

Amendment No. 974

Assembly Amendment to Assembly Bill No. 235 First Reprint (BDR 34-149)
Proposed by: Assembly Committee on Ways and Means
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

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



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

15 **Section 1 requires the Department of Education to provide the Commission with**
16 **administrative support to assist the Commission in carrying out its duties.**

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

20 Existing law requires the Commission to employ a coordinator for mentorship programs
21 in this State. (NRS 385.780) **Section 3** of this bill requires the Commission to work in

22 consultation with the Department of Education to provide direction and guidance for such
23 coordinator.

24 **Sections 3.3-3.8** of this bill make appropriations to the Commission to: (1) initiate an
25 affiliate process; (2) award certain grants of money to mentorship programs; and (3) plan and
26 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 is hereby
3 created. The Commission consists of the following 13 members:
4 (a) One member appointed by the Governor who is a representative of business
5 and industry with a vested interest in supporting mentorship programs in this State.
6 (b) One member appointed by the Governor who represents an employment
7 and training organization located in this State.
8 (c) One member appointed by the Governor who is a resident of a county
9 whose population is less than 100,000.
10 (d) One member who is the superintendent of a school district in a county
11 whose population is 700,000 or more.
12 (e) One member who is the superintendent of a school district in a county
13 whose population is 100,000 or more but less than 700,000.
14 (f) One member, *who is not a Legislator*, appointed by the Majority Leader of
15 the Senate.
16 (g) One member, *who is not a Legislator*, appointed by the Speaker of the
17 Assembly.
18 (h) One member, *who is not a Legislator*, appointed by the Minority Leader
19 of the Senate.
20 (i) One member, *who is not a Legislator*, appointed by the Minority Leader of
21 the Assembly.
22 (j) Four members appointed to the Commission pursuant to subsection 2.
23 2. The members of the Commission appointed pursuant to paragraphs (a) to
24 (i), inclusive, of subsection 1 shall, at the first meeting of the Commission, appoint
25 to the Commission four additional voting members:
26 (a) One of whom must be a member of the state advisory group appointed by
27 the Governor pursuant to 34 U.S.C. § 11133 and operating in this State as the
28 Juvenile Justice Commission under the Division of Child and Family Services of
29 the Department of Health and Human Services;
30 (b) One of whom must be a representative of business and industry with a
31 vested interest in supporting mentorship programs in this State; and
32 (c) Two members between the ages of 16 years and 24 years who have a vested
33 interest in supporting mentorship programs in this State.
34 3. After the initial terms, each member of the Commission appointed pursuant
35 to subsections 1 and 2 serves a term of ~~1~~ 2 years. A member of the Commission
36 may be reappointed ~~1~~, *except that no member may serve more than two*
37 *consecutive terms.*
38 4. Any vacancy occurring in the membership of the Commission must be
39 filled in the same manner as the original appointment not later than 30 days after
40 the vacancy occurs. A member appointed to fill a vacancy shall serve as a member
41 of the Commission for the remainder of the original term of appointment.

1 5. *If a member of the Commission fails to attend two consecutive meetings*
2 *of the Commission, the Commission shall, within 5 days after the second*
3 *consecutive meeting that the member fails to attend, provide notice of that fact, in*
4 *writing, to the appointing authority who appointed that member. Upon receipt of*
5 *the notice, the appointing authority shall appoint a person to replace the member*
6 *in the same manner as filling a vacancy on the Commission pursuant to*
7 *subsection 4.*

8 6. Each member of the Commission:

9 (a) Serves without compensation; and

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

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

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

17 385.770 1. At the first meeting of each calendar year, the Commission shall
18 elect from its members a Chair, a Vice Chair and a Secretary and shall adopt the
19 rules and procedures of the Commission.

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

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

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

27 (a) Appoint committees from its members.

28 (b) Engage the services of volunteer workers and consultants without
29 compensation.

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

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

34 5. ~~*The Commission shall appoint a Mentorship Advisory Council consisting*~~
35 ~~*of five members who represent organizations which provide mentorship programs*~~
36 ~~*in this State. The members of the Council serve at the pleasure of the Commission.*~~
37 ~~*If a member of the Council is removed or if the position of a member otherwise*~~
38 ~~*becomes vacant, the Commission shall appoint a new member to fill the vacancy at*~~
39 ~~*the next regularly scheduled meeting of the Commission. The Council shall advise*~~
40 ~~*the Commission on matters of importance relating to mentoring and mentorship*~~
41 ~~*programs in this State.*~~

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

44 (a) The Governor; and

45 (b) The Director of the Legislative Counsel Bureau for transmittal to the
46 Legislature or to the Legislative Commission if the Legislature is not in regular
47 session.

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

49 385.780 1. The Commission shall, within the scope of its duties, support
50 and facilitate mentorship programs in this State for the purpose of addressing issues
51 relating to education, health, criminal justice and employment with respect to
52 children who reside in this State. The Commission shall:

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

3 (1) The development of a model management plan setting forth guidelines
4 for the operation of mentorship programs and strategic goals and benchmarks to
5 measure the success of a mentorship program.

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

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

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

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

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

17 (V) Are in the child welfare system.

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

20 (1) The development of a resource plan to provide for diversified
21 fundraising.

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

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

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

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

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

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

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

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

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

49 (1) Administer the grants program;

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

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

2. As used in this section, “child” means a person 24 years of age or younger.

Sec. 3.3. 1. There is hereby appropriated from the State General Fund to the Nevada Commission on Mentoring created by NRS 385.760, as amended by section 1 of this act, the sum of ~~[\$125,000]~~ **\$101,000** for the purpose of initiating an affiliate process to support the work of the Commission.

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

Sec. 3.6. 1. There is hereby appropriated from the State General Fund to the Nevada Commission on Mentoring created by NRS 385.760, as amended by section 1 of this act, the sum of ~~[\$10,000]~~ **\$5,000** for expenses related to planning and hosting a statewide conference on mentoring.

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

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

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

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

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

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

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

- 1 (a) Five members for terms of 1 year; and
- 2 (b) Four members for terms of 2 years.
- 3 **Sec. 5.** This act becomes effective on July 1, 2019.