

**CCASAPE BILL SUMMARY  
FEBRUARY 2010 LEGISLATIVE SPECIAL SESSION**

BILL NO.	NE	SUMMARY
<b>AB2</b> (BDR 23-14)		<ul style="list-style-type: none"> <li>• Existing law provides for the establishment of required hours of operation for county offices. (NRS 122.061, 245.040, 252.050) Sections 2-4 of this bill authorize deviation from those required hours for county offices if the board of county commissioners approves the plan for the deviation submitted by the office. The plan must be fiscally neutral or result in cost savings.</li> <li>• Enrolled and Delivered to Governor 03-01-2010; Approved by Governor 03-11-2010</li> </ul>
<b>AB3</b> (BDR 10-28)		<ul style="list-style-type: none"> <li>• Under existing law, the first \$7.6 million of the balance remaining in the Abandoned Property Trust Account at the end of a fiscal year is transferred to the Millennium Scholarship Trust Fund. The remaining balance is transferred to the State General Fund, subject to any valid claims. (NRS 120A.620) Section 88 of this bill eliminates the temporary cancellation of a portion of the \$7.6 million transfers to the Millennium Scholarship Trust Fund during the 2009-2011 biennium and Section 1 of this bill suspends the entire \$7.6 million transfers during that biennium. Thus, the entire remaining balance of the Abandoned Property Trust Account at the end of Fiscal Years 2009-2010 and 2010-2011 will be transferred to the State General Fund.</li> <li>• Existing law requires state agencies to pay an assessment that is used to pay a portion of the cost of premiums or contributions for the Public Employees' Benefits Program for persons who have retired with state service. The money assessed is deposited into the State Retirees' Health and Welfare Benefits Fund to be used to pay for a portion of the current and future health and welfare benefits for such retirees. (NRS 287.046) Section 6 of this bill allows the Legislature to temporarily reduce the amount of such assessment until July 1, 2011. Section 79 of this bill transfers \$24,700,000 from the Retirement Benefits Investment Fund to the State Retirees' Health and Welfare Benefits Fund to pay a portion of the costs for health and welfare benefits for state retirees during Fiscal Year 2010-2011.</li> <li>• Existing law provides a procedure for the revision of the work program of any department, institution or agency of the Executive Department of the State Government (NRS 353.220) Section 36 of this bill authorizes the transfer of certain sums appropriated to the Department of Health and Human Services among the various budget accounts of the Department in the same manner and within the same limits as allowed for revisions of work programs in NRS 353.220.</li> <li>• Sections 37 and 68 of this bill reduce the current amount of money budgeted for Fiscal Years 2009-2010 and 2010-2011, respectively, for certain programs and services of various state agencies. Sections 83 and 85 of this bill provide for the transfer of the amount of the reductions provided in Sections 37 and 68 to the State General Fund Budget Reserve Account in each fiscal year. The revisions to the work programs required to accomplish these reductions are made only upon approval of the Chief of the Budget Division of the Department of Administration, the Senate Fiscal Analyst and the Assembly Fiscal Analyst, without further legislative approval.</li> <li>• Sections 38-67 and 69-79 of this bill require the State Controller to transfer various sums of money from certain funds and accounts in Fiscal Years 2009-2010 and 2010-2011 to the State General Fund Budget Reserve Account to offset the difference between projected revenues and collections and to be used only as necessary to meet existing and future obligations of the State. Section 80 of this bill provides that the transfers of money made in Sections 38-67 and 69-79 do not apply to the extent that they would constitute an impairment of the rights of holders of bonds or similar obligations issued by the State. Sections 84 and 86 of this bill require that the balance of the money transferred pursuant to Sections 38-67 and 69-79 revert to the State General Fund at the close of the applicable fiscal year.</li> <li>• Approved by Governor 02-28-2010</li> </ul>
<b>AB4</b> (BDR S-37)		<ul style="list-style-type: none"> <li>• Existing law prescribes certain ratios of pupils per teacher in grades 1 through 3. (NRS 388.700) In counties whose population is less</li> </ul>

	<p>than 100,000, a school district may adopt an alternative plan for class-size reduction for specified grade levels in the elementary schools, including grades 4, 5 and 6. (NRS 388.720) The 2009 Session of the Nevada Legislature appropriated money for school districts to implement their class-size reduction plans. (Sections 17 through 21, inclusive, Chapter 389, Statutes of Nevada 2009, pp. 2134-2136) This bill temporarily revises provisions governing class-size reduction to allow school districts flexibility in addressing budget shortfalls. For the 2010-2011 school year, this bill allows a school district to elect to increase class size by not more than two pupils to achieve ratios of 18 pupils per teacher in grades 1 and 2, and 21 pupils per teacher in grade 3. If a school district elects to increase class size in this manner, all money that would have otherwise been expended by the school district to achieve the lower class sizes in grades 1 through 3 must be used to minimize the impact of budget reductions on class sizes in grades 4 through 12. This exception applies only for the 2010-2011 school year and sunsets on June 30, 2011.</p> <ul style="list-style-type: none"> <li>Enrolled and Delivered to Governor 02-28-2010; Approved by Governor 03-10-2010</li> </ul>
<p><b>AB5</b> (BDR S-17)</p>	<ul style="list-style-type: none"> <li>Existing law requires the Department of Education to determine the amount of money that each school district, charter school and university school for profoundly gifted pupils is required to expend during each fiscal year on textbooks, instructional supplies, instructional software and instructional hardware. (NRS 387.206) Existing law also authorizes the board of trustees of a school district, the governing body of a charter school or the governing body of a university school for profoundly gifted pupils that is experiencing an economic hardship to submit a request to the Department for a waiver of all or a portion of the minimum expenditure requirements. (NRS 387.2065) This bill provides a temporary waiver for the entire 2009-2011 biennium to the Department from complying with the provisions of NRS 387.206 and 387.2065. This bill also provides a temporary waiver for the entire 2009-2011 biennium to each school district, charter school and university school for profoundly gifted pupils from the minimum expenditure requirements for textbooks, instructional supplies, instructional software and instructional hardware without requiring the school district, charter school or university school for profoundly gifted pupils to submit a request for such a waiver. This bill applies retroactively to July 1, 2009, and sunsets on June 30, 2011.</li> <li>Enrolled and Delivered to Governor 02-28-2010; Approved by Governor 03-10-2010</li> </ul>
<p><b>AB6</b> (BDR 31-43)</p>	<ul style="list-style-type: none"> <li>An act relating to governmental financial administration; revising certain appropriations from the State General Fund for the support of the civil government of the State of Nevada; authorizing expenditures by certain agencies and entities of the State government; providing for the transfer of certain appropriated money to the next fiscal year; requiring the Clean Water Coalition to transfer certain money to the State Controller for deposit in the State General Fund; increasing fees imposed for certain filings or registrations made with the Office of the Secretary of State; revising provisions relating to foreclosure of real property; revising provisions relating to the use of money in the Account for Common-Interest Communities and Condominium Hotels; increasing certain administrative assessments imposed against persons who commit certain crimes; authorizing the Department of Corrections to adopt regulations to allow the Department to deduct money credited to the Offenders' Store Fund for certain purposes and to impose a charge on purchases of electronic devices; providing for the temporary transfer of certain lobbyist registration fees; increasing certain fees charged by the State Registrar; authorizing the Department of Wildlife to use fees collected for processing applications for tags for certain additional purposes; imposing an additional fee for filing certain affidavits relating to mining claims; reducing the basic support guarantees of school districts for purposes of apportionments from the State Distributive School Account; requiring the Department of Taxation to allow for the payment of delinquent taxes, fees or assessments without a penalty for a limited period in certain circumstances; requiring the Division of Insurance of the Department of Business and Industry to carry out a desk audit program to audit insurance premium tax returns; providing for the use of money from an award from the Temporary Assistance for Needy Families Emergency Contingency Funds; making appropriations; and providing other matters properly relating thereto.</li> <li>Enrolled and Delivered to Governor 03-02-2010; Approved by Governor 03-12-2010</li> </ul>
<p><b>ACR2</b> (BDR R-35)</p>	<ul style="list-style-type: none"> <li>Urges certain actions by the school districts and the Nevada System of Higher Education to respond to the current budget shortfall.</li> <li>Enrolled and Delivered to Secretary of State 02-28-2010</li> </ul>

<p><b>SB2</b> (BDR 34-29)</p>	<ul style="list-style-type: none"> <li>• As part of Title XIV of the Federal American Recovery and Reinvestment Act of 2009, \$4.35 billion was set aside for the Race to the Top Fund to award competitive grants to states to implement educational reform with the goal of improving the quality of public education. (Pub. L. No. 111-5) Existing federal regulations prescribe the criteria for a state’s eligibility to submit an application for a grant from the Race to the Top Fund. Those regulations provide that “[a]t the time the State submits its application, there must not be any legal, statutory, or regulatory barriers at the State level to linking data on student achievement . . . or student growth . . . to teachers and principals for the purpose of teacher and principal evaluation.” (Overview Information, Race to the Top Fund, 74 Fed. Reg. 59841 (Nov. 18, 2009)) The United States Department of Education has developed nonbinding budget ranges which place each state into one of five categories with an estimated range of money that such a state may be eligible to receive if it is awarded a competitive grant. Nevada has been placed in Category 4, which has a budget range of \$60 million - \$175 million.</li> <li>• Existing state law requires Nevada’s Department of Education to establish and maintain an automated system of accountability information that tracks the achievement of pupils over time and that has the capacity to identify which teachers are assigned to individual pupils. However, existing law prohibits the use of this information concerning pupils to evaluate an individual teacher or paraprofessional. (NRS 386.650) This prohibition renders Nevada ineligible to apply for a grant from the Race to the Top Fund.</li> <li>• This bill removes the prohibition on the use of certain information concerning pupils to evaluate an individual teacher or paraprofessional and instead provides that such information must be considered, but must not be the sole criterion, for evaluating the performance of or taking disciplinary action against an individual teacher, paraprofessional or other employee. The effect of removing this prohibition would make Nevada eligible to apply for a competitive grant from the Race to the Top Fund.</li> <li>• Enrolled and Delivered to Governor 02-28-2010; Approved by Governor 03-11-2010</li> </ul>
<p><b>SB3</b> (BDR S-16)</p>	<ul style="list-style-type: none"> <li>• An act relating to governmental administration; providing for a temporary reduction in salary in lieu of furlough leave for state employees who are exempt from taking unpaid furlough leave; requiring the approval of a plan for additional overtime to be approved before the overtime is worked; providing for a temporary reduction in compensation for employees of the Senate and Assembly; providing for the closing of state offices on certain days and the revision of the workweek of state employees with certain exceptions and exemptions; temporarily authorizing school districts to require employees to take unpaid furlough leave; prohibiting certain additional compensation for and adjustments to the salaries of newly hired classified state employees; and providing other matters properly relating thereto.</li> <li>• Enrolled and Delivered to Governor 02-28-2010; Vetoed by Governor 03-10-2010; Return to 2011 Session</li> </ul>
<p><b>SCR1</b> (BDR R-38)</p>	<ul style="list-style-type: none"> <li>• Urges local government employers and local government employee organizations to mutually address the impacts of the budget shortfall.</li> <li>• Enrolled and Delivered to Secretary of State 03-02-2010</li> </ul>