

Amendment No. 220

Senate Amendment to Senate Bill No. 194	(BDR 34-676)
Proposed by: Senate Committee on Education	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

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

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



SENATE BILL NO. 194—SENATORS LANGE; DENIS, DONATE, HAMMOND,
OHRENSCHALL AND SEEVERS GANSERT

MARCH 9, 2021

Referred to Committee on Education

SUMMARY—Revises provisions relating to education. (BDR 34-676)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

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

AN ACT relating to education; establishing a State Seal of Civics Program; requiring the Superintendent of Public Instruction to establish criteria for certain designations related to civics; ~~establishing the Pupil Civic Advisory Panel;~~ requiring a public high school to report certain test results to the Department of Education; requiring instruction provided in social studies to include civics and a service learning project; requiring that various communities be included in the standards of content and performance for ethnic and diversity studies; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Superintendent of Public Instruction to establish various state seals to be awarded to pupils who graduate high school with a high level of proficiency in certain subjects. (NRS 388.591, 388.594, 388.596, 388.597) **Section 2** of this bill similarly establishes a State Seal of Civics Program. **Section 3** of this bill sets forth the criteria for earning a State Seal of Civics. ~~[Section 4 of this bill requires the Superintendent of Public Instruction to enter into a cooperative agreement with one or more community colleges, state colleges and universities to grant credit for courses in a subject at the community college, state college or university for which a pupil is awarded a State Seal.]~~

Section 5 of this bill requires the Superintendent of Public Instruction to adopt regulations that establish criteria for the Superintendent to designate a school, pupil or teacher or other school employee as a School of Civic Excellence, Student Civic Leader or Educator Civic Leader, respectively. ~~[Section 7 of this bill requires the Superintendent of Public Instruction to establish the Pupil Civic Advisory Panel.]~~

Under existing law, a public high school must administer an examination with questions identical to the questions contained in the civics portion of the naturalization test adopted by the United States Citizenship and Immigration Services of the Department of Homeland Security and report the aggregate results of the examination to the board of trustees of the school district in which the high school is located. (NRS 389.009) **Section 8** of this bill requires the board of trustees of each school district to report the results of the examination to the Department of Education.

Existing law designates various core academic subjects, including, without limitation, social studies, which includes only the subjects of history, geography, economics and government. (NRS 389.018) **Section 9** of this bill adds civics to the list of subjects included within social studies. Beginning with the graduating class of 2027, **section 9** requires

instruction in social studies to require a pupil to complete a service learning project during high school. ~~[Sections 6 and]~~ Section 10 of this bill ~~[make]~~ makes a conforming ~~[changes]~~ change related to the addition of civics to social studies.

Under existing law, the Council to Establish Academic Standards for Public Schools is required to establish standards of content and performance for ethnic and diversity studies for certain pupils. The standards must, without limitation, examine the culture, history and contributions of certain American communities. (NRS 389.525) **Section 11** of this bill includes additional communities in the list of communities whose culture, history and contributions must be examined.

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

Section 1. Chapter 388 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 5, inclusive, of this act.

Sec. 2. 1. *The Superintendent of Public Instruction shall establish a State Seal of Civics Program to recognize pupils who graduate from a public high school, including, without limitation, a charter school and a university school for profoundly gifted pupils, who have attained a high level of proficiency in civics.*

2. The Superintendent of Public Instruction shall:

(a) Create a State Seal of Civics that may be affixed to the diploma and noted on the transcript of a pupil to recognize that the pupil has met the requirements of section 3 of this act; and

(b) Deliver the State Seal of Civics to each school district, charter school and university school for profoundly gifted pupils that participates in the State Seal of Civics Program.

3. Any school district, charter school and university school for profoundly gifted pupils may participate in the State Seal of Civics Program by notifying the Superintendent of Public Instruction of its intent to participate in the Program.

4. Each board of trustees of a school district and governing body of a charter school or university school for profoundly gifted pupils that participates in the State Seal of Civics Program shall:

(a) Identify the pupils who have met the requirements to be awarded the State Seal of Civics; and

(b) Affix the State Seal of Civics to the diploma and note the receipt of the State Seal of Civics on the transcript of each pupil who meets those requirements.

5. The Superintendent of Public Instruction may adopt regulations as necessary to carry out the provisions of this section and section 3 of this act.

Sec. 3. 1. *A school district, charter school and university school for profoundly gifted pupils that participates in the State Seal of Civics Program established pursuant to section 2 of this act must award a pupil, upon graduation from high school, a high school diploma with a State Seal of Civics if the pupil:*

(a) Earns at least a ~~2.5~~ 3.25 grade point average ~~on~~ on a 4.0 grading scale ~~or, if a different grading scale is used, a 3.85 weighted grade point average on a grading scale approved by the Superintendent of Public Instruction.~~

(b) Demonstrates proficiency in civics by earning:

(1) At least 3 credits in social studies;

(2) A score of at least 85 percent on the examination for civics required pursuant to NRS 389.009; and

(3) A satisfactory score in citizenship.

(c) Completes a service learning project pursuant to NRS 389.018.

2. The Department shall develop a rubric and set forth a satisfactory score to determine if a pupil meets the requirements for a satisfactory score in citizenship for the purposes of subparagraph (3) of paragraph (b) of subsection 1.

Sec. 4. ~~1. The Superintendent of Public Instruction shall enter into a cooperative agreement with one or more community colleges, state colleges or universities to grant credit for courses in a subject at the community college, state college or university for which a pupil is awarded a State Seal pursuant to section 3 of this act.~~

~~2. Each cooperative agreement entered into pursuant to this section must include, without limitation:~~

~~(a) Provisions specifying the amount of credit to be granted to a pupil who is awarded a State Seal pursuant to section 3 of this act;~~

~~(b) A requirement that any credits earned by a pupil who is awarded a State Seal pursuant to section 3 of this act must be applied toward earning a credential, certificate or degree at the community college, state college or university that grants the credit;~~

~~(c) An explanation of the manner in which the tuition for the credit will be paid, including, without limitation, whether:~~

~~(1) The school district, charter school or university school for profoundly gifted pupils in which the pupil was enrolled when the pupil was awarded the State Seal pursuant to section 3 of this act will pay all or a portion of the tuition for the credit;~~

~~(2) The pupil is responsible for paying all or a portion of the tuition for the credit;~~

~~(3) Grants from the Department are available and will be applied to pay all or a portion of the tuition for the credit; and~~

~~(4) Any other funding source, including federal funding sources or sources from private entities, will be applied by the school district, charter school or university school for profoundly gifted pupils to pay all or a portion of the tuition for the credit; and~~

~~(d) Any other financial or other provisions that the school district, charter school or university school for profoundly gifted pupils and the community college, state college or university that provides the credit deem appropriate.~~

~~3. A community college, state college or university that grants credit to a pupil who is awarded a State Seal pursuant to section 3 of this act shall provide to the Nevada System of Higher Education and the Department a copy of each cooperative agreement entered into by the community college, state college or university pursuant to subsection 1.~~

~~4. The Nevada System of Higher Education and the Department shall retain a copy of each cooperative agreement entered into pursuant to this section.~~ (Deleted by amendment.)

Sec. 5. 1. The Superintendent of Public Instruction may designate:

(a) A school district, charter school or university school for profoundly gifted pupils as a Nevada School of Civic Excellence;

(b) A pupil as a Student Civic Leader; or

(c) A teacher or other school employee as an Educator Civic Leader.

2. The Superintendent of Public Instruction shall adopt regulations that set forth the criteria to earn a designation pursuant to subsection 1.

Sec. 6. ~~[NRS 388D.050 is hereby amended to read as follows:~~

~~388D.050 1. The parent of a child who is being homeschooled shall prepare an educational plan of instruction for the child in the subject areas of English language arts, mathematics, science and social studies, including history,~~

1 geography, economics, civics and government, as appropriate for the age and level
2 of skill of the child as determined by the parent.

3 ~~2. The educational plan must be included in the notice of intent to~~
4 ~~homeschool filed pursuant to NRS 388D.020. If the educational plan contains the~~
5 ~~requirements of NRS 388D.020, the educational plan must not be used in any~~
6 ~~manner as a basis for denial of a notice of intent to homeschool that is otherwise~~
7 ~~complete. The parent must be prepared to present the educational plan of~~
8 ~~instruction and proof of the identity of the child to a court of law if required by the~~
9 ~~court.~~

10 ~~3. This section does not require a parent to ensure that each subject area is~~
11 ~~taught each year that the child is homeschooled.] (Deleted by amendment.)~~

12 **Sec. 7.** ~~[Chapter 389 of NRS is hereby amended by adding thereto a new~~
13 ~~section to read as follows:~~

14 ~~1. The Superintendent of Public Instruction shall establish the Pupil Civic~~
15 ~~Advisory Panel. The Panel shall consist of pupils who represent the geographic~~
16 ~~and cultural diversity of this State. The Superintendent of Public Instruction may~~
17 ~~appoint additional members to the Panel including, without limitation, teachers.~~

18 ~~2. On or before February 1 of each odd-numbered year, the Panel shall~~
19 ~~submit a report on education in social studies, including, without limitation,~~
20 ~~civics, in this State to the Superintendent of Public Instruction and the Director~~
21 ~~of the Legislative Counsel Bureau for transmission to the next regular session of~~
22 ~~the Legislature. The report may include, without limitation, any~~
23 ~~recommendations by the Panel for changes regarding education in social~~
24 ~~studies.] (Deleted by amendment.)~~

25 **Sec. 8.** NRS 389.009 is hereby amended to read as follows:

26 389.009 1. A public high school shall administer an examination containing
27 a number of questions, determined by the public high school, which are identical to
28 the questions contained in the civics portion of the naturalization test adopted by
29 the United States Citizenship and Immigration Services of the Department of
30 Homeland Security, to each pupil enrolled in the public high school.

31 2. A public high school shall:

32 (a) Determine the course in which the examination will be administered;

33 (b) Establish the number of questions which will be included on the
34 examination, which must not be less than 50;

35 (c) Determine the desired score on the examination and the manner in which
36 the results of the examination administered to a pupil will affect the grade of the
37 pupil in the course in which the examination is administered; and

38 (d) Not later than August 31 of each year, aggregate the results of the
39 examination for all pupils at the public high school and report the aggregated
40 results to the board of trustees of the school district in which the public high school
41 is located.

42 3. Except as otherwise provided in subsection 4, no pupil in any public high
43 school may receive a certificate or diploma of graduation without having taken the
44 examination described in subsection 1.

45 4. A pupil may receive a waiver from the examination administered pursuant
46 to subsection 1 if:

47 (a) The pupil is a pupil with a disability and the waiver is in accordance with
48 his or her individualized education program;

49 (b) The pupil is identified as an English learner and the public high school is
50 unable to offer the examination in the language which would be most likely to
51 provide accurate results for the pupil; or

52 (c) The principal or administrator of the public high school determines that the
53 pupil has completed all other academic requirements to receive a certificate or

1 diploma of graduation and has shown good cause for a waiver. The principal or
2 administrator of a public high school shall not grant a waiver pursuant to this
3 paragraph to more than 10 percent of each graduating class of the public high
4 school.

5 *5. On or before December 31 of each year, the board of trustees of each*
6 *school district shall report the aggregated results of the examination received by*
7 *the board of trustees of the school district pursuant to subsection 2 to the*
8 *Department.*

9 **6.** As used in this section, “public high school” includes, without limitation,
10 any charter school that operates as a high school.

11 **Sec. 9.** NRS 389.018 is hereby amended to read as follows:

12 389.018 1. The following subjects are designated as the core academic
13 subjects that must be taught, as applicable for grade levels, in all public schools, the
14 Caliente Youth Center, the Nevada Youth Training Center and any other state
15 facility for the detention of children that is operated pursuant to title 5 of NRS:

- 16 (a) English language arts;
- 17 (b) Mathematics;
- 18 (c) Science; and
- 19 (d) Social studies, which includes only the subjects of history, geography,
20 economics, *civics* and government.

21 2. Except as otherwise provided in this subsection, a pupil enrolled in a public
22 high school must enroll in a minimum of:

- 23 (a) Four units of credit in English language arts;
- 24 (b) Four units of credit in mathematics, including, without limitation, Algebra I
25 and geometry, or an equivalent course of study that integrates Algebra I and
26 geometry;
- 27 (c) Three units of credit in science, including two laboratory courses; and
- 28 (d) Three units of credit in social studies, including, without limitation:
 - 29 (1) American government;
 - 30 (2) American history; and
 - 31 (3) World history or geography.

32 ➤ A pupil is not required to enroll in the courses of study and credits required by
33 this subsection if the pupil, the parent or legal guardian of the pupil and an
34 administrator or a counselor at the school in which the pupil is enrolled mutually
35 agree to a modified course of study for the pupil and that modified course of study
36 satisfies at least the requirements for a standard high school diploma, an adjusted
37 diploma or an alternative diploma, as applicable.

38 3. Except as otherwise provided in this subsection, in addition to the core
39 academic subjects, the following subjects must be taught as applicable for grade
40 levels and to the extent practicable in all public schools, the Caliente Youth Center,
41 the Nevada Youth Training Center and any other state facility for the detention of
42 children that is operated pursuant to title 5 of NRS:

- 43 (a) The arts;
- 44 (b) Computer education and technology;
- 45 (c) Health; and
- 46 (d) Physical education.

47 ➤ If the State Board requires the completion of course work in a subject area set
48 forth in this subsection for graduation from high school or promotion to the next
49 grade, a public school shall offer the required course work. Except as otherwise
50 provided for a course of study in health prescribed by subsection 1 of NRS 389.021
51 and the instruction prescribed by subsection 1 of NRS 389.064, unless a subject is
52 required for graduation from high school or promotion to the next grade, a charter
53 school is not required to comply with this subsection.

4. Instruction in health and physical education provided pursuant to subsection 3 must include, without limitation, instruction concerning the importance of annual physical examinations by a provider of health care and the appropriate response to unusual aches and pains.

5. Commencing with the graduating class of 2027 and with each graduating class thereafter, instruction in social studies provided pursuant to subsection 2 must require, without limitation, a pupil to complete a service learning project. A pupil may complete a service learning project during any year of high school.

Sec. 10. NRS 389.520 is hereby amended to read as follows:

389.520 1. The Council shall:

(a) Establish standards of content and performance, including, without limitation, a prescription of the resulting level of achievement, for the grade levels set forth in subsection 5, based upon the content of each course, that is expected of pupils for the following courses of study:

- (1) English language arts;
- (2) Mathematics;
- (3) Science;
- (4) Social studies, which includes only the subjects of history, geography, economics, *civics* and government;
- (5) The arts;
- (6) Computer education and technology, which includes computer science and computational thinking;
- (7) Health;
- (8) Physical education; and
- (9) A foreign or world language.

(b) Establish a schedule for the periodic review and, if necessary, revision of the standards of content and performance. The review must include, without limitation, the review required pursuant to NRS 390.115 of the results of pupils on the examinations administered pursuant to NRS 390.105.

(c) Assign priorities to the standards of content and performance relative to importance and degree of emphasis and revise the standards, if necessary, based upon the priorities.

2. The standards for computer education and technology must include a policy for the ethical, safe and secure use of computers and other electronic devices. The policy must include, without limitation:

(a) The ethical use of computers and other electronic devices, including, without limitation:

- (1) Rules of conduct for the acceptable use of the Internet and other electronic devices; and
- (2) Methods to ensure the prevention of:
 - (I) Cyber-bullying;
 - (II) Plagiarism; and
 - (III) The theft of information or data in an electronic form;

(b) The safe use of computers and other electronic devices, including, without limitation, methods to:

(1) Avoid cyber-bullying and other unwanted electronic communication, including, without limitation, communication with on-line predators;

(2) Recognize when an on-line electronic communication is dangerous or potentially dangerous; and

(3) Report a dangerous or potentially dangerous on-line electronic communication to the appropriate school personnel;

(c) The secure use of computers and other electronic devices, including, without limitation:

(1) Methods to maintain the security of personal identifying information and financial information, including, without limitation, identifying unsolicited electronic communication which is sent for the purpose of obtaining such personal and financial information for an unlawful purpose;

(2) The necessity for secure passwords or other unique identifiers;

(3) The effects of a computer contaminant;

(4) Methods to identify unsolicited commercial material; and

(5) The dangers associated with social networking Internet sites; and

(d) A designation of the level of detail of instruction as appropriate for the grade level of pupils who receive the instruction.

3. The standards for social studies must include multicultural education, including, without limitation, information relating to contributions made by men and women from various racial and ethnic backgrounds. The Council shall consult with members of the community who represent the racial and ethnic diversity of this State in developing such standards.

4. The standards for health must include mental health and the relationship between mental health and physical health.

5. The Council shall establish standards of content and performance for each grade level in kindergarten and grades 1 to 8, inclusive, for English language arts and mathematics. The Council shall establish standards of content and performance for the grade levels selected by the Council for the other courses of study prescribed in subsection 1.

6. The Council shall forward to the State Board the standards of content and performance established by the Council for each course of study. The State Board shall:

(a) Adopt the standards for each course of study, as submitted by the Council; or

(b) If the State Board objects to the standards for a course of study or a particular grade level for a course of study, return those standards to the Council with a written explanation setting forth the reason for the objection.

7. If the State Board returns to the Council the standards of content and performance for a course of study or a grade level, the Council shall:

(a) Consider the objection provided by the State Board and determine whether to revise the standards based upon the objection; and

(b) Return the standards or the revised standards, as applicable, to the State Board.

➤ The State Board shall adopt the standards of content and performance or the revised standards, as applicable.

8. The Council shall work in cooperation with the State Board to prescribe the examinations required by NRS 390.105.

9. As used in this section:

(a) "Computer contaminant" has the meaning ascribed to it in NRS 205.4737.

(b) "Cyber-bullying" has the meaning ascribed to it in NRS 388.123.

(c) "Electronic communication" has the meaning ascribed to it in NRS 388.124.

Sec. 11. NRS 389.525 is hereby amended to read as follows:

389.525 1. The Council shall establish standards of content and performance for ethnic and diversity studies for pupils enrolled in high school. The Council shall develop the standards in consultation with:

(a) Faculty of ethnic or diversity studies at colleges and universities in this State that have an ethnic or diversity studies program;

(b) Representatives of the school districts in this State, a majority of whom are teachers in kindergarten through grade 12 and who have experience or an educational background in the study and teaching of ethnic or diversity studies; and

(c) Other qualified persons who represent the diverse communities of this State and the United States.

2. The standards established pursuant to subsection 1 must:

(a) Examine the culture, history and contributions of diverse American communities, including, without limitation, African Americans, Hispanic Americans, Native Americans, Asian Americans, European Americans, Basque Americans, *Pacific Islander Americans, Chicano Americans, Latino Americans, Middle Eastern Americans, women, persons with disabilities, immigrants or refugees, persons who are lesbian, gay, bisexual, transgender or questioning* and any other ethnic or diverse American communities the Council deems appropriate;

(b) Emphasize human relations, sensitivity towards all races and diverse populations and work-related cultural competency skills;

(c) Be written in a manner that allows a school district or charter school to modify the content to reflect and support the demographics of pupils in the community, as long as the prescribed standard is met; and

(d) Comply with any applicable admissions requirements for colleges and universities in this State.

3. The board of trustees of a school district and the governing body of a charter school that operates as a high school may provide instruction in ethnic and diversity studies to pupils enrolled in high school within the school district or in the charter school, as applicable. If provided, the instruction must comply with the standards of content and performance established by the Council pursuant to this section.

4. The State Board shall adopt such regulations as necessary to carry out the provisions of this section.

Sec. 12. ~~[The provisions of subsection 1 of NRS 218D.380 do not apply to any provision of this act which adds or revises a requirement to submit a report to the Legislature.]~~ **(Deleted by amendment.)**

Sec. 13. 1. This section becomes effective upon passage and approval.

2. Sections 1 to 12, inclusive, of this act become effective:

(a) Upon passage and approval for the purpose of adopting any regulations and performing any other preparatory administrative tasks that are necessary to carry out the provisions of this act; and

(b) On July 1, 2021, for all other purposes.