Amendment No. 7

Assembly Amendment to Assembly Bill No. 3 First Reprint (BDR S-8)

Proposed by: Assembly Committee of the Whole

Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No

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EXPLANATION: Matter in (1) blue bold italics is new language in the original bill; (2) variations of green bold underlining is newly added language; (3) red strikethrough is deleted language in the original bill; (4) purple double strikethrough is language proposed to be deleted in this amendment; (5) fuchsia double strikethrough is new language in the bill proposed to be deleted in this amendment; (6) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment.

SHORT FORM AMENDMENT

Section 117.5 of this act is the only section affected by this amendment.

EGO/BFJ

Date: 7/19/2020

A.B. No. 3—Makes various changes relating to state financial administration.

(BDR S-8)
NEW section 117.5 of Assembly Bill No. 3 First Reprint is hereby added as follows:

Sec. 117.5. (1) The Chief of the Budget Division of the Office of Finance created by NRS 223.400 shall transfer $50,000,000 from Budget Account 101-1327 to the Account for Programs for Innovation and the Prevention of Remediation created by NRS 387.1247.

(2) There is hereby authorized for expenditure the sum of $50,000,000 from the Account for Programs for Innovation and the Prevention of Remediation created by NRS 387.1247 by the Department of Education for the establishment of the grant program required by subsection 3. Such money must not be used for administrative expenditures of the Department of Education.

(3) The Superintendent of Public Instruction shall establish a grant program for the purpose of awarding grants of the money authorized for expenditure pursuant to subsection 2 to school districts and charter schools in this State to develop and implement the capability to provide alternative intensive instruction, including, without limitation, providing Internet connectivity to pupils and developing and providing programs to mitigate deficits in educational attainment, to the categories of pupils identified by the Superintendent of Public Instruction pursuant to subsection 4 who are likely to develop the largest deficits in educational attainment as a result of the loss of in-person intensive instruction. Grants awarded pursuant to such a program must be allocated on a per pupil basis for the number of pupils in each category of pupils identified by the Superintendent of Public Instruction pursuant to subsection 4 who are enrolled at the public schools in the school district or the charter school. The money awarded from a grant pursuant to this section must not be used for any expense incurred before March 1, 2020, or after December 30, 2020.

(4) The Superintendent of Public Instruction shall identify the categories of pupils who are likely to develop the largest deficits in educational attainment as a result of the loss of in-person intensive instruction, which must include, without limitation:

(a) Elementary school pupils who exhibit a deficiency in the subject area of reading, including, without limitation, pupils identified pursuant to NRS 392.750 and pupils who are entitled to receive intervention services and intensive instruction pursuant to NRS 392.760;

(b) Pupils who are English learners, as defined in NRS 385.007;

(c) Pupils who are eligible for a free or reduced-price lunch pursuant to 42 U.S.C. §§ 1751 et seq.;

(d) Pupils who scored at or below the 25th percentile on an assessment of proficiency described in paragraphs (a) to (e), inclusive, of subsection 1 of NRS 387.137 or, for a grade level for which such an assessment does not exist or does not provide sufficient information to identify all such pupils, are projected to be at or below the 25th percentile for proficiency by the Department of Education pursuant to subsection 2 of NRS 387.137;

(e) Pupils who attend a public school which is rated at or below the 10th percentile of lowest performing schools, as determined by the Department of Education pursuant to the statewide system of accountability for public schools; and
(f) Any other category of pupils that the Superintendent of Public Instruction determines to be likely to develop a disproportionate deficit in educational attainment as a result of the loss of in-person intensive instruction.

5. Money awarded under the grant program established pursuant to subsection 3 must not be used to support a pupil participating in a program of special education pursuant to NRS 388.419.

6. All money awarded under the grant program established pursuant to subsection 3 must be expended by the recipient of the money on or before December 30, 2020. Any remaining balance of the money must not be committed for expenditure on or after December 30, 2020, by the Department of Education or any entity to which the money is granted or otherwise transferred in any manner, and any portion of the money remaining must not be spent for any purpose after December 30, 2020, by either the Department of Education or the entity to which the money was subsequently granted or transferred, and must be reverted to Budget Account 101-1327.

7. The money authorized for expenditure pursuant to subsection 2 is not intended to finance ongoing expenditures of the Department of Education or any recipient of an award of money under the grant program established pursuant to subsection 3, and the expenditures financed with that money must not be included as base budget expenditures in the proposed budget for the Executive Department of the State Government for the 2021-2023 biennium.

8. The money awarded under the grant program established pursuant to subsection 3:

(a) Must be accounted for separately from any other money received by the school district or charter school and used only for the purposes specified in subsection 3.

(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.