

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; requiring the Department of Education to provide the Commission with administrative support; 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:

1 Existing law creates the Nevada Advisory Commission on Mentoring for the
2 purpose of supporting and facilitating mentorship programs in this State. (NRS
3 385.760, 385.780) Under existing law, the membership of the Commission consists
4 of superintendents of certain school districts in this State and members appointed
5 by the Governor, the Commission, the Speaker and Minority Leader of the
6 Assembly and the Majority Leader and Minority Leader of the Senate. (NRS
7 385.760) **Section 1** of this bill requires all members appointed by the Speaker or
8 Minority Leader of the Assembly or the Majority Leader or Minority Leader of the
9 Senate to not be legislators. **Section 1** also reduces the term of office for a member
10 of the Commission from 4 years to 2 years and prohibits a member from serving
11 more than two consecutive terms. **Section 1** requires the removal of a member who
12 fails to attend two consecutive meetings. **Section 4** of this bill provides that the
13 terms of office for members serving on the Commission as of July 1, 2019, expire
14 on that date and requires that new members be appointed with initial terms of 1 or 2
15 years to provide for staggered terms of the 13 members of the Commission.
16 **Section 1** requires the Department of Education to provide the Commission
17 with administrative support to assist the Commission in carrying out its duties.



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

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

25 **Sections 3.3-3.8** of this bill make appropriations to the Commission to: (1)
26 initiate an affiliate process; (2) award certain grants of money to mentorship
27 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



1 operating in this State as the Juvenile Justice Commission under the
2 Division of Child and Family Services of the Department of Health
3 and Human Services;

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

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

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

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

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

27 6. Each member of the Commission:

28 (a) Serves without compensation; and

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

32 7. *The Department shall provide the Commission with such*
33 *administrative support as is necessary to assist the Commission in*
34 *carrying out its duties pursuant to NRS 385.780.*

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

36 385.770 1. At the first meeting of each calendar year, the
37 Commission shall elect from its members a Chair, a Vice Chair and
38 a Secretary and shall adopt the rules and procedures of the
39 Commission.

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

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



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

4 (a) Appoint committees from its members.

5 (b) Engage the services of volunteer workers and consultants
6 without compensation.

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

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

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

21 ~~—6.]~~ The Commission shall, on or before February 1 of each
22 year, prepare and submit a report outlining the activities and
23 recommendations of the Commission to:

24 (a) The Governor; and

25 (b) The Director of the Legislative Counsel Bureau for
26 transmittal to the Legislature or to the Legislative Commission if the
27 Legislature is not in regular session.

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

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

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

36 (1) The development of a model management plan setting
37 forth guidelines for the operation of mentorship programs and
38 strategic goals and benchmarks to measure the success of a
39 mentorship program.

40 (2) The process for identifying children in need of
41 mentorship and geographic areas of need within this State. Such a
42 process must include, without limitation, consideration of children
43 who:



1 (I) Are disproportionately at risk of being deprived of the
2 opportunity to develop and maintain a competitive position in the
3 economy.

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

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

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

10 (V) Are in the child welfare system.

11 (b) Develop a model financial plan that provides for the
12 sustainability and financial stability of mentorship programs,
13 including, without limitation:

14 (1) The development of a resource plan to provide for
15 diversified fundraising.

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

19 (3) The identification of potential sources of revenue to fund
20 the hiring of administrative support staff for mentorship programs in
21 this State.

22 (4) The development, in coordination with the Office of
23 Grant Procurement, Coordination and Management of the
24 Department of Administration of a plan for seeking gifts, grants,
25 donations and contributions from any source for the purpose of
26 carrying out a mentorship program.

27 (5) The identification of potential strategic private partners to
28 assist in the implementation and continuation of mentorship
29 programs.

30 (6) The development of public relations and marketing
31 campaigns for the purpose of increasing public awareness regarding
32 existing mentorship programs and the value of mentorship
33 programs.

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

36 (d) Develop model protocols for the effective management of
37 mentors, mentees and matches under mentorship programs,
38 including, without limitation, protocols for the introduction of a
39 mentor to a mentee and closure of the relationship between a mentor
40 and a mentee.

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



1 (f) Within the limits of legislative appropriations, develop a
2 competitive grants program to award grants of money to mentorship
3 programs in this State. In coordination with the Office of Grant
4 Procurement, Coordination and Management of the Department of
5 Administration, the Commission shall:

6 (1) Administer the grants program;

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

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

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

13 **Sec. 3.3.** 1. There is hereby appropriated from the State
14 General Fund to the Nevada Commission on Mentoring created by
15 NRS 385.760, as amended by section 1 of this act, the sum of
16 \$101,000 for the purpose of initiating an affiliate process to support
17 the work of the Commission.

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

28 **Sec. 3.6.** 1. There is hereby appropriated from the State
29 General Fund to the Nevada Commission on Mentoring created by
30 NRS 385.760, as amended by section 1 of this act, the sum of
31 \$5,000 for expenses related to planning and hosting a statewide
32 conference on mentoring.

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

43 **Sec. 3.8.** 1. There is hereby appropriated from the State
44 General Fund to the Nevada Commission on Mentoring created by
45 NRS 385.760, as amended by section 1 of this act, for the purpose



1 of awarding grants of money to mentorship programs in accordance
2 with the provisions of NRS 385.780, as amended by section 3 of this
3 act, the following sums:

4	For the Fiscal Year 2019-2020	\$25,000
5	For the Fiscal Year 2020-2021	\$25,000

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

18 **Sec. 4.** 1. Notwithstanding the provisions of NRS 385.760,
19 the terms of all members of the Nevada Advisory Commission on
20 Mentoring created by NRS 385.760 who are serving on
21 July 1, 2019, expire on that date.

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

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

- 31 (a) Five members for terms of 1 year; and
- 32 (b) Four members for terms of 2 years.

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

