

MINUTES

EDUCATION COMMITTEE

MARCH 23, 1977

3:43 p.m.

Members Present: Chairman Vergiels
Mrs. Gomes
Mr. Goodman
Mr. Horn
Mr. Kissam
Mr. Rhoads
Mr. Schofield

Guests Present: James P. Costa, State Department of Education
John Gamble, State Department of Education
Robert Rose, NSEA

AB 508 - Chairman Vergiels called the meeting to order at 3:43 p.m. and explained that this bill which requires one of Nevada's commissioners on the Western Interstate Commission for Higher Education be a state legislator had been referred but not listed because it is probably unconstitutional. The bill's sponsor, Assemblyman Robinson decided not to fight for it at this time. Mr. Kissam moved to Indefinitely Postpone the bill and Mr. Rhoads seconded. The committee unanimously approved.

AB 9, 293 and 400 - Mrs. Gomes, chairman of the subcommittee on the three competency-based bills, reported the results of the subcommittee meeting, recommending acceptance of AB 400 as the parent bill and including lines 13 and 14 from AB 9, "different standards of proficiency may be adopted for pupils with diagnosed learning disabilities" and from AB 293, including testing in grade 3 and the "grandfather clause" against penalizing those who are in high school at the time AB 400 takes effect.

Mr. Costa of the State Department of Education agreed that this bill would allow the State Department of Education flexibility to continue its present task force now studying competency-based education and then implement the results.

At Mr. Rhoads request, Mr. Costa discussed the fiscal impact as set forth in a statement the Department had prepared for Senator Hernstadt. Based on information from the American College Testing program, he summarized these as follows: test development - \$138,000 - \$210,000; tests and answer sheets for arithmetic and reading, \$21,000; writing tests at 50-cents each (a different kind of test to develop) - \$10,500; scoring of arithmetic and reading - \$32,000; scoring of writing - \$106,000; administration (if a third party gave it) - \$24,000; computer programming - \$20,000 - \$70,000; Total - \$351,000 - \$473,000.

Mr. Goodman suggested getting tests from another school system or developing our own system at much lower cost as did the Denver School System. Mr. Kissam also asked why it is necessary to go out of state. Mr. Goodman suggested revising the price tag before the bill goes to Ways & Means.

Mr. Costa replied that the Task Force has done a lot of test development work already so the costs should be cut considerably. He stated the Department's aim to develop a test at the local level for statewide use, to be piloted in schools, probably in the next year.

Mr. Gamble mentioned that he had been informally surveying costs in different size districts and found that they were approximately \$1.50/pupil for booklets, administration and scoring tests with only test results programmed back to the district.

Mrs. Gomes reiterated the intent of the bill as to develop standards of proficiency with a lot of teacher input, to identify for the teacher those students who need help so she can provide it in the classroom. She stated she feels the teacher should be involved in developing, testing and scoring.

Chairman Vergiels summarized by saying the committee knows what the State Department of Education is doing and the committee has stated its intent and asked the Department to keep the committee informed of its progress.

Mr. Horn moved to amend AB 400 and Do Pass. Mr. Schofield seconded and the committee unanimously approved. Mr. Horn will handle the bill on the Floor and Mrs. Gomes the amendments.

AB 111 - Mr. Costa distributed copies of AB 111 with recommended amendments, Exhibit A, Mr. Schofield that a subcommittee which he chaired, including Mrs. Gomes, Mr. Rhoads, Dennis Graham, Harry Swainston, Susan Haase, Frank Gross, James P. Costa, Jane Lo Cicero, met and that the final amendment, 432A is satisfactory to Mrs. Haase, Mr. Gross and the State Department of Education. Mr. Rhoads moved a "Do Pass as Amended" and Mr. Kissam seconded. The committee voted "aye" unanimously. Mr. Schofield will handle AB 111 on the Floor.

AB 151 - Mr. Schofield brought the committee up to date on this bill which mandates elementary school counseling and is now in Ways and Means. The Chairman of that committee suggested that during testimony before Ways & Means someone might pull out the total funding and amend AB 151 to substitute a pilot program. The approximate cost then, using the figure of \$16,000/unit, would be \$128,000. It would then be necessary to show the value of the program before the next session of the Legislature.

Mr. Schofield asked that the committee members be prepared with short reports on large school districts Wednesday, March 30. Mr. Horn - decentralization; Mr. Goodman - the Peabody report; Mrs. Gomes

ASSEMBLY EDUCATION COMMITTEE

MARCH 23, 1977

Page 3

and Mr. Kissam - Clark County overview; Mr. Rhoads - community-based schools; Mr. Vergiels - size; and Mr. Vergiels and Mr. Schofield - the perils of bigness.

Chairman Vergiels said Speaker Dini had requested that an interim study be made on statewide teacher-salary schedules. Mrs. Gomes moved for a resolution for an interim study on statewide teacher salary schedules. Mr. Horn seconded and the committee unanimously approved. Mr. Horn will work with Mr. Dini on specifics of the resolution.

Mrs. Gomes asked for a committee introduction of her bill on mandatory kindergarten throughout the state. Mrs. Gomes moved for the committee introduction and Mr. Goodman seconded. Mr. Rhoads cast the only "no" vote.

Mr. Vergiels announced the committee will hear testimony Monday, March 28, on AB 494, establishing qualifications for teachers of remedial reading and limiting pupil-teacher ratio in remedial reading classes; AB 495, requiring that courses in family planning be given at certain levels in public schools and requiring establishment of family planning centers at high schools; and AB 502, permitting school boards to negotiate with personnel with respect to sick leave.

The meeting was adjourned at 4:34 p.m.

Respectfully submitted

Harriet M. Krauff
Assembly Attache

ASSEMBLY BILL NO. 111 (with recommended amendments)

February 25, 1977

Section 1. Chapter 395 of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 5, inclusive, of this act. ---

Section 2. "Care" means room, board, and transportation which the superintendent of public instruction determines to be necessary for a handicapped person while he is being educated pursuant to this chapter.

Section 3. "Handicapped person" for the purpose of this chapter means an aurally or visually handicapped person, or a handicapped person who is mute.

Section 4. Delete

Section 5. "Special education program" means specially designed instruction to meet the unique needs of a handicapped person in accordance with minimum standards prescribed by the state board of education.

Section 6. NRS 395.001 is hereby amended to read as follows:

395.001 As used in this chapter, unless the context otherwise requires, the words and terms defined in NRS 395.003 to 395.009, inclusive, and sections 2 to 5, inclusive, of this act have the meanings ascribed to them in those sections.

Section 7. NRS 395.003 is hereby amended to read as follows:

395.003 "Aurally handicapped person" means a person with a loss in hearing of 80 decibels or more in the better ear.

Section 8. NRS 395.010 is hereby amended to read as follows:

395.010 1. The superintendent of public instruction may provide for the education and care of any handicapped person who is eligible for such benefits by:

(a) Making arrangements with the governing body of any institution for the ~~visually or aurally~~ handicapped in any state having any such institution;

(b) Placing the handicapped person in a foster home or other residential facility in a county in this state having an appropriate special education program for his particular handicap.

2. The superintendent of public instruction may make all necessary contracts, in accordance with any regulations the state board of education may prescribe, to carry out the provisions of this chapter.

Section 9. NRS 395.020 is hereby amended to read as follows:

395.020 A handicapped person is eligible to receive the benefits provided by this chapter if:

1. He is a resident of the State of Nevada;
2. He is under 21 years of age, but where the enrollment period for the school year is prior to his 21st birthday, he remains eligible to complete that school year irrespective of his age; and
3. A special education program for his particular handicap cannot be provided within his school district; but where he is enrolled in a program under this chapter on July 1, 1977, he remains eligible to complete that program irrespective of the formation after that date of an appropriate special education program within his school district.

Section 10. NRS 395.030 is hereby amended to read as follows:

395.030 1. An adult handicapped person or a parent, guardian or other person having the care, custody or control of an eligible handicapped person, after all appropriate due process, may apply to the board of trustees of the county school district in which the handicapped person is a resident for benefits under this chapter. The application must contain sworn statements confirming that the handicapped person meets the requirements specified in NRS 395.020.

2. The board of trustees must verify the sworn statements of the applicant, certify that all possibilities for local placement have been exhausted and that an appropriate special education program is not available in the school district, and transmit the completed application to the Superintendent of Public Instruction.

Section 11. NRS 395.040 is hereby amended to read as follows:

395.040 1. Upon receipt and review of an application for benefits, the superintendent of public instruction shall make the necessary arrangements for the education and care of the handicapped person pursuant to subsection 1 of NRS 395.010. Before making such arrangements the superintendent of public instruction may cause a medical, psychological or educational examination of the handicapped person to be conducted at state expense to determine the nature and extent of the handicap.

2. The Superintendent of public instruction shall obtain a certificate of approval from the state welfare administrator before placing a handicapped person in any home other than the home of a person related to the handicapped person in the third degree of consanguinity or closer.

3. The superintendent of public instruction has final authority regarding the placement of any handicapped person.

Section 12. NRS 395.050 is hereby amended to read as follows:

395.050 1. When arrangements for the education and care of the handicapped person have been completed by the superintendent of public instruction, he shall advise the board of trustees of the county school district to make provision, at the expense of the school district, for transporting the handicapped person to a place designated by the superintendent. The superintendent shall make necessary arrangements for transporting the handicapped person from the designated place to the institution, foster home or other residential facility and return to the designated place at the expense of the state.

2. Except as provided in subsection 3, the expenses for the education and care of the handicapped person shall be paid by the state.

3. An adult handicapped person or a parent, guardian or other person having the care, custody or control of a handicapped person:

(a) May enter into a contract with the superintendent of public instruction to pay a share of the cost of education and care of such handicapped person.

(b) Is liable for all medical expenses which are incurred while such handicapped person is receiving educational benefits.

Section 13. Deleted

Section 13. NRS 395.005 and 395.055 are hereby repealed.

59TH NEVADA LEGISLATURE

EDUCATION
LEGISLATION ACTION

DATE 3/23/77

SUBJECT AB 508

MOTION:

Do Pass _____ Amend _____ Indefinitely Postpone X Reconsider _____

Moved By Mr. Kissam Seconded By Mr. Rhoads

AMENDMENT:

Moved By _____ Seconded By _____

AMENDMENT:

Moved BY _____ Seconded By _____

VOTE:	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
GOMES	<u>X</u>	_____	_____	_____	_____	_____
GOODMAN	<u>X</u>	_____	_____	_____	_____	_____
HORN	<u>X</u>	_____	_____	_____	_____	_____
KISSAM	<u>X</u>	_____	_____	_____	_____	_____
RHOADS	<u>X</u>	_____	_____	_____	_____	_____
SCHOFIELD	<u>X</u>	_____	_____	_____	_____	_____
VERGIELS	<u>X</u>	_____	_____	_____	_____	_____

TALLY: 7

ORIGINAL MOTION: Passed _____ Defeated _____ Withdrawn _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

Attached to Minutes 3/23/77

59TH NEVADA LEGISLATURE

EDUCATION
LEGISLATION ACTION

DATE 3/23/77

SUBJECT AB 400

MOTION:

Do Pass Amend Indefinitely Postpone _____ Reconsider _____

Moved By Mr. Horn Seconded By Mr. Kissam

AMENDMENT:

Moved By _____ Seconded By _____

AMENDMENT:

Moved BY _____ Seconded By _____

MOTION

AMEND

AMEND

VOTE:

	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
GOMES	X	_____	_____	_____	_____	_____
GOODMAN	X	_____	_____	_____	_____	_____
HORN	X	_____	_____	_____	_____	_____
KISSAM	X	_____	_____	_____	_____	_____
RHOADS	X	_____	_____	_____	_____	_____
SCHOFIELD	X	_____	_____	_____	_____	_____
VERGIELS	X	_____	_____	_____	_____	_____

TALLY: 7

ORIGINAL MOTION: Passed _____ Defeated _____ Withdrawn _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

59TH NEVADA LEGISLATURE

EDUCATION
LEGISLATION ACTION

DATE 3/23/77

SUBJECT AB 111

MOTION:

Do Pass X Amend X Indefinitely Postpone _____ Reconsider _____

Moved By Mr. Rhoads Seconded By Mr. Kissam

AMENDMENT:

Moved By _____ Seconded By _____

AMENDMENT:

Moved BY _____ Seconded By _____

VOTE:

	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
GOMES	<u>X</u>	_____	_____	_____	_____	_____
GOODMAN	<u>X</u>	_____	_____	_____	_____	_____
HORN	<u>X</u>	_____	_____	_____	_____	_____
KISSAM	<u>X</u>	_____	_____	_____	_____	_____
RHOADS	<u>X</u>	_____	_____	_____	_____	_____
SCHOFIELD	<u>X</u>	_____	_____	_____	_____	_____
VERGIELS	<u>X</u>	_____	_____	_____	_____	_____

TALLY: 7

ORIGINAL MOTION: Passed _____ Defeated _____ Withdrawn _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

Attached to Minutes 3/23/77