, and that would otherwise not be eligible to receive a Victory Schools grant pursuant to the current program requirements, may retain 50 percent of the Victory Schools grant funding received in the preceding year to sustain successful programs for each year of the 2019-2021 biennium.

6. Any remaining balance of the transfers made to carry out the provisions of section 2 of Senate Bill No. 467 of this session for Fiscal Year 2019-2020 must be added to the money transferred for Fiscal Year 2020-2021 and may be expended as that money is



expended. Any remaining balance of the transfers made to carry out the provisions of section 2 of Senate Bill No. 467 of this session for Fiscal Year 2020-2021, including any money added from the previous fiscal year, must not be committed for expenditure after June 30, 2021, and must be reverted to the State General Fund on or before September 17, 2021.

Sec. 29. 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 2019-2020..... \$2,500,000

For the Fiscal Year 2020-2021..... \$2,500,000

2. On or before August 31, 2019, 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 by subsection 1 to provide financial incentives to newly hired teachers as described in subsection 3. Each application submitted pursuant to this subsection must include the number of teachers to whom the board of trustees intends to provide such incentives. On or before October 31, 2019, 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 2018-2019 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 most recent 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 2019-2020 and 2020-2021 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 2020-2021 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 2019-2020 must be added to the money appropriated for Fiscal Year 2020-2021 and may be expended as that money is expended. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2020-2021, including any such money added from the previous fiscal year, must not be committed for expenditure after June 30, 2021, and does not revert to the State General Fund.

Sec. 30. 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 sum of \$2,500,000 for allocation to the Department of Education to provide incentives for the hiring of new teachers to teach at Title I schools or schools that are designated as underperforming pursuant to the statewide system of accountability for public schools.

2. 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 sum of \$2,500,000 for allocation to the Department of Education to provide incentives for teachers who are currently employed to teach at a public school in Nevada that is not a Title I school or a school designated as underperforming pursuant to the statewide system of accountability for public schools and who transfer to teach at a Title I school or a school with that designation.

3. The money appropriated 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.

4. Any remaining balance of the appropriations made by subsections 1 and 2 must not be committed for expenditure after June 30, 2021, and does not revert to the State General Fund.

Sec. 31. 1. There is hereby appropriated from the State General Fund to the Professional Development Programs Account:

| | |
|------------------------------------|-------------|
| For the Fiscal Year 2019-2020..... | \$7,667,393 |
| For the Fiscal Year 2020-2021..... | \$7,667,393 |

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. 32. 1. Of the sums appropriated by subsection 1 of section 31 of this act, the Department of Education shall transfer to the school districts specified in this subsection the following sums for Fiscal Year 2019-2020 and Fiscal Year 2020-2021:

| <u>School District</u> | <u>2019-2020</u> | <u>2020-2021</u> |
|-------------------------------|------------------|------------------|
| Clark County School District | \$4,030,407 | \$4,030,407 |
| Elko County School District | \$1,265,644 | \$1,265,644 |
| Washoe County School District | \$2,271,342 | \$2,271,342 |
| TOTAL: | \$7,567,393 | \$7,567,393 |

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 2019-2020 must be added to the money received by the school districts for Fiscal Year 2020-2021 and may be expended as that money is expended. Any remaining balance of the transfers made by subsection 1 for Fiscal Year 2020-2021, including any money added from the transfer for the previous fiscal year, must not be committed for expenditure after June 30, 2021, and must be reverted to the State General Fund on or before September 17, 2021.

Sec. 33. 1. Of the sums appropriated by subsection 1 of section 31 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 2019-2020 and Fiscal Year 2020-2021 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 2019-2020 must be added to the money received by the Statewide Council for Fiscal Year 2020-2021 and may be expended as that money is expended. Any remaining balance of the transfer made by subsection 1 for Fiscal Year 2020-2021, including any money added from the transfer for the previous fiscal year, must not be committed for expenditure after June 30, 2021, and must be reverted to the State General Fund on or before September 17, 2021.

Sec. 34. 1. There is hereby appropriated from the State General Fund to the Department of Education the sum of \$120,000 to administer the training required pursuant to paragraph (g) of subsection 1 of NRS 391A.125, as amended by section 8 of Senate Bill No. 314 of this session.

2. Any balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2021, 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 17, 2021, 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 17, 2021.

Sec. 35. 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 2019-2020..... \$4,907,254

For the Fiscal Year 2020-2021..... \$4,907,254

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 use the money appropriated by subsection 1 for providing competitive grants of money which must be used only to carry out the provisions of NRS 391A.500 to 391A.515, inclusive.



4. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2019-2020 must be added to the appropriation for Fiscal Year 2020-2021 and may be expended as that money is expended. Any remaining balance of the appropriation made by subsection 1 for Fiscal Year 2020-2021, including any such money added from the previous fiscal year, must not be committed for expenditure after June 30, 2021, and does not revert to the State General Fund.

5. Expenditure of \$94,591 in both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 from money in the Great Teaching and Leading Fund created by NRS 391A.500 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. 36. 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 2019-2020 | \$4,907,254 |
| For the Fiscal Year 2020-2021 | \$4,907,254 |

2. The Department of Education shall transfer from the Great Teaching and Leading Fund created by NRS 391A.500 the sum of \$4,907,254 in Fiscal Year 2019-2020 and \$4,907,254 in Fiscal Year 2020-2021 to the Account for Programs for Innovation and the Prevention of Remediation created by NRS 387.1247. This funding



1 must be used only to carry out the provisions of Assembly Bill No.
2 309 of this session.

3 **Sec. 37.** 1. There is hereby appropriated from the State
4 General Fund to the Professional Development Programs Account
5 the sum of \$1,300,000 in both Fiscal Year 2019-2020 and Fiscal
6 Year 2020-2021 for the Department of Education to allocate funding
7 to school districts for the support of a peer assistance and review
8 program.

9 2. A school district that receives an allocation pursuant to
10 subsection 1 shall use the allocation to provide assistance to teachers
11 in meeting the standards for effective teaching, including, without
12 limitation, by:

13 (a) Conducting observations and peer assistance and review; and

14 (b) Providing information and resources to teachers about
15 strategies for effective teaching.

16 3. The sums allocated by subsection 1:

17 (a) Must be accounted for separately from any other money
18 received by the school district and used only for the purposes
19 specified in this section.

20 (b) May be used for expenses relating to conducting a program
21 of peer assistance and review of teachers, which may include,
22 without limitation, salaries and benefits of teachers and supervisors
23 who provide consulting services, salaries and benefits of necessary
24 substitute teachers, supplies, travel expenses and expenses relating
25 to professional development.

26 (c) May not be used to settle or arbitrate disputes between a
27 recognized organization representing employees of the school
28 district and the school district, or to settle any negotiations.

29 (d) May not be used to adjust the district-wide schedules of
30 salaries and benefits of the employees of the school district.

31 4. Any balance of the appropriation made by subsection 1
32 remaining at the end of the respective fiscal years must not be
33 committed for expenditure after June 30 of the respective fiscal
34 years by the entity to which the appropriation is made or any entity
35 to which money from the appropriation is granted or otherwise
36 transferred in any manner, and any portion of the appropriated
37 money remaining must not be spent for any purpose after
38 September 18, 2020, and September 17, 2021, respectively, by
39 either the entity to which the money was appropriated or the entity
40 to which the money was subsequently granted or transferred, and
41 must be reverted to the State General Fund on or before
42 September 18, 2020, and September 17, 2021, respectively.

43 **Sec. 38.** 1. There is hereby appropriated from the State
44 General Fund to the Professional Development Programs Account



1 the sum of \$1,300,000 in both Fiscal Year 2019-2020 and Fiscal
2 Year 2020-2021.

3 2. The Department of Education shall transfer from the
4 Professional Development Programs Account \$1,300,000 in Fiscal
5 Year 2019-2020 and \$1,300,000 in Fiscal Year 2020-2021 to the
6 Account for Programs for Innovation and the Prevention of
7 Remediation created by NRS 387.1247. This funding must be used
8 only to carry out the provisions of Assembly Bill No. 309 of this
9 session.

10 **Sec. 39.** 1. There is hereby appropriated from the State
11 General Fund to the Contingency Account for Special Education
12 Services created by NRS 388.5243 the sum of \$100 in both Fiscal
13 Year 2019-2020 and Fiscal Year 2020-2021.

14 2. There is hereby authorized for expenditure from the
15 Contingency Account for Special Education Services the sum of
16 \$1,999,900 in both Fiscal Year 2019-2020 and Fiscal Year 2020-
17 2021.

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

22 4. Any remaining balance of the money appropriated by
23 subsection 1 for Fiscal Year 2019-2020 and Fiscal Year 2020-2021
24 must not be committed for expenditure after June 30 of each fiscal
25 year and must be reverted to the State General Fund on or before
26 September 18, 2020, and September 17, 2021, for each fiscal year
27 respectively.

28 **Sec. 40.** 1. There is hereby appropriated from the State
29 General Fund to the Grant Fund for Incentives for Licensed
30 Educational Personnel created by NRS 391A.400 to purchase one-
31 fifth of a year of retirement service credit pursuant to section 5 of
32 chapter 8, Statutes of Nevada 2007, 23rd Special Session, at page
33 18:

34 For the Fiscal Year 2019-2020..... \$1,000,000

35 For the Fiscal Year 2020-2021..... \$1,000,000

36 2. The money appropriated by subsection 1 is available for
37 either fiscal year with the approval of the Interim Finance
38 Committee upon the recommendation of the Governor. Any
39 remaining balance of those sums must not be committed for
40 expenditure after June 30, 2021, and must be reverted to the State
41 General Fund on or before September 17, 2021.

42 **Sec. 41.** 1. There is hereby appropriated from the State
43 General Fund to the Bullying Prevention Account created by NRS
44 388.1325 to provide bullying prevention grant funding to school
45 districts:



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1 For the Fiscal Year 2019-2020..... \$45,000

2 For the Fiscal Year 2020-2021..... \$45,000

3 2. The money appropriated by subsection 1 must be expended
4 in accordance with NRS 353.150 to 353.246, inclusive, concerning
5 the allotment, transfer, work program and budget. Transfers to and
6 allotments from must be allowed and made in accordance with NRS
7 353.215 to 353.225, inclusive, after separate consideration of the
8 merits of each request.

9 3. Any remaining balance of the appropriation made by
10 subsection 1 for Fiscal Year 2019-2020 and Fiscal Year 2020-2021
11 must not be committed for expenditure after June 30 of each fiscal
12 year and must be reverted to the State General Fund on or before
13 September 18, 2020, and September 17, 2021, for each fiscal year
14 respectively.

15 **Sec. 42.** 1. There is hereby appropriated from the State
16 General Fund to the Teach Nevada Scholarship Program Account
17 created by NRS 391A.575 to award grants to universities, colleges
18 and other providers of an alternative licensure program that are
19 approved to award Teach Nevada Scholarships pursuant to
20 NRS 391A.585:

21 For the Fiscal Year 2019-2020..... \$2,428,280

22 For the Fiscal Year 2020-2021..... \$2,407,861

23 2. The money appropriated by subsection 1 must be expended
24 in accordance with NRS 353.150 to 353.246, inclusive, concerning
25 the allotment, transfer, work program and budget. Transfers to and
26 allotments from must be allowed and made in accordance with NRS
27 353.215 to 353.225, inclusive, after separate consideration of the
28 merits of each request.

29 3. Expenditure of \$4,889,311 in Fiscal Year 2019-2020 and
30 \$5,514,311 in Fiscal Year 2020-2021 from money in the Teach
31 Nevada Scholarship Program Account that was not appropriated
32 from the State General Fund is hereby authorized to award grants to
33 universities, colleges and other providers of an alternative licensure
34 program that are approved to award Teach Nevada Scholarships
35 pursuant to NRS 391A.585.

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

40 **Sec. 43.** 1. There is hereby appropriated from the State
41 General Fund to the School Safety Account the following sums:

42 For the Fiscal Year 2019-2020..... \$16,603,728

43 For the Fiscal Year 2020-2021..... \$21,382,611

44 2. Of the appropriation made by subsection 1, the Department
45 of Education shall transfer \$14,592,588 in Fiscal Year 2019-2020



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1 and \$18,068,101 in Fiscal Year 2020-2021 to school districts and
2 charter schools for block grants for contract or employee social
3 workers or other licensed mental health workers in schools with
4 identified needs. The money must not be used for administrative
5 expenditures of the Department of Education.

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

- 9 (a) Licensed clinical social worker;
- 10 (b) Social worker;
- 11 (c) Social worker intern with supervision;
- 12 (d) Clinical psychologist;
- 13 (e) Psychologist intern with supervision;
- 14 (f) Marriage and family therapist;
- 15 (g) Mental health counselor;
- 16 (h) Community health worker;
- 17 (i) School-based health center; and
- 18 (j) Licensed nurse.

19 4. The money appropriated by subsection 1 must be expended
20 in accordance with NRS 353.150 to 353.246, inclusive, concerning
21 the allotment, transfer, work program and budget. Transfers to and
22 allotments from must be allowed and made in accordance with NRS
23 353.215 to 353.225, inclusive, after separate consideration of the
24 merits of each request.

25 5. Any remaining balance of the transfers made by subsection
26 2 for Fiscal Year 2019-2020 must be added to the money transferred
27 for Fiscal Year 2020-2021 and may be expended as that money is
28 expended. Any remaining balance of the transfers made by
29 subsection 2 for Fiscal Year 2020-2021, including any such money
30 added from the previous fiscal year, must not be committed for
31 expenditure after June 30, 2021, and must be reverted to the State
32 General Fund on or before September 17, 2021.

33 6. Of the appropriation made by subsection 1, \$1,500,000 in
34 Fiscal Year 2019-2020 and \$3,000,000 in Fiscal Year 2020-2021
35 must be transferred by the Department of Education to provide
36 grants to public schools to fund additional school resource officers
37 or school police officers, based upon need, utilizing school
38 discipline data, school violence data, school climate data, school
39 vulnerability, and the ability of the school district or charter school,
40 to hire additional school police officer or school resource officer
41 positions. The money must not be used for administrative
42 expenditures of the Department of Education.

43 7. The money transferred pursuant to subsection 6:



(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 6.

(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. Except as otherwise provided in subsection 5, any remaining balance of the sums appropriated by subsection 1 for Fiscal Year 2019-2020 and Fiscal Year 2020-2021 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 18, 2020, and September 17, 2021, for each fiscal year respectively.

Sec. 44. 1. There is hereby appropriated from the State General Fund to the School Safety Account the sum of \$7,500,000 to provide grants utilizing a competitive grant process based on demonstrated need, within the limits of legislative appropriation, to school districts in counties whose population is less than 100,000 and to charter schools for school safety facility improvements.

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2021, and must be reverted to the State General Fund on or before September 17, 2021.

Sec. 45. 1. There is hereby appropriated from the State General Fund to the Account for the New Nevada Education Funding Plan created by NRS 387.129 the following sums:

For the Fiscal Year 2019-2020..... \$69,937,000

For the Fiscal Year 2020-2021..... \$69,937,000

2. This funding must be used only to carry out the provisions of NRS 387.131 to 387.139, inclusive. 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 \$22,044 in both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 from money in the Account for the New Nevada Education Funding Plan that was not appropriated from the State General Fund is hereby authorized for the New Nevada Education Funding Plan program to carry out the provisions of NRS 387.131 to 387.139, inclusive.

4. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2021, 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 17, 2021, 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. 46. 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 2019-2020..... \$4,499,000

For the Fiscal Year 2020-2021..... \$4,499,000

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 \$1,000 in both Fiscal Year 2019-2020 and Fiscal Year 2020-2021 from money in the Teachers' School Supplies Reimbursement Account that was not appropriated from the State General Fund is hereby authorized to reimburse teachers for out-of-pocket expenses incurred in connection with purchasing necessary school supplies for the pupils they instruct.

4. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2021, 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 17, 2021, 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. 47. 1. Expenditure of the following sums not appropriated from the State General Fund or the State Highway Fund is hereby authorized during Fiscal Year 2019-2020 and Fiscal Year 2020-2021 by the Department of Education for the State Supplemental School Support Account created by NRS 387.191:

For the Fiscal Year 2019-2020..... \$187,177,000

For the Fiscal Year 2020-2021..... \$190,585,000

2. The Superintendent of Public Instruction shall transfer all money credited to the State Supplemental School Support Account on and after July 1, 2019, through June 30, 2021, to the State Distributive School Account.



Sec. 48. 1. There is hereby appropriated from the State General Fund to the Account for Instruction in Financial Literacy created by NRS 388.895 the following sums:

For the Fiscal Year 2019-2020..... \$750,000

For the Fiscal Year 2020-2021..... \$750,000

2. If and only if Senate Bill No. 314 of this session is enacted by the Legislature and approved by the Governor, the Department of Education shall transfer from the appropriations 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. 314 of this session for Fiscal Year 2019-2020 and Fiscal Year 2020-2021:

| <u>School District:</u> | <u>2019-2020</u> | <u>2020-2021</u> |
|-------------------------|------------------|------------------|
|-------------------------|------------------|------------------|

| | | |
|------------------------------|-----------|-----------|
| Clark County School District | \$500,000 | \$500,000 |
|------------------------------|-----------|-----------|

| | | |
|-------------------------------|-----------|-----------|
| Washoe County School District | \$150,000 | \$150,000 |
|-------------------------------|-----------|-----------|

3. If and only if Senate Bill No. 314 of this session is enacted by the Legislature and approved by the Governor, of the money appropriated by subsection 1, the sum of \$100,000 in Fiscal Year 2019-2020 and \$100,000 in Fiscal Year 2020-2021 must be used to award grants of money to school districts, other than the Clark County School District and Washoe County School District, and to the sponsors of charter schools that submit an application to the Department of Education. The amount granted to each school district and charter school must be based upon the number of pupils enrolled in each such school district or charter school, as applicable, who are enrolled in a subject area in which instruction in financial literacy is provided, and not on a competitive basis.

4. Money transferred by subsection 2 must be used to support instruction in financial literacy, including, without limitation, by providing technical assistance, monitoring, support and professional development training regarding financial literacy to teachers who teach in a subject area in which instruction in financial literacy is provided.

5. Any balance of the sums appropriated by subsection 1 that is unencumbered or unexpended at the end of the respective fiscal years does not revert to the State General Fund, must be carried forward to the next fiscal year and is hereby authorized for use in the next fiscal year for the purposes specified in subsection 3 or 4, as applicable.

6. The sums appropriated by this section must be accounted for separately by each school district and charter school from any other money and used only for the purposes specified in this section.

Sec. 49. 1. If Assembly Bill No. 533 of this session is not enacted by the Legislature and approved by the Governor, expenditure of \$55,574,846 during Fiscal Year 2019-2020 and



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\$57,242,070 during Fiscal Year 2020-2021 is hereby authorized for the Department of Taxation's Marijuana Regulation and Control Account.

2. If Assembly Bill No. 533 of this session is enacted by the Legislature and approved by the Governor, expenditure of \$55,574,846 during Fiscal Year 2019-2020 is hereby authorized for the Department of Taxation's Marijuana Regulation and Control Account and expenditure of \$57,242,070 during Fiscal Year 2020-2021 is hereby authorized for the Cannabis Compliance Board created by section 54 of Assembly Bill No. 533 of this session.

3. If Assembly Bill No. 533 of this session is enacted by the Legislature and approved by the Governor, any balance of the sums authorized by subsection 2 that is unencumbered or unexpended by June 30, 2020, and not required to be transferred to the Distributive School Account or to local governments pursuant to NRS 372A.290, 453A.344 or 453D.510 is hereby authorized to be used by the Cannabis Compliance Board created by Assembly Bill No. 533 of this session on July 1, 2020.

Sec. 50. 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 ~~[2020,]~~ 2022, 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]~~ pupils enrolled in the school district or charter school by the number of ~~[students]~~ pupils 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]~~



pupils 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. 51. Section 8 of chapter 4, Statutes of Nevada 2009, as last amended by section 44 of chapter 394, Statutes of Nevada 2017, at page 2614, is hereby amended to read as follows:

Sec. 8. Transitory provision.

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

2. The Superintendent of Public Instruction shall make the initial transfer from the State Supplemental School Support Account, as required by section 6 of this measure, on or before February 1, ~~2020.~~ 2022.

3. The board of trustees of each school district and the governing body of each charter school shall prepare their initial reports to the Superintendent of Public Instruction, as required by section 6 of this measure, on or before November 10, ~~2020.~~ 2022.

Sec. 52. 1. This section and section 44 of this act become effective upon passage and approval.

2. Sections 1 to 19, inclusive, 21 to 25, inclusive, 27, 29 to 33, inclusive, 39 to 43, inclusive, and 45 to 51, inclusive, of this act become effective on July 1, 2019.

3. Sections 20, 36 and 38 of this act become effective on July 1, 2019, if and only if Assembly Bill No. 309 of this session is enacted by the Legislature and approved by the Governor.

4. Sections 35 and 37 of this act become effective on July 1, 2019, if and only if Assembly Bill No. 309 of this session is not enacted by the Legislature and approved by the Governor.

5. Sections 26 and 28 of this act become effective on July 1, 2019, if and only if Senate Bill No. 467 of this session is enacted by the Legislature and approved by the Governor.



1 6. Section 34 of this act becomes effective on July 1, 2019, if
2 and only if Senate Bill No. 314 of this session is enacted by the
3 Legislature and approved by the Governor.

