

SENATE BILL NO. 226—SENATORS HAMMOND AND SETTELMAYER

MARCH 15, 2021

JOINT SPONSORS: ASSEMBLYMEN ROBERTS, LEAVITT; AND HAFEN

Referred to Committee on Education

SUMMARY—Expands career and technical education opportunities for pupils. (BDR 34-75)

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 various provisions relating to career and technical education; requiring the State Board of Education to identify certain industry sectors; establishing certain grants relating to career and technical education; requiring the submission of certain reports by the board of trustees of a school district, governing body of a charter school and the State Board; requiring the State Board to establish a statewide articulation agreement outlining certain aspects of career and technical education; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes the State Board of Education to promote career and technical education in subjects that are an essential and integral part of the system of public education in Nevada. (NRS 388.360) **Section 2** of this bill requires the State Board to identify industry sectors with a high need of additional skilled labor. **Section 8** of this bill authorizes the State Board to: (1) establish policies or regulations and formulate plans for the promotion of subjects that relate to the industry sectors identified by the State Board pursuant to **section 2**; and (2) direct the Superintendent of Public Instruction to make studies and investigations on the funding of programs of career and technical education.

Existing law authorizes the board of trustees of a school district or governing body of a charter school to apply to the State Board for grants for programs of career and technical education, which must be distributed in a certain manner. (NRS 388.392, 388.393, 388.395) **Section 3** of this bill similarly authorizes the



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board of trustees of a school district or governing body of a charter school to apply for a grant of money for certain pupils who receive a high school diploma and earn a license, certificate or credential in an industry sector related to the program of career and technical education the pupil completed while in high school or are members of a household with a household income of not more than 200 percent of the federally designated level signifying poverty. **Section 4** of this bill requires the board of trustees of a school district or governing body of a charter school to reimburse certain pupils for up to all of or a portion of the cost of taking an assessment to be issued a license, certificate or credential in an industry sector identified by the State Board pursuant to **section 2**.

Section 10 of this bill prioritizes the order in which money and grants of money are to be distributed for programs of career and technical education. **Section 7** of this bill requires: (1) the board of trustees of a school district and the governing body of a charter school to collect and report to the State Board certain information regarding programs of career and technical education; and (2) the State Board to report such information to the Director of the Legislative Counsel Bureau for transmittal to the Legislature.

Section 5 of this bill authorizes the board of trustees of a school district or the governing body of a charter school to coordinate with each other to establish programs of career and technical education.

Existing law requires each school district and charter school to enter into a cooperative agreement with one or more universities, state colleges or community colleges to offer dual credit courses to pupils. (NRS 389.310) Similarly, **section 6** of this bill requires the State Board to establish a statewide articulation agreement among the school districts and charter schools to ensure that a pupil who earns credits in a program of career and technical education in one school may transfer those credits to a different school in this State.

Section 9 of this bill makes a conforming change to indicate the proper placement of **sections 2-7** in the Nevada Revised Statutes. **Sections 11-13** of this bill make conforming changes relating to the distribution of newly created grants pursuant to **section 3**.

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 7, inclusive, of this act.

Sec. 2. 1. Each school year, the State Board, in consultation with the Board of Regents of the University of Nevada, the Office of Workforce Innovation, the Governor's Workforce Investment Board, other appropriate state agencies or nonprofits related to workforce development and representatives of the industry sector councils established pursuant to subsection 2 of NRS 232.935, shall identify and create a list of industry sectors and occupations within each industry sector that:

- (a) Have the highest need for additional skilled labor;**
- (b) Require a license, certificate or credential; and**
- (c) Have an average wage of 65 percent or more of the median wage for all employment in this State.**



2. The State Board shall post the list created pursuant to subsection 1 on the Internet website of the State Board.

3. If the list created pursuant to subsection 1 is substantially different from that of the immediately preceding year, the State Board shall give reasonable notice that the list is substantially different to the board of trustees of each school district and the governing body of each charter school.

Sec. 3. 1. To the extent that money is available, the board of trustees of a school district or governing body of a charter school may apply to the State Board for a grant of not more than \$1,000 for each pupil enrolled in a high school in the school district or charter school who:

(a) Receives a high school diploma with an endorsement indicating that the pupil has successfully completed a program of career and technical education related to an industry sector identified pursuant to section 2 of this act; and

(b) Within 6 months after graduating high school, earns a license, certificate or credential in an industry sector related to the program of career and technical education that the pupil successfully completed.

2. Notwithstanding the provisions of paragraphs (a) and (b) of subsection 1 to the contrary and to the extent that money is available, the board of trustees of a school district or governing body of a charter school may apply to the State Board for a grant pursuant to subsection 1 for a pupil enrolled in a high school in the school district or charter school who is enrolled in a program of career and technical education and is a member of a household that has a household income which is not more than 200 percent of the federally designated level signifying poverty before the pupil completes the requirements listed in paragraphs (a) and (b) of subsection 1.

3. A board of trustees of a school district or governing body of a charter school that receives a grant of money pursuant to this section shall use the grant to provide reimbursements pursuant to section 4 of this act. Any money remaining from the grant after providing reimbursements must be granted to the high school in which the pupil is enrolled.

4. A grant awarded pursuant to this section must be paid for from the remainder of state money described in paragraph (a) of subsection 3 of NRS 388.392.

5. The State Board shall review all applications submitted pursuant to this section and award grants based on the criteria established in this section.



Sec. 4. 1. *To the extent that money is available, the board of trustees of a school district or the governing body of a charter school shall:*

(a) For a pupil who satisfies the requirements of subsection 2 and who is a member of a household that has a household income which is not more than 200 percent of the federally designated level signifying poverty, reimburse or directly pay 100 percent of the cost, but not more than \$1,000, for the pupil to take an assessment to be issued a license, certificate or credential in an industry sector identified pursuant to section 2 of this act; and

(b) For any other pupil who satisfies the requirements of subsection 2, reimburse 50 percent of the cost, but not more than \$1,000, for the pupil to take an assessment to be issued a license, certificate or credential in an industry sector identified pursuant to section 2 of this act.

2. *To be eligible for a direct payment or reimbursement pursuant to subsection 1, a pupil must:*

(a) Be enrolled in a public high school;

(b) Be enrolled in or have previously been enrolled in a program of career and technical education offered by the school district or charter school, as applicable;

(c) Take an assessment to be issued a license, certificate or credential which is related to the program of career and technical education in which the pupil is or was enrolled; and

(d) Submit an application, on a form and in the manner prescribed by the State Board, to the board of trustees of the school district or the governing body of the charter school in which the pupil is enrolled.

3. *The board of trustees of a school district or governing body of a charter school shall review all applications submitted pursuant to subsection 2 and award a reimbursement based on the criteria established in this section.*

Sec. 5. *If a school district or charter school plans to establish a program of career and technical education that is the same as or substantially similar to a program of career and technical education already established by another school district or charter school, the board of trustees of the school district or governing body of the charter school in which the program of career and technical education is not established may coordinate with the board of trustees of the school district or governing body of the charter school in which the program is already established to establish or jointly operate a program of career and technical education.*

Sec. 6. *The State Board shall establish a statewide articulation agreement among the school districts and charter*



schools of this State that offer programs of career and technical education. The statewide articulation agreement must include, without limitation, provisions to ensure that a pupil who earns credits in a program of career and technical education may, if the pupil transfers to a different public school within this State, transfer those credits to the same program or a substantially similar program of career and technical education offered by the school to which the pupil transfers.

Sec. 7. 1. *The board of trustees of a school district and the governing body of a charter school that establishes a program of career and technical education shall:*

(a) Collect data on:

(1) The completion by pupils of a program of career and technical education;

(2) The issuance of a license, certificate or credential to pupils enrolled in such a program; and

(3) The award of grants by the State Board pursuant to section 3 of this act; and

(b) On or before August 1 of each year, report the data collected pursuant to paragraph (a) to the State Board.

2. *The State Board shall analyze the data the State Board receives pursuant to subsection 1. On or before February 1 of each odd-numbered year, the State Board shall submit a report of the analysis conducted by the State Board pursuant to this subsection to the Director of the Legislative Counsel Bureau for transmittal to the Legislature.*

Sec. 8. NRS 388.360 is hereby amended to read as follows:

388.360 The State Board is hereby designated as the sole state agency responsible for the administration of career and technical education in the State of Nevada. The State Board may:

1. Cooperate with any federal agency, board or department designated to administer the Acts of Congress apportioning federal money to the State of Nevada for career and technical education.

2. Establish policies and adopt regulations for the administration of any legislation enacted pursuant thereto by the State of Nevada.

3. Establish policies and adopt regulations for the administration of money provided by the Federal Government and the State of Nevada for the promotion, extension and improvement of career and technical education in Nevada.

4. Establish policies or regulations and formulate plans for the promotion of career and technical education in such subjects as are an essential and integral part of the system of public education in the State of Nevada **H** , *including, without limitation, subjects that*



relate to the industry sectors identified pursuant to section 2 of this act.

5. Establish policies to provide for the preparation of teachers of such programs and subjects.

6. Approve positions for such persons as may be necessary to administer the federal act and provisions of this title enacted pursuant thereto for the State of Nevada.

7. Direct the Superintendent of Public Instruction to make studies and investigations relating to career and technical education **[H], including, without limitation, studies and investigations on the funding of programs of career and technical education.**

8. Establish policies to promote and aid in the establishment by local communities of schools, departments or classes giving training in career and technical subjects.

9. Cooperate with local communities in the maintenance of such schools, departments or classes.

10. Prescribe qualifications for the teachers, directors and supervisors of career and technical subjects.

11. Provide for the certification of such teachers, directors and supervisors.

12. Establish policies or regulations to cooperate in the maintenance of classes supported and controlled by the public for the preparation of the teachers, directors and supervisors of career and technical subjects, or maintain such classes under its own direction and control.

13. Establish by regulation the qualifications required for persons engaged in the training of teachers for career and technical education.

Sec. 9. NRS 388.385 is hereby amended to read as follows:

388.385 1. If the board of trustees of a school district has established a program of career and technical education pursuant to NRS 388.380 and to the extent that money is available from this State or the Federal Government, the superintendent of schools of the school district shall appoint an advisory technical skills committee consisting of:

(a) Representatives of businesses and industries in the community;

(b) Employees of the school district who possess knowledge and experience in career and technical education;

(c) Pupils enrolled in public schools in the school district;

(d) Parents and legal guardians of pupils enrolled in public schools in the school district;

(e) To the extent practicable, representatives of postsecondary educational institutions that provide career and technical education; and



(f) Other interested persons.

2. An advisory technical skills committee established pursuant to subsection 1 shall:

(a) Review the curriculum, design, content and operation of the program of career and technical education to determine its effectiveness in:

(1) Preparing pupils enrolled in the program to enter the workforce and meeting the needs of supplying an appropriately trained workforce to businesses and industries in the community; and

(2) Complying with the provisions of NRS 388.340 to 388.400, inclusive, *and sections 2 to 7, inclusive, of this act* and any regulations adopted pursuant thereto.

(b) Advise the school district regarding the curriculum, design, content, operation and effectiveness of the program of career and technical education.

(c) Provide technical assistance to the school district in designing and revising as necessary the curriculum for the program of career and technical education.

(d) In cooperation with businesses, industries, employer associations and employee organizations in the community, develop work-based experiences for pupils enrolled in the program of career and technical education. The work-based experiences must:

(1) Be designed:

(I) For pupils enrolled in grades 11 and 12, but may be offered to pupils enrolled in grades 9 and 10 upon the approval of the principal of the school where the program is offered.

(II) To prepare and train pupils to work as apprentices in business settings.

(2) Allow a pupil to earn academic credit for the work-based experience.

(e) Meet at least three times each calendar year.

(f) Provide to the superintendent of schools of the school district any recommendations regarding the program of career and technical education and any actions of the committee.

(g) Comply with the provisions of chapter 241 of NRS.

3. The members of an advisory technical skills committee serve without compensation.

Sec. 10. NRS 388.392 is hereby amended to read as follows:

388.392 1. Of state money appropriated for use in a fiscal year for programs of career and technical education, the State Board shall not use more than 7.5 percent to provide leadership and training activities in that fiscal year.

2. Before allocating state money, if any, to provide leadership and training activities, the State Board shall:



(a) Distribute 30 percent of the state money in the manner set forth in NRS 388.393; and

(b) Distribute not more than 5 percent of the state money to pupil organizations for career and technical education in the manner set forth in NRS 388.394.

3. After distributing the state money pursuant to subsection 2 and allocating state money, if any, to provide leadership and training activities, the State Board shall distribute the remainder of state money *in the following order of priority:*

(a) First, for grants in the manner set forth in section 3 of this act; and

(b) If money is available after awarding grants pursuant to paragraph (a), in the manner set forth in NRS 388.395.

4. The State Board shall request that representatives of the industry sector councils established pursuant to subsection 2 of NRS 232.935 provide recommendations to the Superintendent of Public Instruction on the awarding of grants pursuant to NRS 388.393.

5. As used in this section, “leadership and training activities” means:

(a) Activities by or for pupil organizations for career and technical education;

(b) Training activities for teachers of classes or programs of career and technical education;

(c) Activities at or for a conference of teachers of classes or programs of career and technical education;

(d) Promotion and marketing of classes or programs of career and technical education; and

(e) The development of standards and assessments of career and technical education for the purposes of leadership and training.

Sec. 11. NRS 388.395 is hereby amended to read as follows:

388.395 1. The board of trustees of a school district or the governing body of a charter school may apply to the State Board of Education for a grant for a program of career and technical education, to be paid for from the remainder of state money described in *paragraph (b) of* subsection 3 of NRS 388.392.

2. The State Board of Education shall review all applications submitted pursuant to subsection 1 and award grants based on the criteria established by regulation of the State Board of Education.

3. The proportion of the total amount awarded pursuant to subsection 2 to a school district or charter school during a fiscal year must not exceed the proportion of the enrollment of pupils in programs of career and technical education in the school district or charter school during the previous fiscal year, as compared to the enrollments of pupils in programs of career and technical education throughout the State during the previous fiscal year.



1 **Sec. 12.** NRS 388.396 is hereby amended to read as follows:
2 388.396 For each grant of money awarded pursuant to NRS
3 388.393, 388.394 or 388.395, *or section 3 of this act*, the Executive
4 Officer of the State Board shall designate a program professional to:

5 1. Evaluate the manner in which the money was expended and
6 the effectiveness of the program of career and technical education
7 for which the money was granted; and

8 2. Report the results of the review to the State Board.

9 **Sec. 13.** NRS 388.397 is hereby amended to read as follows:

10 388.397 Any state money that is not distributed or allocated
11 pursuant to NRS 388.392 to 388.395, inclusive, *and section 3 of*
12 *this act* by the end of the fiscal year does not revert to the State
13 General Fund and must be carried forward for distribution in the
14 following fiscal year.

15 **Sec. 14.** The provisions of subsection 1 of NRS 218D.380 do
16 not apply to any provision of this act which adds or revises a
17 requirement to submit a report to the Legislature.

18 **Sec. 15.** This act becomes effective on July 1, 2021.

