
ASSEMBLY BILL NO. 122—ASSEMBLYMEN TORRES, TOLLES,
WATTS, ANDERSON; BROWN-MAY, CONSIDINE, DURAN,
FLORES, HAFEN, HARDY, KRASNER, LEAVITT, NGUYEN,
PETERS AND ROBERTS

FEBRUARY 15, 2021

Referred to Committee on Education

SUMMARY—Revises provisions governing prekindergarten programs. (BDR 34-738)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

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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; establishing a program to award grants to support virtual prekindergarten programs; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law establishes a program for the Department of Education to award
2 grants to school districts, sponsors of charter schools and nonprofit organizations to
3 support prekindergarten programs. (NRS 387.652) **Section 1** of this bill establishes
4 a similar program for the Department to award grants to nonprofit organizations to
5 support virtual prekindergarten programs. Existing law prescribes the authorized
6 uses for a grant to support prekindergarten programs. (NRS 387.654) **Section 2** of
7 this bill prescribes similar uses for a grant to support virtual prekindergarten
8 programs. Existing law requires the State Board of Education to adopt regulations
9 to carry out the grant program to support prekindergarten programs. (NRS 387.656)
10 **Section 3** of this bill requires the State Board to include virtual prekindergarten
11 programs in those regulations. Existing law requires the Department to submit a
12 biennial report concerning the effectiveness of prekindergarten programs supported
13 by the grants. (NRS 387.658) **Section 4** of this bill requires the Department to
14 include virtual prekindergarten programs in that report.



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

1 **Section 1.** Chapter 387 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 ***1. The Department shall, to the extent money is available,***
4 ***award grants of money to nonprofit organizations to support***
5 ***virtual prekindergarten programs. Each virtual prekindergarten***
6 ***program supported by a grant awarded pursuant to this section***
7 ***must:***

8 ***(a) Serve children who are 4 years of age at the beginning of***
9 ***the school year and whose household has a household income***
10 ***which is not more than 200 percent of the federally designated***
11 ***level signifying poverty;***

12 ***(b) Install a computer or Internet service in the household of a***
13 ***pupil who participates in the program if the household does not***
14 ***have a computer or Internet service;***

15 ***(c) Utilize a comprehensive curriculum for prekindergarten***
16 ***that is aligned to any standards of content and performance***
17 ***established for prekindergarten pursuant to NRS 389.520;***

18 ***(d) Participate in any evaluation of the program or the pupils***
19 ***who participate in the program that is prescribed by the***
20 ***regulations adopted pursuant to NRS 387.656;***

21 ***(e) Effectively engage the parents or guardians of pupils and***
22 ***participate in any evaluation of such engagement that is required***
23 ***by the regulations adopted pursuant to NRS 387.656;***

24 ***(f) Provide appropriate individualized accommodations and***
25 ***supports for pupils with disabilities;***

26 ***(g) Provide the comprehensive services prescribed pursuant to***
27 ***NRS 387.656; and***

28 ***(h) Meet the minimum standards of performance prescribed***
29 ***pursuant to NRS 387.656.***

30 ***2. A nonprofit organization that wishes to receive a grant of***
31 ***money pursuant to this section must submit an application to the***
32 ***Department. The application must include, without limitation:***

33 ***(a) A detailed description of the manner in which the nonprofit***
34 ***organization proposes to:***

35 ***(1) Ensure that the virtual prekindergarten program***
36 ***supported by the grant meets the requirements of subsection 1;***
37 ***and***

38 ***(2) Use the grant of money; and***

39 ***(b) Any other information required by the Department.***

40 ***3. A nonprofit organization that receives a grant of money***
41 ***pursuant to this section must match the amount of the grant up to***
42 ***\$1,000,000.***



1 **Sec. 2.** NRS 387.654 is hereby amended to read as follows:

2 387.654 1. Any grant of money received by a school district,
3 sponsor of a charter school or nonprofit organization pursuant to
4 NRS 387.652 , ~~and~~ any money received by the governing body of
5 a charter school from a grant awarded to its sponsor *and any grant*
6 *of money received by a nonprofit organization pursuant to section*
7 *1 of this act* must be accounted for separately from all other money
8 of the school district, sponsor, governing body or nonprofit
9 organization and used only for the purposes prescribed by
10 ~~subsection 2.~~ *subsection 2 or 3, as applicable.*

11 2. A grant of money awarded pursuant to NRS 387.652 must
12 be used to:

13 (a) Establish or expand a prekindergarten education program;

14 (b) Supplement money that the recipient of the grant would
15 otherwise spend on prekindergarten programs;

16 (c) Pay the salaries of teachers and paraprofessionals or pay for
17 other items directly related to the instruction of pupils enrolled in
18 prekindergarten; or

19 (d) Retrofit a classroom or playground equipment so that the
20 classroom or equipment is appropriate for pupils who are 4 years of
21 age.

22 3. *A grant of money awarded pursuant to section 1 of this act*
23 *must be used to:*

24 (a) *Establish or expand a virtual prekindergarten program;*

25 (b) *Supplement money that the recipient of the grant would*
26 *otherwise spend on virtual prekindergarten programs; or*

27 (c) *Pay the salaries of teachers and paraprofessionals or pay*
28 *for other items directly related to the instruction of pupils enrolled*
29 *in a virtual prekindergarten program.*

30 4. A school district, sponsor of a charter school or nonprofit
31 organization that receives a grant of money pursuant to NRS
32 387.652 , ~~and~~ the governing body of a charter school that receives
33 money from a grant awarded to its sponsor *and a nonprofit*
34 *organization that receives a grant of money pursuant to section 1*
35 *of this act* shall not use the money to:

36 (a) Supplant money that the school district, sponsor, governing
37 body or organization would otherwise spend on *prekindergarten*
38 *programs or virtual* prekindergarten programs; or

39 (b) Except as otherwise provided in paragraph (d) of subsection
40 2, pay for major renovations to classrooms or facilities.

41 **Sec. 3.** NRS 387.656 is hereby amended to read as follows:

42 387.656 1. The State Board shall adopt regulations
43 prescribing:



1 (a) Comprehensive services that a program supported by a grant
2 made pursuant to NRS 387.652 *or section 1 of this act* must
3 provide.

4 (b) Any evaluations in which a program supported by a grant
5 made pursuant to NRS 387.652 *or section 1 of this act* must
6 participate.

7 (c) Requirements concerning the engagement of parents and
8 guardians of pupils who participate in a program supported by a
9 grant made pursuant to NRS 387.652 *or section 1 of this act*.

10 (d) Indicators of performance for measuring the effectiveness of
11 prekindergarten programs that receive grants pursuant to NRS
12 387.652 *and virtual prekindergarten programs that receive grants*
13 *pursuant to section 1 of this act* and minimum standards of
14 performance that each program supported by a grant must meet. The
15 State Board shall review these regulations annually to determine
16 whether it is necessary to update the indicators of performance or
17 standards.

18 2. The State Board may adopt any other regulations necessary
19 to carry out the provisions of NRS 387.652 to 387.658, inclusive *or*
20 *and section 1 of this act*.

21 **Sec. 4.** NRS 387.658 is hereby amended to read as follows:

22 387.658 The Department shall, not later than November 1 of
23 each odd-numbered year, submit to the Governor and the Director of
24 the Legislative Counsel Bureau for transmittal to the Legislative
25 Committee on Education a report concerning the effectiveness of
26 prekindergarten programs supported by grants awarded pursuant to
27 NRS 387.652 *and virtual prekindergarten programs supported by*
28 *grants awarded pursuant to section 1 of this act* during the
29 immediately preceding biennium. The report must include, without
30 limitation:

31 1. The number of grants awarded;

32 2. For each school district, sponsor of a charter school and
33 nonprofit organization that received a grant during the immediately
34 preceding biennium:

35 (a) The amount of the grant;

36 (b) The number of pupils who participated in a prekindergarten
37 program *or virtual prekindergarten program* supported by the
38 grant; and

39 (c) The average cost per pupil who participated in each
40 prekindergarten program *or virtual prekindergarten program*
41 supported by the grant;

42 3. A description of prekindergarten programs *or virtual*
43 *prekindergarten programs* that were most effective, including,
44 without limitation, the reasons for the effectiveness of those
45 programs;



1 4. A description of any proposed revisions to the indicators of
2 performance or minimum standards prescribed by the regulations
3 adopted pursuant to NRS 387.656; and

4 5. Recommendations for any legislation to increase the
5 effectiveness of the grants awarded pursuant to NRS 387.652 ~~§~~ *and*
6 *section 1 of this act.*

7 **Sec. 5.** The provisions of subsection 1 of NRS 218D.380 do
8 not apply to any provision of this act which adds or revises a
9 requirement to submit a report to the Legislature.

10 **Sec. 6.** 1. This section becomes effective upon passage and
11 approval.

12 2. Sections 1 to 5, inclusive, of this act become effective:

13 (a) Upon passage and approval for the purpose of adopting any
14 regulations and performing any other preparatory administrative
15 tasks that are necessary to carry out the provisions of this act; and

16 (b) On July 1, 2021, for all other purposes.

