

SENATE BILL NO. 173—SENATORS DONDERO LOOP, CANNIZZARO,  
BROOKS; DENIS, DONATE, D. HARRIS, LANGE AND RATTI

MARCH 4, 2021

JOINT SPONSORS: ASSEMBLYWOMEN ANDERSON AND TORRES

Referred to Committee on Education

SUMMARY—Revises provisions relating to education.  
(BDR S-1003)

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; authorizing the board of trustees of a school district and the State Public Charter School Authority to submit to the Superintendent of Public Instruction plans to address loss of learning that occurred as a result of the COVID-19 pandemic; requiring the submission to certain entities of certain reports relating to such plans to address loss of learning; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

**Section 1** of this bill authorizes the board of trustees of each school district and the State Public Charter School Authority to submit to the Superintendent of Public Instruction a plan to address loss of learning that occurred as a result of the COVID-19 pandemic. **Section 1** sets forth certain requirements for the plan to address loss of learning, including, without limitation, the option for pupils to attend summer school either in-person or through a program of virtual learning. **Section 1** further requires the board of trustees of a school district or the governing body of a charter school, as applicable, to provide transportation and certain meals to pupils who attend summer school. **Section 1** sets forth requirements relating to the hiring and payment of teachers and other personnel for summer school. **Section 1** also authorizes the board of trustees of each school district or the State Public Charter School Authority to use federal money to administer summer school.

**Section 2** of this bill requires the board of trustees of each school district and the State Public Charter School Authority to submit a report containing certain information relating to summer school to the Superintendent of Public Instruction



\* S B 1 7 3 \*

16 on or before October 31, 2021. **Section 2** also requires the Superintendent of Public  
17 Instruction to submit a compilation of such reports to various governmental entities.

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

1 **Section 1.** 1. Not later than 30 days after the effective date  
2 of this act, the board of trustees of each school district and the State  
3 Public Charter School Authority may submit to the Superintendent  
4 of Public Instruction a plan to address any loss of learning that  
5 occurred as a result of the public health crisis caused by the  
6 COVID-19 pandemic. The plan must include, without limitation:

7 (a) The option for pupils to attend summer school either in-  
8 person or through a program of virtual learning; and

9 (b) The manner in which the school district, schools within the  
10 school district, the State Public Charter School Authority or charter  
11 schools sponsored by the State Public Charter School Authority will  
12 target pupils who are most at risk of loss of learning to receive  
13 services under the plan, including, without limitation:

14 (1) Pupils who are members of a household that lacks the  
15 financial resources necessary to access services to address loss of  
16 learning;

17 (2) Pupils in grade 11 or 12 who are credit deficient;

18 (3) Pupils in prekindergarten or kindergarten;

19 (4) Pupils in grade 1, 2 or 3 who are deficient in the subject  
20 areas of mathematics or reading;

21 (5) Pupils in middle school or high school who are deficient  
22 in the subject areas of science, technology, engineering, the arts or  
23 mathematics;

24 (6) Pupils with disabilities; and

25 (7) Pupils who are chronically absent.

26 2. The board of trustees of a school district or the governing  
27 body of a charter school, as applicable, shall provide transportation  
28 services and school breakfast and school lunch to pupils who attend  
29 summer school pursuant to subsection 1.

30 3. All persons hired to work in summer school pursuant to  
31 subsection 1, including, without limitation, teachers, other licensed  
32 personnel and support personnel:

33 (a) Except as otherwise provided in subsection 4, must already  
34 have a contract to work at a school within the school district or the  
35 charter school; and

36 (b) Shall receive compensation for working in summer school  
37 based upon the rate in the contract between the employee and the  
38 school, in addition to the regular compensation of the employee,  
39 subject to any collective bargaining agreement.



4. If a school district or charter school is unable to hire a sufficient number of persons to work in summer school pursuant to paragraph (a) of subsection 3, the school district or charter school may hire retired public employees pursuant to NRS 286.523.

5. The compensation that is paid to an employee pursuant to subsection 3 must not be included for the purposes of calculating the future retirement benefits of the employee.

6. The board of trustees of each school district and the State Public Charter School Authority may request to use federal money, including, without limitation, money received by this State to address the effects of the public health crisis caused by the COVID-19 pandemic, to administer summer school pursuant to subsection 1 from the Department of Education. Any money remaining from the receipt of federal money pursuant to this subsection must not be committed for expenditure after December 31, 2021, and must be reverted to the appropriate fund or account, as identified by the Fiscal Analysis Division of the Legislative Counsel Bureau, on or before that date.

**Sec. 2.** 1. On or before October 31, 2021, the board of trustees of each school district and the State Public Charter School Authority shall submit to the Superintendent of Public Instruction a report on any plan to address any loss of learning developed pursuant to section 1 of this act. On or before November 30, 2021, the Superintendent of Public Instruction shall submit a compilation of the reports it receives pursuant to this subsection to:

(a) The Fiscal Analysis Division of the Legislative Counsel Bureau;

(b) The Governor;

(c) The Interim Finance Committee; and

(d) The Legislative Committee on Education.

2. The report submitted pursuant to subsection 1 must, without limitation:

(a) Identify the results of summer school provided to pupils pursuant to section 1 of this act;

(b) Outline the amount of federal money received and how federal, state and local money was used to administer summer school;

(c) State the number of pupils who attended summer school in-person;

(d) State the number of pupils who attended summer school through a program of virtual learning;

(e) State the number of pupils who used transportation services;

(f) State the number of pupils who received school breakfast or school lunch; and



1 (g) Identify separately for pupils who attended summer school  
2 in-person and pupils who attended summer school through a  
3 program of virtual learning:

4 (1) One or more measures of pupil achievement, as  
5 determined by the Department of Education; and

6 (2) The attendance of the pupils.

7 **Sec. 3.** This act becomes effective upon passage and approval.

