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FIRST REPRINT

A.B. 235

ASSEMBLY BILL NO. 235—ASSEMBLYMAN THOMPSON

MARCH 1, 2019

Referred to Committee on Education

SUMMARY—Revises provisions governing the Nevada Advisory Commission on Mentoring. (BDR 34-149)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Contains Appropriation not included in Executive Budget.

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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; revising provisions governing the membership of the Nevada Advisory Commission on Mentoring; eliminating the requirement for the appointment of a Mentorship Advisory Council; requiring the Commission and the Department of Education to work in consultation to provide direction to the coordinator for mentorship programs in this State; making appropriations; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law creates the Nevada Advisory Commission on Mentoring for the purpose of supporting and facilitating mentorship programs in this State. (NRS 385.760, 385.780) Under existing law, the membership of the Commission consists of superintendents of certain school districts in this State and members appointed by the Governor, the Commission, the Speaker and Minority Leader of the Assembly and the Majority Leader and Minority Leader of the Senate. (NRS 385.760) **Section 1** of this bill requires all members appointed by the Speaker or Minority Leader of the Assembly or the Majority Leader or Minority Leader of the Senate to not be legislators. **Section 1** also reduces the term of office for a member of the Commission from 4 years to 2 years and prohibits a member from serving more than two consecutive terms. **Section 1** requires the removal of a member who fails to attend two consecutive meetings. **Section 4** of this bill provides that the terms of office for members serving on the Commission as of July 1, 2019, expire on that date and requires that new members be appointed with initial terms of 1 or 2 years to provide for staggered terms of the 13 members of the Commission.

Section 2 of this bill eliminates the requirement that the Commission appoint a Mentorship Advisory Council consisting of members who represent organizations which provide mentorship programs in this State.



19 Existing law requires the Commission to employ a coordinator for mentorship
20 programs in this State. (NRS 385.780) **Section 3** of this bill requires the
21 Commission to work in consultation with the Department of Education to provide
22 direction and guidance for such coordinator.

23 **Sections 3.3-3.8** of this bill make appropriations to the Commission to: (1)
24 initiate an affiliate process; (2) award certain grants of money to mentorship
25 programs; and (3) plan and host a statewide mentorship conference.

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

1 **Section 1.** NRS 385.760 is hereby amended to read as follows:
2 385.760 1. The Nevada Advisory Commission on Mentoring
3 is hereby created. The Commission consists of the following 13
4 members:

5 (a) One member appointed by the Governor who is a
6 representative of business and industry with a vested interest in
7 supporting mentorship programs in this State.

8 (b) One member appointed by the Governor who represents an
9 employment and training organization located in this State.

10 (c) One member appointed by the Governor who is a resident of
11 a county whose population is less than 100,000.

12 (d) One member who is the superintendent of a school district in
13 a county whose population is 700,000 or more.

14 (e) One member who is the superintendent of a school district in
15 a county whose population is 100,000 or more but less than
16 700,000.

17 (f) One member , *who is not a Legislator*, appointed by the
18 Majority Leader of the Senate.

19 (g) One member , *who is not a Legislator*, appointed by the
20 Speaker of the Assembly.

21 (h) One member , *who is not a Legislator*, appointed by the
22 Minority Leader of the Senate.

23 (i) One member , *who is not a Legislator*, appointed by the
24 Minority Leader of the Assembly.

25 (j) Four members appointed to the Commission pursuant to
26 subsection 2.

27 2. The members of the Commission appointed pursuant to
28 paragraphs (a) to (i), inclusive, of subsection 1 shall, at the first
29 meeting of the Commission, appoint to the Commission four
30 additional voting members:

31 (a) One of whom must be a member of the state advisory group
32 appointed by the Governor pursuant to 34 U.S.C. § 11133 and
33 operating in this State as the Juvenile Justice Commission under the



1 Division of Child and Family Services of the Department of Health
2 and Human Services;

3 (b) One of whom must be a representative of business and
4 industry with a vested interest in supporting mentorship programs in
5 this State; and

6 (c) Two members between the ages of 16 years and 24 years
7 who have a vested interest in supporting mentorship programs in
8 this State.

9 3. After the initial terms, each member of the Commission
10 appointed pursuant to subsections 1 and 2 serves a term of ~~4~~ 2
11 years. A member of the Commission may be reappointed ~~4~~, *except*
12 *that no member may serve more than two consecutive terms.*

13 4. Any vacancy occurring in the membership of the
14 Commission must be filled in the same manner as the original
15 appointment not later than 30 days after the vacancy occurs. A
16 member appointed to fill a vacancy shall serve as a member of the
17 Commission for the remainder of the original term of appointment.

18 5. *If a member of the Commission fails to attend two*
19 *consecutive meetings of the Commission, the Commission shall,*
20 *within 5 days after the second consecutive meeting that the*
21 *member fails to attend, provide notice of that fact, in writing, to*
22 *the appointing authority who appointed that member. Upon*
23 *receipt of the notice, the appointing authority shall appoint a*
24 *person to replace the member in the same manner as filling a*
25 *vacancy on the Commission pursuant to subsection 4.*

26 6. Each member of the Commission:

27 (a) Serves without compensation; and

28 (b) While engaged in the business of the Commission, is entitled
29 to receive the per diem allowance and travel expenses provided for
30 state officers and employees generally.

31 **Sec. 2.** NRS 385.770 is hereby amended to read as follows:

32 385.770 1. At the first meeting of each calendar year, the
33 Commission shall elect from its members a Chair, a Vice Chair and
34 a Secretary and shall adopt the rules and procedures of the
35 Commission.

36 2. The Commission shall meet at least once each calendar
37 quarter and at other times at the call of the Chair or a majority of its
38 members.

39 3. A majority of the members of the Commission constitutes a
40 quorum for the transaction of business, and a quorum may exercise
41 any power or authority conferred on the Commission.

42 4. Except as otherwise provided in NRS 385.780, the
43 Commission may, for the purpose of carrying out the duties of the
44 Commission prescribed by that section:

45 (a) Appoint committees from its members.



1 (b) Engage the services of volunteer workers and consultants
2 without compensation.

3 (c) Enter into a public-private partnership with any business,
4 for-profit organization or nonprofit organization.

5 (d) Apply for and receive gifts, grants, donations, contributions
6 or other money from any source.

7 5. ~~The Commission shall appoint a Mentorship Advisory
8 Council consisting of five members who represent organizations
9 which provide mentorship programs in this State. The members of
10 the Council serve at the pleasure of the Commission. If a member of
11 the Council is removed or if the position of a member otherwise
12 becomes vacant, the Commission shall appoint a new member to fill
13 the vacancy at the next regularly scheduled meeting of the
14 Commission. The Council shall advise the Commission on matters
15 of importance relating to mentoring and mentorship programs in this
16 State.~~

17 ~~6.]~~ The Commission shall, on or before February 1 of each
18 year, prepare and submit a report outlining the activities and
19 recommendations of the Commission to:

20 (a) The Governor; and

21 (b) The Director of the Legislative Counsel Bureau for
22 transmittal to the Legislature or to the Legislative Commission if the
23 Legislature is not in regular session.

24 **Sec. 3.** NRS 385.780 is hereby amended to read as follows:

25 385.780 1. The Commission shall, within the scope of its
26 duties, support and facilitate mentorship programs in this State for
27 the purpose of addressing issues relating to education, health,
28 criminal justice and employment with respect to children who reside
29 in this State. The Commission shall:

30 (a) Establish model guidelines and parameters for existing
31 mentorship programs, including, without limitation:

32 (1) The development of a model management plan setting
33 forth guidelines for the operation of mentorship programs and
34 strategic goals and benchmarks to measure the success of a
35 mentorship program.

36 (2) The process for identifying children in need of
37 mentorship and geographic areas of need within this State. Such a
38 process must include, without limitation, consideration of children
39 who:

40 (I) Are disproportionately at risk of being deprived of the
41 opportunity to develop and maintain a competitive position in the
42 economy.

43 (II) Are disproportionately at risk of failing to make
44 adequate yearly progress in a school in this State.



1 (III) Have been involved with the system of juvenile
2 justice in this State, either as a victim or as an offender.

3 (IV) Have been involved with the criminal justice system,
4 either as a victim or as an offender.

5 (V) Are in the child welfare system.

6 (b) Develop a model financial plan that provides for the
7 sustainability and financial stability of mentorship programs,
8 including, without limitation:

9 (1) The development of a resource plan to provide for
10 diversified fundraising.

11 (2) The identification of potential sources of revenue to fund
12 the hiring of the coordinator for mentorship programs in this State,
13 as required by paragraph (e).

14 (3) The identification of potential sources of revenue to fund
15 the hiring of administrative support staff for mentorship programs in
16 this State.

17 (4) The development, in coordination with the Office of
18 Grant Procurement, Coordination and Management of the
19 Department of Administration of a plan for seeking gifts, grants,
20 donations and contributions from any source for the purpose of
21 carrying out a mentorship program.

22 (5) The identification of potential strategic private partners to
23 assist in the implementation and continuation of mentorship
24 programs.

25 (6) The development of public relations and marketing
26 campaigns for the purpose of increasing public awareness regarding
27 existing mentorship programs and the value of mentorship
28 programs.

29 (c) Develop model protocols for the recruitment, screening,
30 training, matching, monitoring and support of mentors.

31 (d) Develop model protocols for the effective management of
32 mentors, mentees and matches under mentorship programs,
33 including, without limitation, protocols for the introduction of a
34 mentor to a mentee and closure of the relationship between a mentor
35 and a mentee.

36 (e) Within the limits of legislative appropriations, employ a
37 coordinator for mentorship programs in this State. *The Commission*
38 *shall work in consultation with the Department of Education to*
39 *provide direction and guidance for the coordinator.*

40 (f) Within the limits of legislative appropriations, develop a
41 competitive grants program to award grants of money to mentorship
42 programs in this State. In coordination with the Office of Grant
43 Procurement, Coordination and Management of the Department of
44 Administration, the Commission shall:

45 (1) Administer the grants program;



1 (2) Establish guidelines for the submission and review of
2 applications to receive grants from the program; and

3 (3) Consider and approve or disapprove applications for
4 grants from the program.

5 2. As used in this section, "child" means a person 24 years of
6 age or younger.

7 **Sec. 3.3.** 1. There is hereby appropriated from the State
8 General Fund to the Nevada Commission on Mentoring created by
9 NRS 385.760, as amended by section 1 of this act, the sum of
10 \$125,000 for the purpose of initiating an affiliate process to support
11 the work of the Commission.

12 2. Any remaining balance of the appropriation made by
13 subsection 1 must not be committed for expenditure after June 30,
14 2021, by the entity to which the appropriation is made or any entity
15 to which money from the appropriation is granted or otherwise
16 transferred in any manner, and any portion of the appropriated
17 money remaining must not be spent for any purpose after
18 September 17, 2021, by either the entity to which the money was
19 appropriated or the entity to which the money was subsequently
20 granted or transferred, and must be reverted to the State General
21 Fund on or before September 17, 2021.

22 **Sec. 3.6.** 1. There is hereby appropriated from the State
23 General Fund to the Nevada Commission on Mentoring created by
24 NRS 385.760, as amended by section 1 of this act, the sum of
25 \$10,000 for expenses related to planning and hosting a statewide
26 conference on mentoring.

27 2. Any remaining balance of the appropriation made by
28 subsection 1 must not be committed for expenditure after June 30,
29 2021, by the entity to which the appropriation is made or any entity
30 to which money from the appropriation is granted or otherwise
31 transferred in any manner, and any portion of the appropriated
32 money remaining must not be spent for any purpose after
33 September 17, 2021, by either the entity to which the money was
34 appropriated or the entity to which the money was subsequently
35 granted or transferred, and must be reverted to the State General
36 Fund on or before September 17, 2021.

37 **Sec. 3.8.** 1. There is hereby appropriated from the State
38 General Fund to the Nevada Commission on Mentoring created by
39 NRS 385.760, as amended by section 1 of this act, for the purpose
40 of awarding grants of money to mentorship programs in accordance
41 with the provisions of NRS 385.780, as amended by section 3 of this
42 act, the following sums:

43	For the Fiscal Year 2019-2020	\$25,000
44	For the Fiscal Year 2020-2021	\$25,000



1 2. Any balance of the sums appropriated by subsection 1
2 remaining at the end of the respective fiscal years must not be
3 committed for expenditure after June 30 of the respective fiscal
4 years by the entity to which the appropriation is made or any entity
5 to which money from the appropriation is granted or otherwise
6 transferred in any manner, and any portion of the appropriated
7 money remaining must not be spent for any purpose after
8 September 18, 2020, and September 17, 2021, respectively, by
9 either the entity to which the money was appropriated or the entity
10 to which the money was subsequently granted or transferred, and
11 must be reverted to the State General Fund on or before
12 September 18, 2020, and September 17, 2021, respectively.

13 **Sec. 4.** 1. Notwithstanding the provisions of NRS 385.760,
14 the terms of all members of the Nevada Advisory Commission on
15 Mentoring created by NRS 385.760 who are serving on
16 July 1, 2019, expire on that date.

17 2. As soon as practicable after July 1, 2019, but not later than
18 October 1, 2019, the appointing authorities set forth in paragraphs
19 (a) to (k), inclusive, of subsection 1 of NRS 385.760, as amended by
20 section 1 of this act, shall appoint members to the Commission.

21 3. At the first meeting of the Commission on or after
22 October 1, 2019, and after the appointment of 4 voting members to
23 the Commission pursuant to subsection 2 of NRS 385.760, as
24 amended by section 1 of this act, the members shall choose their
25 term of office by lot, in the following manner:

26 (a) Five members for terms of 1 year; and

27 (b) Four members for terms of 2 years.

28 **Sec. 5.** This act becomes effective on July 1, 2019.

