

Committee in Session at 3:18 pm on Wednesday, May 16, 1979.

Senator Keith Ashworth in the Chair.

PRESENT: Chairman Keith Ashworth  
Vice-Chairman Joe Neal  
Senator Clifton Young  
Senator Rick Blakemore  
Senator Wilbur Faiss  
Senator Jim Kosinski

Chairman Ashworth opened the meeting for the consideration of A.B. 519. He stated a Conflict Notice has been received on the bill and Amendment No. 1184 (Exhibit "A") resolves the problem. He stated that amendment No. 1057 (Exhibit "B") replaces Amendment No. 1035; there is an additional Amendment No. 1163 (Exhibit "C"). He stated that the amendments address the issue of probationary period discussed during hearings on the bill; also, resolves the conflict, and a technical amendment regarding the hearing officer that was removed by the Assembly.

A.B. 519 (Exhibit "D")

Senator Young moved to "Amend" with Amendment Nos. 1184, 1057 and 1163 and "Do Pass" A.B. 519.

Seconded by Senator Blakemore:

Motion carried.

Yeas -- 4

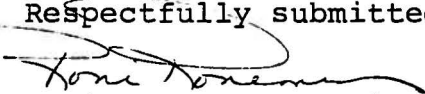
Nays -- Senators Neal and Kosinski

Senator Faiss stated that he would vote to move the bill from committee but would abstain from voting on the floor.

There being no further business, Chairman Ashworth adjourned the meeting at 3:22 am.

Respectfully submitted,

Approved:

  
Roni Ronemus, Committee Secretary

\_\_\_\_\_  
Senator Keith Ashworth, Chairman

1979 REGULAR SESSION (60TH)

ASSEMBLY ACTION	SENATE ACTION	Senate	AMENDMENT BLANK
Adopted <input type="checkbox"/>	Adopted <input type="checkbox"/>	AMENDMENTS to	Assembly
Lost <input type="checkbox"/>	Lost <input type="checkbox"/>	Bill No. 519	<del>Joint</del> <del>Resolution No.</del>
Date:	Date:	BDR 34-1209	
Initial:	Initial:	Proposed by	Committee on Human Resources
Concurred in <input type="checkbox"/>	Concurred in <input type="checkbox"/>		and Facilities
Not concurred in <input type="checkbox"/>	Not concurred in <input type="checkbox"/>		
Date:	Date:		
Initial:	Initial:		

Amendment N<sup>o</sup> 1184

Resolves conflict in section 1 with section 15 of S.B. No. 143. Consistent with Amendments Nos. 1057 and 1163

Amend section 1, page 1, by deleting lines 2 through 13 and inserting:

"391.311 [The following terms, whenever used or referred to in NRS 391.312 to 391.3196, inclusive, and section 14 of this act, have the following meaning] as used in NRS 391.3115 to 391.3197, inclusive, and section 14 of Senate Bill No. 143 of the 60th session of the Nevada legislature, unless a different meaning clearly appears in the context:

1. "Administrator" means any [certificated employee the majority of whose working time is devoted to service as a superintendent, supervisor, principal or vice principal in a school district.] employee who holds a certificate as an administrator and who is employed in that capacity by a school district.

2. "Board" means the board of trustees of the school district in which a teacher affected by NRS 391.311 to [391.3196,] 391.3197, inclusive, and section 14 of [this act,] Senate Bill No. 143 of the 60th session of the Nevada legislature, is employed."

E & E  
LCB File  
Journal  
Engrossment  
Bill

Date 5-16-79 Drafted by RB:sl

Amendment No. 1184 to Assembly Bill No. 519 (BDR 34-1209) Page 2

---

Amend the bill as a whole by inserting a new section designated section 19, following section 18, to read as follows:

"Sec. 19. Section 1 of this act shall become effective at 12:01 a.m. on July 1, 1979."

1979 REGULAR SESSION (60TH)

ASSEMBLY ACTION		SENATE ACTION		Senate	AMENDMENT BLANK
Adopted	<input type="checkbox"/>	Adopted	<input type="checkbox"/>	AMENDMENTS to	Assembly
Lost	<input type="checkbox"/>	Lost	<input type="checkbox"/>		
Date:		Date:		Bill No.	519 <del>Joint Resolution No.</del>
Initial:		Initial:		BDR	34-1209
Concurred in	<input type="checkbox"/>	Concurred in	<input type="checkbox"/>	Proposed by	Committee on Human
Not concurred in	<input type="checkbox"/>	Not concurred in	<input type="checkbox"/>		Resources and Facilities
Date:		Date:			
Initial:		Initial:			

Amendment N<sup>o</sup> 1057

Replaces Amendment No. 1035.

Amend section 1, pages 1 and 2, by deleting lines 17 through 22 on page 1 and lines 1 through 3 on page 2 and inserting:

"4. ["Postprobationary teacher" means a teacher who has completed 3 consecutive probationary teacher contracts in a Nevada school district and is employed for a 4th consecutive year.

5. "Probationary Teacher" means a teacher in the first 3 consecutive contract years of employment in a school district, including any authorized leave of absence during that period.

6.] "Immorality" means an act forbidden by NRS 200.366, 200.368, 200.400, 200.508, 201.180, 201.210, 201.220, 201.230, 201.265 or 207.260.

5. "Postprobationary employee" means a person who has:

(a) Taught for 2 consecutive probationary contracts in a Nevada school district and is employed as a teacher for a third or subsequent year; or

o: E & E  
 LCB File  
 Journal ✓  
 Engrossment  
 Bill

Date 5-11-79 Drafted by DS:ml

1276

(b) Worked as an administrator for 2 consecutive probationary contracts in a Nevada school district and is employed as an administrator for a third or subsequent year.

6. "Probationary employee" means a person who is in the first 2 consecutive contract years of employment as a teacher or administrator."

Amend section 1, page 2, line 4, by deleting "[6.]".

Amend section 6, page 4, line 33, by deleting "2" and inserting "[2] 10 school".

Amend section 9, page 5, by deleting line 24 and inserting: "demote, dismiss or not reemploy a [certificated] postprobationary employee, or dismiss or demote a probationary employee, the superintendent-".

Amend section 15, page 7, line 34, by deleting "certificated" and inserting "[certificated] postprobationary".

Amend section 15, page 7, line 37, by deleting "certificated" and inserting "[certificated] postprobationary".

Amend section 16, page 8, line 20, by inserting an opening bracket between "1." and "Teachers".

Amend section 16, page 8, by deleting lines 25 through 27 and inserting:

1277

~~77~~

Amendment No. 1057 to Assembly Bill No. 519 (BDR 34-1209) Page 3

---

"2.] A probationary employee is employed on an annual basis and has no right to employment after either of his first 2 contract years.

2. If a probationary employee first began his employment after June 30, 1979, the board of trustees shall notify him in writing on or before April 1 of the school year whether he is to be reemployed for the next school year. The employee shall advise the school board in writing on or before April 10 of his acceptance of reemployment. Failure to advise the school board of acceptance of reemployment constitutes rejection of the contract.

3. If a probationary employee is notified that he will not be reemployed for the ensuing school year, his employment ends on the last day of the school year specified in his contract.

4. If a probationary employee who is an administrator is not reemployed in that capacity, he may accept a contract as a teacher for the ensuing school year in writing on or before April 10. If he fails to accept the contract as a teacher, he shall be deemed to have rejected the offer of a contract as a teacher.

5. Any [certificated] postprobationary employee [who has achieved postprobationary status in] of a Nevada school district

Amendment No. 1057 to Assembly Bill No. 519 (BDR 34-1209) Page 4

[and is contracted in a second or subsequent] who is employed by another school district shall [have] serve a probationary period [not to exceed] of not more than 2 full".

Amend section 16, page 8, by deleting line 29 and inserting:

"[3. Prior to]

6. Before dismissal , [or nonrenewal, the teacher] the probationary employee is entitled".

1979 REGULAR SESSION (60TH)

ASSEMBLY ACTION		SENATE ACTION		Senate	AMENDMENT BLANK
Adopted	<input type="checkbox"/>	Adopted	<input type="checkbox"/>	AMENDMENTS to	Assembly
Lost	<input type="checkbox"/>	Lost	<input type="checkbox"/>		<del>Joint</del>
Date:		Date:		Bill No. 519	<del>Resolution No.</del>
Initial:		Initial:		BDR 34-1209	
Concurred in	<input type="checkbox"/>	Concurred in	<input type="checkbox"/>	Proposed by	Committee on Human Resources
Not concurred in	<input type="checkbox"/>	Not concurred in	<input type="checkbox"/>		and Facilities
Date:		Date:			
Initial:		Initial:			

Amendment No 1163

Consistent with Amendment No. 1057.

Amend section 14, page 7, lines 27 and 28, by deleting "of the hearing officer".

: E & E  
LCB File  
Journal ✓  
Engrossment  
Bill

Date 5-15-79 Drafted by JW:smc 1280



(REPRINTED WITH ADOPTED AMENDMENTS)

FIRST REPRINT

A. B. 519

ASSEMBLY BILL NO. 519—COMMITTEE ON EDUCATION

MARCH 8, 1979

Referred to Committee on Education

SUMMARY—Revises procedure for demotion, suspension, dismissal of and refusal to reemploy certain personnel of public school system. (BDR 34-1209)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State or on Industrial Insurance: No.



EXPLANATION—Matter in *italics* is new; matter in brackets [ ] is material to be omitted.

AN ACT relating to certain personnel of the public school system; revising the procedure for their demotion, suspension, dismissal and a refusal to reemploy them; and providing other matters properly relating thereto.

*The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:*

- 1 SECTION 1. NRS 391.311 is hereby amended to read as follows:
- 2 391.311 [The following terms, whenever used or referred to in NRS
- 3 391.312 to 391.3196, inclusive, have the following meaning] *As used in*
- 4 *NRS 391.3115 to 391.3197, inclusive, unless a different meaning clearly*
- 5 *appears in the context:*
- 6 1. "Administrator" means any [certificated employee the majority
- 7 of whose working time is devoted to service as a superintendent, super-
- 8 visor, principal or vice principal in a school district.] *employee who*
- 9 *holds a certificate as an administrator and who is employed in that*
- 10 *capacity by a school district.*
- 11 2. "Board" means the board of trustees of the school district wherein
- 12 a teacher affected by NRS 391.311 to [391.3196,] 391.3197, inclusive,
- 13 is employed.
- 14 3. "Demotion" means demotion of an administrator [.] *to a position*
- 15 *of lesser rank, responsibility or pay and does not include transfer or*
- 16 *reassignment for purposes of an administrative reorganization.*
- 17 4. "Immorality" means an act forbidden by NRS 200.366, 200.368,
- 18 200.400, 200.508, 201.180, 201.210, 201.220, 201.230, 201.265 or
- 19 207.260.
- 20 5. "Postprobationary teacher" means a teacher who has completed 3
- 21 consecutive probationary teacher contracts in a Nevada school district
- 22 and is employed for a 4th consecutive year.

Original bill is 9 pages long.  
Contact the Research Library for  
a copy of the complete bill.