

MEMBERS PRESENT

Chairman Vergiels
Vice-Chairman Craddock
Mr. Banner
Mrs. Hayes
Mrs. Westall
Mrs. Wagner
Mr. Stewart
Mr. Malone
Mr. Webb

GUESTS PRESENT

See Guest List attached

Chairman Vergiels called the meeting to order at 3:00 p.m. He called for testimony on A.B. 126.

ASSEMBLY BILL 126

Chairman Vergiels stated that he had talked to Attorney General Bryan and Deputy Attorney General Struve. Mr. Struve left a letter confirming the recommendation of the Attorney General's office concerning Section 15 of A.B. 118 and A.B. 126, a copy of which is attached hereto and marked Exhibit A.

Chairman Vergiels would recommend a Do Pass and re-refer to Ways and Means on A.B. 126. Ways and Means would hear it as an adendum or addition for the Attorney General's budget.

ASSEMBLY BILL 148

Chairman Vergiels stated that there are some complications in this bill in terms of inconsistencies in the drafting. He called on Assemblyman Glover to explain the problems.

Assemblyman Alan Glover, District 40, Carson City, said that A.B. 148 is a result of a bill passed at the last session of the Legislature, A.B. 747, which mandated that the committee study regulations of the public school teachers as a professional group. Problems arose regarding A.B. 148 dealing with teacher intern programs, which is important to teacher education in Nevada, but professional standards provisions need to go along with it so it has to have a companion bill or be amended so that is included.

Chairman Vergiels stated that Mr. Malone will act as a sub-committee of one to work with Mr. Glover and get the legislation drafted, and it will be heard at a later date.

ASSEMBLY BILL 90

Joyce Woodhouse, representing Nevada's teachers through the Nevada

State Education Association, read a prepared statement in support of A.B. 90, a copy of which is attached hereto and marked Exhibit B. She added that this bill came from Senator Bryan's study committee on student achievement.

ASSEMBLY BILL 167

Chairman Vergiels called on Assemblyman Mann, who had introduced this bill by request.

Lloyd Mann, Assemblyman, District 2, Clark County, stated that this is, basically, just a technical bill. He explained that national funding for enforcement officers had excluded school district security personnel because they carried the name "security", and they won't fund for educational grants anything that has the name "security" because this may get involved with the rent-a-cop situation. The Clark County Enforcement Officers requested that a change be made in the statute to refer to any school district officer as an "enforcement" officer and not a "security" officer. Mr. Daykin of the Legislative Counsel Bureau has assured them that this will in no way enable them to qualify for early retirement or anything else other than the way they are working now. This is strictly to help them get grant funds so they can run a continuing education program for their officers.

Mr. Malone asked if this would cause a difference in salary. Mr. Mann replied that it would not. Salaries are negotiated in the school district and no act of the Legislature has ever dealt with those things. They would still be defined as peace officers and will still have the same ability to arrest as they do now.

Mr. Craddock asked if Mr. Mann had any documentation on the funding situation and if he had any correspondence regarding it. Mr. Mann replied that he did not; that he had talked frequently to the sergeant about the problem and then introduced the bill by request. He stated that just because he had introduced this measure by request does not mean that he does not concur with it, but feels that it is a minor matter and doesn't have any problems with documentation

John Paul, Clark County School District, stated that he had checked this bill out very carefully with the people who are in charge of security in the school district and they concurred with what Mr. Mann is suggesting here. They were concerned about a possible fiscal note if the bill would affect early retirement, but that is not the case here. They saw no problem in changing the wording from security to enforcement, and this was concurred with by Mr. Vern Burke, who is in charge of security.

Chairman Vergiels said that the committee could send a letter of intent to the Superintendent saying that we are taking action on this bill on the basis that it does not involve any fiscal action

in terms of increasing salary, etc., but merely for the advantages in training.

Mrs. Wagner asked if there were some way to get information as to what kinds of training would be available by the name change, as that is basically the reason for making the change.

Mr. Mann suggested that the committee contact the head of security in the Clark County School District and get hold of that particular sergeant.

Chairman Vergiels appointed Mr. Craddock a sub-committee of one to pursue these various areas in A.B. 167.

Chuck Gaw, Chief of Security for the Washoe County School District, spoke in opposition to A.B. 167. He stated that the Washoe County School District has no problem with the terminology of security officer. They are sworn peace officers empowered by the state to make arrests, etc. Members of his department have participated in and will continue to participate in peace officer training as provided by the State and Crime Commission. His people are post certified and they have had no problems. He called his counterpart in Las Vegas, Mr. Diggs, the chief security officer for the district, when he ran into this legislation. Mr. Diggs indicated that he was not aware of its introduction. Mr. Gaw said that his department has not had difficulty in getting grants. He was not personally in favor of the change.

Mr. Stewart asked how this bill would hurt or hinder operations.

Mr. Gaw answered that it would not effect them one way or another, but he sees it as an unnecessary act.

Mr. Stewart asked if Mr. Gaw had been involved in making applications for federal funds or grants.

Mr. Gaw answered that Washoe County was the first school district in the state to receive federal funding through L.E.A. for a federal grant. He said there was no problem in using the word "security".

Mr. Malone asked if Washoe County officers wore uniforms. Mr. Gaw answered that they wore a blazer with a school district shield and badge. The wording just says peace officer.

Chairman Vergiels announced that this would conclude the hearings for February 7, 1979.

COMMITTEE ACTION

Assembly Bill 126: Mrs. Wagner moved Do Pass and re-refer to Ways and Means, Mr. Malone seconded. Motion carried with Mr. Webb and Mrs. Westall voting No.

Assembly Bill 90: Chairman Vergiels stated that this bill would be held for Mr. Craddock to do some technical work on provisions in the bill and action will be taken at a later meeting.

Assembly Bill 125: Mr. Webb moved Do Pass, Mrs. Wagner seconded. Motion carried unanimously.

Assembly Bill 133: Following a brief discussion with Mr. Sanders, Mr. Webb moved Do Pass, Mr. Malone seconded. Motion carried unanimously.

Assembly Bill 118: Mr. Sanders, Superintendent of Public Instruction, went through the amendments line by line for the information of the committee, showing the changing of words for clarification. A copy of the amendment is attached hereto and marked Exhibit C, Page 1 and 2.

Mr. Craddock moved Do Pass as Amended, seconded by Mr. Webb. Motion carried unanimously.

Assembly Bill 120: Mr. Sanders read the amendment to this bill, a copy of which is attached hereto and marked Exhibit C, Page 3.

Mr. Webb moved Do Pass as Amended, seconded by Mrs. Wagner. Motion carried unanimously.

Assembly Bill 123: Mr. Sanders read the amendment to this bill, a copy of which is attached hereto and marked Exhibit C, Page 4.

Mrs. Wagner moved Do Pass as Amended, seconded by Mrs. Hayes. Motion carried unanimously.

Assembly Bill 148: Being held.

Assembly Bill 167: Being held for Mr. Craddock.

Assembly Bill 132: Mr. Malone moved Do Pass, seconded by Mr. Webb. Motion carried unanimously.

Chairman Vergiels pointed out that he has always made a commitment to the committee that from time to time he will hold bills, but if the committee so desires to move a bill up, as long as we give five days notice, he will not hold any bills in his desk against the wishes of the majority of the committee. If somebody wants a bill out and it is reasonable, it will be given a hearing, particularly as a courtesy to members of the committee when they have people up here to testify.

Respectfully submitted,

Ruth Olguin

Ruth Olguin
Committee Secretary

GUEST LISTEDUCATION COMMITTEE

February 7, 1979

<u>NAME</u>	<u>REPRESENTING</u>	<u>WISH TO SPEAK</u>	
		Yes	No
(Please print)			
SAM M. BASTA	UNIV. Nevada Reno College of Ed.		X
F. J. COAN	Reno College of Educ UNR	✓	
Loonnie Shields	NEVADA State Ed. ASSOC.		X
Ken Johns	Univ Nev - Reno		X
JOHN HAWKINS	SCHOOL BOARDS ASSOC.		
JOHN PAUL	CLARK COUNTY SCHOOL DIST.		
Bob Gaston	SELF	✓	
Jim Menath	NEVADA Dept. Educ.		X
Marilyn Crawford	" " "		X
Joyce Woodhouse	Nev ST Ed Assoc	✓	
Jim Costa	Nev Dept of Education		X
Mary Baker	M. Juvenile Probation		X
Linda Holo	U. of Nl - dept of Soc Services		
KATHY LEHRKUITZ	C. C. JUVENILE PROBATION		X
Kevin Orehan	UNLV College of Ed		X
Richard C. Kunkel	Dean College of Edu. UNLV	✓	
Eleanor Holden	IPD Chrm. NSEA Pres. Small Co Assoc Teach		✓
C. S. "Chuck" GAW	Washoe County School Dist	✓	
GEORGE EARNHART	DEPT OF EDUC. STATE BOARD	✓	
Ray D Ryan JR	Dept of Ed		✓



STATE OF NEVADA
OFFICE OF THE ATTORNEY GENERAL
CAPITOL COMPLEX
CARSON CITY 89710

RICHARD H. BRYAN
ATTORNEY GENERAL

February 6, 1979

LARRY D. STRUVE
CHIEF DEPUTY ATTORNEY GENERAL

Assemblyman John Vergiels
Chairman, Assembly Education Committee
Nevada State Assembly
Carson City, Nevada 89710

Re: A.B. 118 and A.B. 126

Dear Chairman Vergiels:

This letter will confirm the recommendation of the Attorney General's Office concerning Section 15 of A.B. 118 and A.B. 126. As currently written, these two bills appear to be inconsistent. Section 15 of A.B. 118 would amend NRS 385.270 to require the Attorney General to give his opinion in writing AND WITHOUT FEE to the State Board of Education and the Superintendent of Public Instruction on matters relating to the powers and duties of the State Department of Education. In essence, this Office is performing the function at the present time, and it involves approximately 30% of the time of the deputy in the Attorney General's Central Office assigned to the State Department of Education.

On the other hand, A.B. 126 would require the Attorney General to designate one of his deputies to serve as FULL TIME legal counsel to the State Department of Education. The bill further provides that compensation, expenses, office space and the cost of necessary clerical assistance would be paid for from money provided for the support of the State Department of Education.

In view of the current workload in this Office, it would be necessary for the Attorney General to hire a new deputy in order to fulfill the mandate of A.B. 126. Should the Assembly Education Committee conclude that the assignment of full-time legal counsel to the State Department of Education is necessary in order to promote the public interest of the state, it is the recommendation of this office that the Assembly Committee on Education request the Assembly Ways and Means Committee and the Senate Finance Committee to amend the Attorney General's budget to include a new staff position in Central Office, which would be made available to the Department of Education. Funding for the new staff position would be included in the budget of the State Department of Education and would represent an added revenue source for the Attorney General's expanded budget.

Assemblyman John Vergiels
February 6, 1979
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If you have any questions, please do not hesitate to call on us
at any time.

Sincerely,

RICHARD H. BRYAN
Attorney General

By 
Larry Struve
Chief Deputy Attorney General

LS:jc

cc: Assemblyman Don Mello
Senator Floyd Lamb

CHAIRMAN VERGIELS AND MEMBERS OF THE COMMITTEE:

I am Joyce Woodhouse, representing Nevada's teachers through the Nevada State Education Association. I also have been teaching first grade in Clark County for the past thirteen years.

The NSEA strongly supports A.B. 90 through representative action of our Delegate Assembly last May. As a first grade teacher, I urge your adoption of the measure. This bill takes care of a problem in our truancy law. Presently, a first grader not yet 7 years old is not governed by that law. Once the child reaches 7 years of age, he/she is required to be in school.

I believe that the instruction and experiences in first grade are so necessary that the student must be in school at all times excepting illness and emergencies. It has been my experience to have at least one child a year in my room who is continually absent without a valid excuse. When I have requested that the truancy officer check on the situation and get the child to school, I have been told that under NRS 392 that 6 year old is not covered. A.B. 90 would remedy this problem.

I would like to draw your attention to another bill with a like intent--that is A.B. 248. I urge your adoption of the language as seen in A.B. 90 as it speaks directly to the issue. I am concerned that if A.B. 248 is passed, we would develop other

problems--for example, 6 year olds in kindergarten would be mandated to be in school. That is not our intent at this time.

In conclusion, I would like to add that I supported adoption of this legislation before Senator Bryan's study committee on pupil achievement from which comes this bill.

Thank you for your time--first grade teachers, especially, urge your adoption of A.B. 90..

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1979 REGULAR SESSION (60TH)

ASSEMBLY ACTION	SENATE ACTION	Assembly	AMENDMENT BLANK
Adopted <input type="checkbox"/>	Adopted <input type="checkbox"/>	AMENDMENTS to <u>Assembly</u>	
Lost <input type="checkbox"/>	Lost <input type="checkbox"/>	Joint	
Date: _____	Date: _____	Bill No. <u>118</u>	Resolution No. _____
Initial: _____	Initial: _____	BDR <u>34-36</u>	
Concurred in <input type="checkbox"/>	Concurred in <input type="checkbox"/>	Proposed by <u>Committee on Education</u>	
Not concurred in <input type="checkbox"/>	Not concurred in <input type="checkbox"/>		
Date: _____	Date: _____		
Initial: _____	Initial: _____		

Amendment N^o 48



Amend section 81, page 30, lines 36 and 37, by deleting "[board] superintendent" and inserting "board".

Amend section 81, page 30, by deleting line 46 and inserting "the board."

Amend section 81, page 30, line 49, by deleting "[board] superintendent" and inserting "board".

Amend section 81, page 31, line 16, by deleting "upon , [by the board,]" and inserting "upon by the board,".

Amend section 81, page 31, line 18, by deleting "superintendent." and inserting "board."

Amend section 82, page 31, line 38, by deleting "[board]" and inserting "board or".

Amend section 82, page 31, line 39, by deleting "[board] superintendent" and inserting "board".

Amend section 84, page 32, line 41, by deleting "[board,] superintendent," and inserting "board,".

Amend section 84, page 32, line 44, by deleting "[the board] he" and inserting "the [board] superintendent".

Amend section 84, page 33, line 5, by deleting "[board] superintendent" and inserting "board".

Amend section 84, page 33, line 6, by deleting "he" and inserting "the superintendent".

Amend section 85, page 33, line 18, by deleting "superintendent" and inserting "board".

Continuation Page 2

ASSEMBLY BILL NO. _____
ASSEMBLY JOINT RESOLUTION NO. 118

48 ASSEMBLY AMENDMENT

SENATE BILL NO. _____
SENATE JOINT RESOLUTION NO. _____

_____ SENATE AMENDMENT

Amend section 86, page 33, line 20, by deleting "superintendent" and inserting "board".

Amend section 86, page 33, line 22, by deleting "he" and inserting "it".

Amend section 87, page 33, line 47, by deleting "superintendent" and inserting "board".

Amend section 87, page 34, line 2, by deleting "[board] superintendent" and inserting "board".

Amend section 87, page 34, line 5, by deleting "[board] superintendent" and inserting "board".

Amend section 87, page 34, line 6, by inserting "the superintendent shall" after "and".

Amend section 87, page 34, line 7, by deleting "[board] superintendent" and inserting "board".

Amend section 87, page 34, line 8, by deleting "[its] his own" and inserting "[its own] the superintendent's".

Amend section 88, page 34, line 12, by deleting "[board] superintendent" and inserting "board".

Amend section 88, page 34, line 15, by deleting "he" and inserting "it".

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1979 REGULAR SESSION (60TH)

ASSEMBLY ACTION		SENATE ACTION		Assembly	AMENDMENT BLANK
Adopted	<input type="checkbox"/>	Adopted	<input type="checkbox"/>	AMENDMENTS to	Assembly
Lost	<input type="checkbox"/>	Lost	<input type="checkbox"/>		Joint
Date:		Date:		Bill No. 120	Resolution No.
Initial:		Initial:		BDR 34-40	
Concurred in	<input type="checkbox"/>	Concurred in	<input type="checkbox"/>	Proposed by	Committee on Education
Not concurred in	<input type="checkbox"/>	Not concurred in	<input type="checkbox"/>		
Date:		Date:			
Initial:		Initial:			

Amendment N^o 36



Amend the bill as a whole, by deleting section 5 and renumbering section 6 as section 5.

Amend section 6, page 4, line 6, by deleting "is" and inserting "and 385.460 are".

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1979 REGULAR SESSION (60TH)

ASSEMBLY ACTION		SENATE ACTION		Assembly	AMENDMENT BLANK
Adopted	<input type="checkbox"/>	Adopted	<input type="checkbox"/>	AMENDMENTS to	Assembly
Lost	<input type="checkbox"/>	Lost	<input type="checkbox"/>		Joint
Date:		Date:		Bill No. 123	Resolution No.
Initial:		Initial:		BDR 34-84	
Concurred in	<input type="checkbox"/>	Concurred in	<input type="checkbox"/>	Proposed by	Committee on Education
Not concurred in	<input type="checkbox"/>	Not concurred in	<input type="checkbox"/>		
Date:		Date:			
Initial:		Initial:			

Amendment N^o 35



Amend section 3, page 1, line 9, by inserting "or adopt" after "Develop".

Amend section 3, page 1, line 11, by inserting "or adopt" after "Develop".