

Amendment No. 47

Senate Amendment to Senate Bill No. 71	(BDR 34-439)
Proposed by: Senate Committee on Education	
Amends: Summary: Yes 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.

DAN/EWR



Date: 4/4/2023

S.B. No. 71—Creates the Nevada State Education Support Professional Recruitment and Retention Advisory Task Force. (BDR 34-439)



SENATE BILL NO. 71—COMMITTEE ON EDUCATION

(ON BEHALF OF THE JOINT INTERIM STANDING
COMMITTEE ON EDUCATION)

PREFILED JANUARY 23, 2023

Referred to Committee on Education

SUMMARY—~~Creates the Nevada State Education Support Professional Recruitment and Retention Advisory Task Force.~~ **Revises provisions relating to the recruitment and retention of school staff.** (BDR 34-439)

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; ~~creating~~ **renaming** the Nevada State ~~Education Support Professional~~ **Teacher** Recruitment and Retention Advisory Task Force; ~~prescribing the membership, powers and duties~~ **revising the membership** of the Task Force ~~;~~ **to include education support professionals; revising the powers and duties of the Task Force;** and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law creates the Nevada State Teacher Recruitment and Retention Advisory Task Force for the purpose of evaluating and addressing the challenges in attracting and retaining teachers throughout this State. (NRS 391.490-391.496) ~~[[This bill similarly creates the Nevada State Education Support Professional Recruitment and Retention Advisory Task Force for the purpose of evaluating and addressing the challenges throughout this State in attracting and retaining education support professionals. Section 1]~~ **Under existing law, the Task Force is composed of 20 teachers from various school districts in this State. (NRS 391.492)** **Section 3** of this bill defines **the term “education support [professionals] professional” for the purpose of the Task Force** to include paraprofessionals, security officers, school nurses, counselors, psychologists and social workers, school bus drivers and clerical, food service, custodial and maintenance staff. ~~[[Section 4 of this bill defines the term “Task Force” to refer to the Task Force. Sections 5 and 7 of this bill set forth the membership, powers and duties of the Task Force. Section 5 requires the Task Force to meet quarterly and, in its fourth meeting in even-numbered years, present its findings and recommendations to the Joint Interim Standing Committee on Education. Section 7 requires the Task Force to: (1) evaluate the challenges in attracting and retaining education support professionals throughout this State; (2) make recommendations to the Joint Interim Standing Committee on Education to attract and retain education support professionals; and (3) submit a report of the findings and recommendations of the Task Force to the Director of the Legislative Counsel Bureau for transmittal to the Legislature. Section 6 of this bill establishes certain requirements for membership on the Task Force.]~~ **Sections 7.2 and 7.4 of this bill revise the name of the**

Task Force to the Nevada State Teacher and Education Support Professional Recruitment and Retention Advisory Task Force. Section 7.4 requires the Task Force be composed of 20 members employed by a school district in this State. To the extent practicable, section 7.4 requires 10 of those members to be teachers and 10 to be education support professionals. Section 7.6 of this bill establishes: (1) the qualifications for membership on the Task Force; and (2) the procedure for appointment to the Task Force. Section 7.8 of this bill expands the duties of the Task Force to include evaluating and addressing the challenges throughout the State in attracting and retaining education support professionals.

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

Section 1. Chapter 391 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 7, inclusive, of this act.

Sec. 2. *As used in ~~[sections 2 to 7,]~~ NRS 391.490 to 391.496, inclusive, and sections 2 and 3 of this act, unless the context otherwise requires, the words and terms defined in ~~[sections]~~ NRS 391.490 and section 3 ~~[and 4]~~ of this act have the meanings ascribed to them in those sections.*

Sec. 3. *“Education support professional” means a person, other than a teacher or administrator, who is employed to work at a public school. The term includes, without limitation:*

- 1. Paraprofessionals;*
- 2. School police officers, school resource officers and other providers of security services at a school;*
- 3. School nurses;*
- 4. School counselors;*
- 5. School psychologists;*
- 6. School social workers;*
- 7. Drivers of school buses;*
- 8. Secretaries;*
- 9. Members of the custodial or maintenance staff; and*
- 10. Workers in food services.*

Sec. 4. ~~“Task Force” means the Nevada State Education Support Professional Recruitment and Retention Advisory Task Force created by section 5 of this act.~~ (Deleted by amendment.)

Sec. 5. ~~1. There is hereby created the Nevada State Education Support Professional Recruitment and Retention Advisory Task Force consisting of the following members appointed by the Joint Interim Standing Committee on Education:~~

~~—(a) One education support professional employed by each school district located in a county whose population is less than 100,000;~~

~~—(b) Two education support professionals employed by each school district located in a county whose population is 100,000 or more but less than 700,000; and~~

~~—(c) Three education support professionals employed by each school district located in a county whose population is 700,000 or more.~~

~~2. Each member of the Task Force serves a term of 2 years and may be reappointed to one additional 2-year term following the initial term of the member. If any member of the Task Force ceases to be qualified for the position to which the member was appointed, the position shall be deemed vacant and the~~

1 ~~Joint Interim Standing Committee on Education shall appoint a replacement for~~
2 ~~the remainder of the unexpired term. A vacancy must be filled in the same~~
3 ~~manner as the original appointment.~~

4 ~~3. The Task Force shall, at its first meeting and each odd-numbered year~~
5 ~~thereafter, elect a Chair from among its members.~~

6 ~~4. The Task Force shall meet at least quarterly and may meet at other times~~
7 ~~upon the call of the Chair or a majority of the members of the Task Force. In~~
8 ~~even-numbered years, the Task Force shall have three meetings before the final~~
9 ~~meeting of the Joint Interim Standing Committee on Education. In even-~~
10 ~~numbered years, the fourth meeting of the Task Force must be a presentation to~~
11 ~~the Joint Interim Standing Committee on Education of the findings and~~
12 ~~recommendations of the Task Force made pursuant to section 7 of this act.~~

13 ~~5. Ten members of the Task Force constitute a quorum, and a quorum may~~
14 ~~exercise all the power and authority conferred on the Task Force.~~

15 ~~6. Members of the Task Force serve without compensation, except that for~~
16 ~~each day or portion of a day during which a member of the Task Force attends a~~
17 ~~meeting of the Task Force or is otherwise engaged in the business of the Task~~
18 ~~Force, the member is entitled to receive the per diem allowance and travel~~
19 ~~expenses provided for state officers and employees generally.~~

20 ~~7. Each member of the Task Force who is an officer or employee of the~~
21 ~~State or a local government must be relieved from the duties of the member~~
22 ~~without loss of regular compensation so that the member may prepare for and~~
23 ~~attend meetings of the Task Force and perform any work necessary to carry out~~
24 ~~the duties of the Task Force in the most timely manner practicable. A state~~
25 ~~agency or local government shall not require an officer or employee who is a~~
26 ~~member of the Task Force to make up the time the member is absent from work~~
27 ~~to carry out his or her duties as a member, and shall not require the member to~~
28 ~~take annual vacation or compensatory time for the absence.~~

29 ~~8. The Department shall provide administrative support to the Task Force.~~
30 (Deleted by amendment.)

31 **Sec. 6.** ~~[1. Each member of the Task Force must:~~

32 ~~(a) Have at least 5 consecutive years of experience working as an education~~
33 ~~support professional in a public school in this State;~~

34 ~~(b) Be currently employed as an education support professional and actively~~
35 ~~working as an education support professional in a public school in this State, and~~
36 ~~remain employed as an education support professional in a public school in this~~
37 ~~State for the duration of the term of the member; and~~

38 ~~(c) Not be currently serving on any other education related board,~~
39 ~~commission, council, task force or similar governmental entity.~~

40 ~~2. On or before December 1, 2023, the Department shall prescribe a~~
41 ~~uniform application for an education support professional to use to apply to serve~~
42 ~~on the Task Force.~~

43 ~~3. An education support professional who wishes to serve on the Task Force~~
44 ~~must submit an application prescribed pursuant to subsection 2 to the Joint~~
45 ~~Interim Standing Committee on Education on or before January 15 of an even-~~
46 ~~numbered year. On or before February 15 of each even-numbered year, the Joint~~
47 ~~Interim Standing Committee on Education shall select one or more education~~
48 ~~support professionals, as applicable, to serve as a member of the Task Force. To~~
49 ~~the extent possible from those that applied to serve on the Task Force, the Joint~~
50 ~~Interim Standing Committee on Education shall select education support~~
51 ~~professionals from a variety of education support professions.] (Deleted by~~
52 amendment.)

53 **Sec. 7.** ~~[The Task Force shall:~~

~~1. Evaluate the challenges in attracting and retaining education support professionals throughout the State.~~

~~2. Make recommendations to the Joint Interim Standing Committee on Education to address the challenges in attracting and retaining education support professionals throughout this State, including, without limitation, providing incentives to attract and retain education support professionals.~~

~~3. On or before February 1 of each odd-numbered year, submit a report to the Director of the Legislative Counsel Bureau for transmission to the Legislature describing the findings and recommendations of the Task Force.~~
(Deleted by amendment.)

Sec. 7.2. NRS 391.490 is hereby amended to read as follows:

391.490 ~~[As used in NRS 391.490 to 391.496, inclusive.]~~ “Task Force” means the Nevada State Teacher and Education Support Professional Recruitment and Retention Advisory Task Force created by NRS 391.492.

Sec. 7.4. NRS 391.492 is hereby amended to read as follows:

391.492 1. There is hereby created the Nevada State Teacher and Education Support Professional Recruitment and Retention Advisory Task Force consisting of the following 20 members:

(a) One licensed teacher or education support professional employed by each school district located in a county whose population is less than 100,000, appointed by the Joint Interim Standing Committee on Education;

(b) Two licensed teachers or education support professionals employed by each school district located in a county whose population is 100,000 or more but less than 700,000, appointed by the Joint Interim Standing Committee on Education; and

(c) Three licensed teachers or education support professionals employed by each school district located in a county whose population is 700,000 or more, appointed by the Joint Interim Standing Committee on Education.

➔ To the extent practicable, the Joint Interim Standing Committee shall appoint 10 licensed teachers and 10 education support professionals to the Task Force.

2. After the initial terms, each member of the Task Force serves a term of 2 years and may be reappointed to one additional 2-year term following his or her initial term. If any member of the Task Force ceases to be qualified for the position to which he or she was appointed, the position shall be deemed vacant and the Joint Interim Standing Committee on Education shall appoint a replacement for the remainder of the unexpired term. A vacancy must be filled in the same manner as the original appointment.

3. The Task Force shall, at its first meeting and each odd-numbered year thereafter, elect a Chair from among its members.

4. The Task Force shall meet at least quarterly and may meet at other times upon the call of the Chair or a majority of the members of the Task Force. In even-numbered years, the Task Force shall have three meetings before the final meeting of the Joint Interim Standing Committee on Education. In even-numbered years, the fourth meeting of the Task Force must be a presentation to the Joint Interim Standing Committee on Education of the findings and recommendations of the Task Force made pursuant to NRS 391.496.

5. Ten members of the Task Force constitute a quorum, and a quorum may exercise all the power and authority conferred on the Task Force.

6. Members of the Task Force serve without compensation, except that for each day or portion of a day during which a member of the Task Force attends a meeting of the Task Force or is otherwise engaged in the business of the Task Force, the member is entitled to receive the per diem allowance and travel expenses provided for state officers and employees generally.

1 7. Each member of the Task Force who is an officer or employee of the State
2 or a local government must be relieved from his or her duties without loss of his or
3 her regular compensation so that the member may prepare for and attend meetings
4 of the Task Force and perform any work necessary to carry out the duties of the
5 Task Force in the most timely manner practicable. A state agency or local
6 government shall not require an officer or employee who is a member of the Task
7 Force to make up the time the member is absent from work to carry out his or her
8 duties as a member, and shall not require the member to take annual vacation or
9 compensatory time for the absence.

10 8. The Department shall provide administrative support to the Task Force.

11 **Sec. 7.6. NRS 391.494 is hereby amended to read as follows:**

12 391.494 1. Each member of the Task Force must:

13 (a) Be a licensed teacher or an education support professional with at least 5
14 consecutive years of experience teaching or serving as an education support
15 professional, as applicable, in a public school in this State;

16 (b) Be currently employed as a teacher or an education support professional
17 and actively teaching or serving as an education support professional, as
18 applicable, in a public school in this State, and remain employed as a teacher or an
19 education support professional, as applicable, in a public school in this State for
20 the duration of the member's term; and

21 (c) Not be currently serving on any other education-related board, commission,
22 council, task force or similar governmental entity.

23 2. On or before December 1, ~~2019~~ 2023, the Department shall prescribe a
24 uniform application for a teacher or an education support professional to use to
25 apply to serve on the Task Force.

26 3. A teacher or an education support professional who wishes to serve on
27 the Task Force must submit an application prescribed pursuant to subsection 2 to
28 the Joint Interim Standing Committee on Education on or before January 15 of an
29 even-numbered year. On or before February ~~15~~ 15 of each even-numbered year, the
30 Joint Interim Standing Committee on Education shall select one or more teachers ~~15~~
31 or education support professionals, as applicable, to serve as a member of the Task
32 Force.

33 **Sec. 7.8. NRS 391.496 is hereby amended to read as follows:**

34 391.496 The Task Force shall:

35 1. Evaluate the challenges in attracting and retaining teachers and education
36 support professionals throughout this State;

37 2. Make recommendations to the Joint Interim Standing Committee on
38 Education to address the challenges in attracting and retaining teachers and
39 education support professionals throughout this State, including, without
40 limitation, providing incentives to attract and retain teachers ~~15~~ and education
41 support professionals; and

42 3. On or before February 1 of each odd-numbered year, submit a report to the
43 Director of the Legislative Counsel Bureau for transmission to the Legislature
44 describing the findings and recommendations of the Task Force.

45 **Sec. 7.9. The amendatory provisions of this act do not affect the current**
46 **term of appointment of any person who, on June 30, 2023, is a member of the**
47 **Nevada State Teacher Recruitment and Retention Advisory Task Force**
48 **created by NRS 391.492, as that section existed on June 30, 2023, and each**
49 **such member continues to serve until the expiration of his or her term or until**
50 **the member vacates his or her office, whichever occurs first. On and after**
51 **February 15, 2024, the Joint Interim Standing Committee on Education shall**
52 **make appointments to the Nevada State Teacher and Education Support**

1 **Professional Recruitment and Retention Advisory Task Force in accordance**
2 **with NRS 391.492, as amended by section 7.4 of this act.**

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

6 **Sec. 9.** This act becomes effective on July 1, 2023.