

Amendment No. 581

Senate Amendment to Senate Bill No. 244	(BDR S-557)
Proposed by: Senate Committee on Finance	
Amendment Box: Replaces Amendment No. 549.	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No	

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.

EGO



Date: 5/18/2023

S.B. No. 244—Makes an appropriation to the Other State Education Programs
 Account for the creation and maintenance of school gardens.
 (BDR S-557)



SENATE BILL NO. 244—SENATORS PAZINA, HAMMOND, DONATE, SPEARMAN, LANGE; CANNIZZARO, DALY, DONDERO LOOP, FLORES, GOICOECHEA, D. HARRIS, KRASNER, NEAL, NGUYEN, OHRENSCHALL, SCHEIBLE, SEEVERS GANSERT AND TITUS

MARCH 9, 2023

JOINT SPONSORS: ASSEMBLYMEN GALLANT, WATTS, TORRES, NGUYEN; BILBRAY-AXELROD, CARTER, D’SILVA, HAFEN AND KASAMA

Referred to Committee on Finance

SUMMARY—Makes an appropriation to the Other State Education Programs Account for the creation and maintenance of school gardens. (BDR S-557)

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 making an appropriation to the Other State Education Programs Account for allocation to nonprofit organizations to provide programs for the creation and maintenance of school gardens for public schools; and providing other matters properly relating thereto.

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

Section 1. 1. There is hereby appropriated from the State General Fund to the Other State Education Programs Account in the State General Fund for the cost of creating and maintaining programs for school gardens that meet the requirements of subsection 3 the following sums:

For the Fiscal Year 2023-2024..... \$1,500,000
For the Fiscal Year 2024-2025..... \$1,500,000

2. The Department of Education shall allocate the money appropriated by subsection 1 to nonprofit organizations to provide at public schools programs for school gardens which meet the requirements set forth in subsection 3. In making allocations pursuant to this subsection, the Department shall allocate not less than 80 percent of the money appropriated pursuant to subsection 1 to fund programs for a school garden which will be implemented at Title I schools, as defined in NRS 385A.040.

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1 3. For a nonprofit organization to receive an allocation of money to provide a
2 program for a school garden pursuant to subsection 2, the program must:

3 (a) Create and maintain a school garden at the school.

4 (b) Have a curriculum that:

5 (1) Includes a comprehensive science, technology, engineering, arts and
6 mathematics school garden program. Such a program must include, without
7 limitation, a science, technology, engineering, arts and mathematics curriculum for
8 outdoor or hydroponic gardens for pupils in prekindergarten, kindergarten
9 ~~through grade 5~~ and grades 1 through 12 that is tailored to pupils of the
10 appropriate grade levels at the school.

11 (2) Is written specifically for Nevada and the desert environment of
12 Nevada.

13 (3) Complies with the standards of content and performance for a course of
14 study in science adopted by the State Board of Education pursuant to NRS 389.520.

15 (4) Uses experiential learning or project-based learning to teach science,
16 technology, engineering, arts and mathematics.

17 (5) Is designed with the assistance of teachers and other educational
18 personnel with experience at the appropriate grade levels at the school.

19 (6) Involves supervised learning experiences for the pupils at the school in
20 a classroom and a school garden.

21 (c) Provide the school with assistance from members of the community,
22 including, without limitation, trained educators, local farmers and local chefs.

23 (d) Provide pupils with the:

24 (1) Ability to operate a farmers' market to sell the produce from the school
25 garden; and

26 (2) Opportunity to have a local chef or employee of a school who works in
27 food services demonstrate how to cook a meal using the produce grown from the
28 school garden.

29 (e) Establish garden teams comprised of teachers and, if such persons are
30 available, parents and members of the community. Each garden team shall meet at
31 least once each month.

32 (f) Require any local nonprofit or community-based organization which will
33 provide services to implement the program for a school garden to have at least 2
34 years of experience implementing such a program.

35 (g) Be identified as a high-quality science, technology, engineering and
36 mathematics program by the ~~[Advisory Council on Science, Technology,
37 Engineering and Mathematics, pursuant to the implementation of the strategic plan
38 for the development of educational resources in the fields of science, technology,
39 engineering and mathematics developed pursuant to NRS 223.650.]~~ Office of
40 Science, Innovation and Technology.

41 4. Money allocated pursuant to subsection 2 may be used to:

42 (a) Provide professional development for teachers regarding the:

43 (1) Use of a school garden to teach pupils with disabilities, including,
44 without limitation, training for teaching such pupils science, technology,
45 engineering, arts and mathematics curriculum and vocational training to create a
46 career path in horticulture;

47 (2) Development and implementation of science, technology, engineering,
48 arts and mathematics curricula that incorporate the use of a school garden;

49 (3) Development and implementation of training that may be provided to a
50 group or individually to teachers in how to establish and maintain school gardens to
51 increase the time teachers allocate to teaching science, technology, engineering, arts
52 and mathematics; and

1 (4) Development and implementation of a food safety plan designed to
2 ensure that food grown in a school garden is properly handled and safe to sell and
3 consume;

4 (b) Pay for any travel expenses associated with the attendance of a teacher at
5 any training or conference relating to school gardens; and

6 (c) Pay for the costs of a conference regarding school gardens held in this
7 State.

8 5. As used in this section:

9 (a) "Public school" has the meaning ascribed to it in NRS 385.007.

10 (b) "School garden" includes, without limitation, a hydroponic garden.

11 **Sec. 2.** Upon acceptance of the money allocated pursuant to section 1 of this
12 act, a nonprofit organization agrees to:

13 1. Prepare and transmit a report to the Interim Finance Committee on or
14 before October 1, 2024, that describes each expenditure made from the money
15 allocated pursuant to section 1 of this act from the date on which the money was
16 received by the nonprofit organization through June 30, 2024;

17 2. Prepare and transmit a final report to the Interim Finance Committee on or
18 before October 1, 2025, that describes each expenditure made from the money
19 allocated pursuant to section 1 of this act from the date on which the money was
20 received by the nonprofit organization through June 30, 2025; and

21 3. Upon request of the Legislative Commission, make available to the
22 Legislative Auditor any of the books, accounts, claims, reports, vouchers or other
23 records of information, confidential or otherwise, of the nonprofit organization,
24 regardless of their form or location, that the Legislative Auditor deems necessary to
25 conduct an audit of the use of the money allocated pursuant to section 1 of this act.

26 **Sec. 3.** Any balance of the sums appropriated by section 1 of this act
27 remaining at the end of the respective fiscal years must not be committed for
28 expenditure after June 30 of the respective fiscal years by the entity to which the
29 appropriation is made or any entity to which money from the appropriation is
30 granted or otherwise transferred in any manner, and any portion of the appropriated
31 money remaining must not be spent for any purpose after September 20, 2024, and
32 September 19, 2025, respectively, by either the entity to which the money was
33 appropriated or the entity to which the money was subsequently granted or
34 transferred, and must be reverted to the State General Fund on or before September
35 20, 2024, and September 19, 2025, respectively.

36 **Sec. 4.** This act becomes effective on July 1, 2023.