

MEMBERS PRESENT: Chairman Craddock
Vice Chairman Foley
Mr. Beyer
Mr. Coulter
Mrs. Hayes
Mr. Horn
Mr. Malone
Mr. Rackley
Mr. Vergiels

MEMBERS ABSENT: None

GUESTS PRESENT: Please see attached Guest List

Chairman Craddock called the meeting to order at 3:20 p.m. in Room 214, and opened the hearing on SB 315.

SB 315 RELAXES RESTRICTIONS ON SCHOOL DISTRICTS IN FINANCING OF AUTOMOBILE DRIVER EDUCATION PROGRAMS.

Chuck Neely, Clark County, said the prime reason for this bill was to delete on page 2, lines 3 through 6. Since the automotive industry is 'hurting', they are not providing vehicles as before. Deleting these lines will allow the district to purchase vehicles out of district funds.

Mr. Neely said his district has been charging a fee of \$35 and the State Department of Education was paying \$35 per student. The actual cost of their program, however, was \$79.11 per student and the district was paying the additional \$9.11. Now they want the option of charging students \$80 for the program, which was actually an amendment from the Senate side.

Chairman Craddock said that he had talked to several cab companies and freight line personnel and they felt this program was at least a symbolic vocational program for professional drivers. In that light, he hated to see such a lab fee charged per student.

Mr. Neely responded that the program is for all students and not just those in a vocational area. He said it also reduces insurance rates after completion of the program and may cover the cost of the program in the long run.

John Hawkins, Nevada School Boards Association, said he supports the bill and said that Washoe County does as well. He said the \$80 fee is a top limit and that whole amount may not be charged in some cases.

Mr. Neely said that in checking with some private concerns that teach driver education, it cost \$160 in one place and \$192 in another. He said this is a costly program because of the ratio of pupil to instructor.

Mr. Malone asked if there were any complaints when this was heard in the Senate. Mr. Neely replied there were none.

Chairman Craddock closed the hearing on SB 315 and opened the hearing on SB 445.

SB 445 EXEMPTS CERTAIN SCHOOL BUSES FROM STATE SAFETY STANDARDS
IF FEDERAL SAFETY STANDARDS ARE MET.

John Hawkins explained that when outlying area schools charter a bus for a trip, they may request one from Reno, have to pay for the "deadhead" run from Reno, pay for the trip to Las Vegas and back and pay for the bus to return to Reno. If they could purchase older charter buses instead, they could save a lot of money. These buses, however, meet federal safety standards but not state standards in some cases. They are also much more comfortable for these long trips.

Mr. Beyer asked if there was a problem with non-professional drivers driving on field trips. Mr. Hawkins responded that they do give the drivers some training before allowing them to drive the trip buses and they must possess at least a chauffeur's license.

Wendell Newman, State Department of Education, said the Board has no official stand on the bill, however, they were concerned with a couple of phrases as it is drafted now.

He said on page 1, line 22, he would like to delete "safety standards" and insert "specifications." On Page 2, line 1, he questioned the use of the word "primary." On Page 2, line 2, he felt the limitations of miles should be deleted. On Page 2, line 2, the word "specification" again. On page 2, line 19, it should be 392.400, not 410. He said it appears three other sections need changes as well: 482.013, 483.160, and 484.148. "Activity bus" also needs to be defined so that the passage of this bill would not violate any federal mandates.

Senator Blakemore said that technically our schools cannot buy a used Greyhound or Trailways bus and the outlying schools must often travel a great distance to events. He would like to see them do this in a cheaper manner and in more comfort. He said the band in Ely has traveled all the way to Canada, and in a traditional yellow school bus, this is very uncomfortable.

Chairman Craddock appointed a subcommittee of Senator Blakemore, Mr. Newman and Mr. Beyer to work out an amendment.

The Chairman then closed the hearing on SB 445 and opened it on SB 611.

SB 611 PERMITS PUPILS WHO RESIDE ON INDIAN RESERVATIONS WHICH ARE
IN MORE THAN ONE COUNTY TO ATTEND CLOSEST SCHOOLS.

Ellen Willie, wife of the Tribal Chairman of the Walker River Indian Reservation, Elvin Willie, introduced several others in the audience with her: Robert R. Johnson, Schurz Parent; Louise Uttinger, Legal Counsel with Nevada Indian Legal Services; Gladys Johnson, Schurz Parent; Darlene Williams, Schurz Parent; and Anne Louise Willie, from the Community Action Program. Then Mrs. Willie read a statement from her husband who was in Washington, D.C., which is attached as EXHIBIT A.

Ellen Willie then said that she would like to speak for the students. They want to have quality education of their choice. She said they are not against Mineral County, as some students still attend there, but the majority of the students prefer Lyon County and receive more compatible education there. She said since the students have switched over to Lyon County, many more are graduating and going on to further education.

Chairman Craddock asked about crowded conditions and transportation. Mrs. Willie replied that there seems to be plenty of room for her students and the parents are currently paying the transportation costs.

Mr. Beyer questioned her statement about attending the "school of their choice" but the bill says "closest school." He asked if this was a conflict.

Ms. Uttinger responded that the complete language of the bill makes this clear. It was intended that students would have the choice of attending the school of residence or the closest school.

Mr. Beyer then asked about page 1, line 12, "shall allow any pupil to attend" and if there might be a problem with capacity attendance at that school already.

Ms. Uttinger said there appears to be no problem as the amount of students is small and the schools seem to have plenty of room. She said she had no problem with them amending it to read "may" instead of "shall."

Committee discussion followed with the witnesses in how the money is transferred between districts and what other reservations might be involved.

Ms. Uttinger then read a letter from Edward C. Johnson from the National Congress of American Indians, attached as EXHIBIT B.

Robert Johnson, a parent of three children attending Yerington High School, said they view their children as their most precious responsibility and they desire that they develop into productive and contributing citizens. He said they realize through education, these things will come to pass.

Mr. Johnson then addressed the transportation routes to the school of residence and the hazardous conditions due to weather. One parent from the audience said the road is frequently closed due to wind and not just ice.

Wendell Newman said the State Board of Education was not taking an official position on the bill but was in support of the idea. He said the Department would be glad to help establish the agreement for transfer of funds between the two districts.

The Chairman closed the hearing on SB 611.

Committee Action

AB 526 REVISES AMOUNT OF SICK LEAVE WHICH EMPLOYEES OF SCHOOL DISTRICTS MAY ACCRUE.

Motion by Mr. Horn, seconded by Vice Chairman Foley, to INDEFINITELY POSTPONE AB 526. Motion carried unanimously of those present.

AB 563 REVISES PROCEDURE FOR RETENTION OF PUBLIC SCHOOL PUPILS IN SAME GRADE.

Motion by Mr. Malone, seconded by Mr. Rackley, to DO PASS AB 563. Motion carried unanimously of those present.

SB 611 PERMITS PUPILS WHO RESIDE ON INDIAN RESERVATIONS WHICH ARE IN MORE THAN ONE COUNTY TO ATTEND CLOSEST SCHOOLS.

Mr. Coulter made the motion to DO PASS SB 611, seconded by Mrs. Hayes. Motion carried unanimously of those present.

SB 445 EXEMPTS CERTAIN SCHOOL BUSES FROM STATE SAFETY STANDARDS IF FEDERAL SAFETY STANDARDS ARE MET.

Motion by Mr. Malone to AMEND SB 445 PER AMENDMENT WORKED OUT BY THE SUBCOMMITTEE AND DO PASS, seconded by Mrs. Hayes. Motion carried unanimously of those present.

SB 315 RELAXES RESTRICTIONS ON SCHOOL DISTRICTS IN FINANCING OF AUTOMOBILE DRIVER EDUCATION PROGRAMS.

Motion by Mrs. Hayes to DO PASS SB 315, seconded by Mr. Malone.

Chairman Craddock said that he was against the bill as it seemed counter-productive as relates to vocational education.

Motion carried with Chairman Craddock voting no.

The meeting was adjourned at 4:20 p.m.

Respectfully submitted,

Dorothy Mobley,
Committee Secretary

ASSEMBLY

AGENDA FOR COMMITTEE ON..... EDUCATION.....

Date WED, 5/20/81 Time 3:00 p.m. Room 214

Bills or Resolutions
to be considered

Subject

Counsel
requested*

- | Bills or Resolutions
to be considered | Subject | Counsel
requested* |
|--|---|-----------------------|
| SB 315 | Relaxes restrictions on school districts in financing of automobile driver education programs. | |
| SB 445 | Exempts certain school buses from state safety standards if federal safety standards are met. | |
| SB 611 | Permits pupils who reside on Indian reservations which are in more than one county to attend closest schools. | |

*Please do not ask for counsel unless necessary.

Please Print

***** PLEASE LEAVE COPIES OF PREPARED COMMENTS WITH THE COMMITTEE SECRETARY *****

YOUR NAME -- PLEASE PRINT	WHO YOU REPRESENT - PLEASE PRINT	I WISH TO SPEAK:	
		AGAINST BILL NO.	FOR BILL NO.
John Landhouse	Nevada St. Educ. Assoc.		
John Hawker	Nevada School Board Assoc.		SB 315 SB 445
Howard R. Jackson	SCHURZ PARENT COMMITTEE		SB 611
Marlene Williams	Schurz Parent		SB 611
Charles Johnson	" "		SB 611
Louise Uttinger	Legal Counsel-Nevada Indian Legal Service Walker River Ed. Committee		S.B. 611
ELLEN WILLIE	Students WALKER RIVER/BLVD WILLIE		S.B. 611
ANNE LOUISE WILLIE	Schurz WRPT		
LEWELL K. NEWMAN	DEPT. OF EDUCATION		S.B. 611, N.B. 445
JOICE HUGHEN	NEVADA PUBLIC EMPLOYEES		
CHUCK NEELY	CLARK COUNTY SCHOOL DIST.		SB 315 SB 315
MISS CUMBERSON	NV INDIAN S.S. ASS.		SB 611

* Please Print - Thank You

61ST SESSION NEVADA LEGISLATURE

EDUCATION COMMITTEE

ATTACHED TO MINUTES OF 5/20/81

ITEM AB 526 REVISES AMOUNT OF SICK LEAVE WHICH EMPLOYEES OF
SCHOOL DISTRICTS MAY ACCRUE.

MOTION: () DO PASS () AMEND () INDEFINITELY POSTPONE () RECONSIDER

Moved by Mr. Horn Seconded by Ms. Foley

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>
Beyer	<u>absent</u>	_____	_____	_____	_____	_____
Coulter	<u>xx</u>	_____	_____	_____	_____	_____
Foley	<u>xx</u>	_____	_____	_____	_____	_____
Hayes	<u>xx</u>	_____	_____	_____	_____	_____
Horn	<u>xx</u>	_____	_____	_____	_____	_____
Malone	<u>xx</u>	_____	_____	_____	_____	_____
Rackley	<u>xx</u>	_____	_____	_____	_____	_____
Vergiels	<u>xx</u>	_____	_____	_____	_____	_____
Craddock	<u>xx</u>	_____	_____	_____	_____	_____

TALLY: 8 0 _____

ORIGINAL MOTION: () Passed () Defeated () Withdrawn

AMENDMENT: () Passed () Defeated () Withdrawn

AMENDMENT: () Passed () Defeated () Withdrawn

61ST SESSION NEVADA LEGISLATURE

EDUCATION COMMITTEE

AT HED TO MINUTES OF 5/20/81

ITEM AB 563 REVISES PROCEDURE FOR RETENTION OF PUBLIC SCHOOL
 PUPILS IN SAME GRADE.

MOTION: DO PASS AMEND INDEFINITELY POSTPONE RECONSIDER

Moved by Mr. Malone Seconded by Mr. Rackley

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>
Beyer	absent	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Coulter	xx	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Foley	xx	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Hayes	xx	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Horn	xx	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Malone	xx	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Rackley	xx	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Vergiels	xx	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Craddock	xx	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TALLY:	8	0	<u> </u>	<u> </u>	<u> </u>	<u> </u>

ORIGINAL MOTION: Passed Defeated Withdrawn
AMENDMENT: Passed Defeated Withdrawn
AMENDMENT: Passed Defeated Withdrawn

61ST SESSION NEVADA LEGISLATURE

EDUCATION COMMITTEE

ATTACHED TO MINUTES OF 5/20/81

ITEM SB 611 PERMITS PUPILS WHO RESIDE ON INDIAN RESERVATIONS
WHICH ARE IN MORE THAN ONE COUNTY TO ATTEND CLOSEST
SCHOOL.

MOTION: () DO PASS () AMEND () INDEFINITELY POSTPONE () RECONSIDER

Moved by Mr. Coulter Seconded by Mr. Hayes

AMENDMENT: _____

Moved by _____ Seconded by _____

AMENDMENT: _____

Moved by _____ Seconded by _____

VOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
Beyer	absent	_____	_____	_____	_____	_____
Coulter	xx	_____	_____	_____	_____	_____
Foley	xx	_____	_____	_____	_____	_____
Hayes	xx	_____	_____	_____	_____	_____
Horn	xx	_____	_____	_____	_____	_____
Malone	xx	_____	_____	_____	_____	_____
Rackley	xx	_____	_____	_____	_____	_____
Vergiels	xx	_____	_____	_____	_____	_____
Craddock	xx	_____	_____	_____	_____	_____
TALLY:	<u>8</u>	<u>0</u>	_____	_____	_____	_____

ORIGINAL MOTION: () Passed () Defeated () Withdrawn
 AMENDMENT: () Passed () Defeated () Withdrawn
 AMENDMENT: () Passed () Defeated () Withdrawn

61ST SESSION NEVADA LEGISLATURE

EDUCATION COMMITTEE

ATTACHED TO MINUTES OF 5/20/81

ITEM SB 445 EXEMPTS CERTAIN SCHOOL BUSES FROM STATE SAFETY
STANDARDS IF FEDERAL SAFETY STANDARDS ARE MET.

MOTION: DO PASS AMEND INDEFINITELY POSTPONE RECONSIDER

Moved by Mr. Malone Seconded by Mrs. Hayes

AMENDMENT: _____

Moved by _____ Seconded by _____

AMENDMENT: _____

Moved by _____ Seconded by _____

VOTE:	MOTION		AMEND		AMEND	
	Yes	No	Yes	No	Yes	No
Beyer	absent	_____	_____	_____	_____	_____
Coulter	xx	_____	_____	_____	_____	_____
Foley	xx	_____	_____	_____	_____	_____
Hayes	xx	_____	_____	_____	_____	_____
Horn	xx	_____	_____	_____	_____	_____
Malone	xx	_____	_____	_____	_____	_____
Rackley	xx	_____	_____	_____	_____	_____
Vergiels	xx	_____	_____	_____	_____	_____
Craddock	xx	_____	_____	_____	_____	_____
TALLY:	<u>8</u>	<u>0</u>	_____	_____	_____	_____

ORIGINAL MOTION: Passed Defeated Withdrawn
 AMENDMENT: Passed Defeated Withdrawn
 AMENDMENT: Passed Defeated Withdrawn

61ST SESSION NEVADA LEGISLATURE

EDUCATION COMMITTEE

ATTACHED TO MINUTES OF 5/20/81

ITEM SB 315 RELAXES RESTRICTIONS ON SCHOOL DISTRICTS IN FINANCING
OF AUTOMOBILE DRIVER EDUCATION PROGRAMS.

MOTION: () DO PASS () AMEND () INDEFINITELY POSTPONE () RECONSIDER

Moved by Mrs. Hayes Seconded by Mr. Malone

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>
Beyer	<u>absent</u>	_____	_____	_____	_____	_____
Coulter	<u>xx</u>	_____	_____	_____	_____	_____
Foley	<u>xx</u>	_____	_____	_____	_____	_____
Hayes	<u>xx</u>	_____	_____	_____	_____	_____
Horn	<u>xx</u>	_____	_____	_____	_____	_____
Malone	<u>xx</u>	_____	_____	_____	_____	_____
Rackley	<u>xx</u>	_____	_____	_____	_____	_____
Vergiels	<u>xx</u>	_____	_____	_____	_____	_____
Craddock	_____	<u>xx</u>	_____	_____	_____	_____
TALLY:	<u>7</u>	<u>1</u>	_____	_____	_____	_____

ORIGINAL MOTION: () Passed () Defeated () Withdrawn

AMENDMENT: () Passed () Defeated () Withdrawn

AMENDMENT: () Passed () Defeated () Withdrawn

Honorable Chairman Craddock and Assembly Committee:

Thank you for allowing me to present testimony in favor of SB 611. All we are asking is that students from our reservation be allowed to attend the school of their choice. Let me go over the facts as I understand them. Under current Nevada law, students are supposed to attend the school in the county where they reside, unless an agreement is made between the school districts involved. The majority of Indian parents on our reservation would like their teenagers (numbering around 28 for the 1981 school year) to attend Yerington High in Lyon County. That school is 16 miles closer roundtrip than Mineral County High in Hawthorne; has a vocational agricultural program that appeals to parents and students; and we are able to combine our Indian education funds with that of the Yerington Tribe. In addition, the Yerington Tribe has established an outstanding Indian education program within the school district that our students can benefit from. There are many indications that Mineral County wants the Schurz students to attend its high school from now on. The Army base in Hawthorne is going to a civilian contract, meaning a decrease of school population and revenues. Impact Aid money to the district will mean approximately \$1,000/student and state aid will amount to approximately \$1,400/student. This money is currently going to the Lyon School District. Mineral County, not Lyon County, however, under the Reagan Administration's impact aid proposal will qualify for federal monies next year.

Under Nevada Revised Statutes 392.010, students must attend school in their own school districts absent an agreement between adjacent school districts. In recent years, Indian students have been attending Yerington High without such an agreement. The last agreement between the school districts in anyone's memory was for the 76-77 school year. Mineral County pays no tuition for Indian students nor do they provide school transportation to Lyon County. The parents pay out of their own pockets.

We are seeking an exemption based on the principle that federal impact aid money will cover any cost per pupil differential that would require tuition to be paid by the county of residence. Impact aid may also cover transportation costs.

Elvin Willie, Jr.
Tribal Chairman
Walker River Paiute Tribe



**NATIONAL
CONGRESS
OF
AMERICAN
INDIANS.**

EXHIBIT B

202 E STREET, N.E., WASHINGTON, D.C. 20002 (202) 546-1168

May 1, 1981

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Luiseno-Diegueno

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Rosebud Sioux

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Sammy Tonskei White
Kiowa

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E.W. (Bill) Morigeau
Salish-Kootenai

JUNEAU AREA

Ralph Eiuska
Aleut

MINNEAPOLIS AREA

Loretta V. Metoxen
Ojibwa

MUSKOGEE AREA

Harry F. Gilmore
Ojibwa

NORTHEASTERN AREA

Elmer John
Seneca

PHOENIX AREA

Edward C. Johnson
Walker River Paiute

PORTLAND AREA

Russell Jim
Yakima

SACRAMENTO AREA

Robert J. Salgado
Luiseno

SOUTHEASTERN AREA

Eddie Tullis
Poarch Band of Creeks

Assemblyman Craddock
Chairman
Education Committee
Nevada State Assembly
Carson City, Nevada

Dear Chairman Craddock:

I request that you and the other members of the Nevada State Assembly enact SB611 into law.

I will not repeat the drop out rate statistics of American Indian children in the public school systems, but they are high.

The proposed amendment to NRS 392.010 will keep American Indian children in school. It is a matter of choice, compatible education and distance.

American Indian children and their parents when their reservation extends into several counties should have a choice where they should go to school.

The two reservations affected by the amendment were created in 1859, two years before Nevada became a territory and five years before Nevada became a state. These are Walker River and Pyramid Lake.

As the Phoenix Area Vice President representing the American Indian people of Nevada, Utah and Arizona on the executive committee of the largest and oldest National Indian organization, the National Congress of American Indians, I urge you and the other assemblyman to pass SB 611.

Sincerely,
Edward C. Johnson

Edward C. Johnson
Phoenix Area
Vice President
320 Clear Creek Ave.
Carson City, Nevada
89701

cc: legislators

ASSEMBLY

AGENDA FOR COMMITTEE ON..... EDUCATION.....

Date THU, MAY 28TH..... Time 3:00 p.m. Room 214.....

Bills or Resolutions
to be considered

Subject

Counsel
requested*

SB 702 REQUIRES BOARDS OF SCHOOL TRUSTEES TO FIX TERMS
OF OFFICERS.

THE COMMITTEE HAS SUSPENDED RULE 92 FOR THE REMAINDER OF
THIS SESSION.

*Please do not ask for counsel unless necessary.

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