

Committee Action:
Do Pass _____
Amend & Do Pass _____
Other _____

Assembly Committee on Education

This measure may be considered for action during today's work session.

April 29, 2015

SENATE BILL 25 (First Reprint)

Revises provisions relating to public schools. (BDR No. 34-316)

Sponsored by: Committee on Education (on behalf of the Department of Education)

Date Heard: April 22, 2015

**Fiscal Impact: Effect on Local Government: No.
Effect on the State: No.**

Senate Bill 25 makes various changes to the administrative practices of Nevada's Department of Education. Among its provisions, S.B. 25:

- Revises the manner in which distance education courses are funded;
- Changes the Department's budget submission process to reflect its statutory governance structure;
- Allows the parties in a hearing, concerning the suspension or revocation of a teaching license, to agree to extend the hearing deadline date; and
- Authorizes Educational Trust Account expenditures to be authorized by the Interim Finance Committee when the Legislature is not in session.

This measure also:

- Requires the Council to Establish Academic Standards to create standards for foreign and world languages;
- With limited exceptions, prohibits a person serving in an elected office of this State, or a political subdivision thereof, from also serving on the State Board of Education; and
- Makes a variety of other administrative revisions.

This bill is effective on July 1, 2015.

Amendments:

A conceptual amendment has been proposed by John Sande of Argentum Partners to amend NRS 387.1221 to authorize hospitals or other facilities licensed by the Division of Public and Behavioral Health for residential treatment to children and which operate a licensed private school to receive unused allocations of special education program units in the same manner allowed for charter schools and the university school for profoundly gifted pupils.

A copy of the proposed amendment follows this page.

Special Notes:

There was no testimony in opposition of the bill.

There is no fiscal note for this bill.

Proposed Amendment to SB 25

Submitted by: John Sande, Argentum Partners

Amend NRS 387.1221 to Include:

NRS 387.1221 Basic support guarantee for special education program units; reallocation of unused allocation; authorization to contract to provide special education program unit; authorization to provide early intervening services.

1. The basic support guarantee for any special education program unit maintained and operated during a period of less than 9 school months is in the same proportion to the amount established by law for that school year as the period during which the program unit actually was maintained and operated is to 9 school months.

2. Any unused allocations for special education program units may be reallocated to other school districts, charter schools **[or]** , university schools for profoundly gifted pupils , *or hospitals or other facilities which are licensed by the Division of Public and Behavioral Health of the Department of Health and Human Services that provide residential treatment to children and which operate a private school licensed pursuant to chapter 394 of NRS* by the Superintendent of Public Instruction. In such a reallocation , first priority must be given to special education programs with statewide implications, and second priority must be given to special education programs maintained and operated within counties whose allocation is less than or equal to the amount provided by law. If there are more unused allocations than necessary to cover programs of first and second priority but not enough to cover all remaining special education programs eligible for payment from reallocations, then payment for the remaining programs must be prorated. If there are more unused allocations than necessary to cover programs of first priority but not enough to cover all programs of second priority, then payment for programs of second priority must be prorated. If unused allocations are not enough to cover all programs of first priority , then payment for programs of first priority must be prorated.

3. A school district, a charter school or a university school for profoundly gifted pupils may, after receiving the approval of the Superintendent of Public Instruction , contract with any person, state agency or legal entity to provide a special education program unit for pupils of the district pursuant to NRS 388.440 to 388.520, inclusive.

4. A school district in a county whose population is less than 700,000, a charter school or a university school for profoundly gifted pupils that receives an allocation for special education program units may use not more than 15 percent of its allocation to provide early intervening services.

(Added to NRS by 1979, 1582; A 1993, 2156; 1997, 1859; 2007, 1199; 2009, 754; 2011, 1247)