ASSEMBLY BILL NO. 122–COMMITTEE ON WAYS AND MEANS

FEBRUARY 13, 2003
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Referred to Committee on Ways and Means

SUMMARY—Revises provisions governing calculation of basic support for school districts with declining enrollment. (BDR 34-963)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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AN ACT relating to education; revising provisions governing the calculation of basic support for school districts with declining enrollment; 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 387.1233 is hereby amended to read as
2 follows:
3   387.1233 1. Except as otherwise provided in subsection 2,
4 basic support of each school district must be computed by:
5   (a) Multiplying the basic support guarantee per pupil established
6 for that school district for that school year by the sum of:
7   (1) Six-tenths the count of pupils enrolled in the kindergarten
8 department on the last day of the first school month of the school
9 district for the school year, including, without limitation, the count
10 of pupils who reside in the county and are enrolled in any charter
11 school on the last day of the first school month of the school district
12 for the school year.
13   (2) The count of pupils enrolled in grades 1 to 12, inclusive,
14 on the last day of the first school month of the school district for the
15 school year, including, without limitation, the count of pupils who
16 reside in the county and are enrolled in any charter school on the last

1 day of the first school month of the school district for the school
2 year.
3   (3) The count of pupils not included under subparagraph (1)
4 or (2) who are enrolled full time in a program of distance education
5 provided by that school district or a charter school located within
6 that school district on the last day of the first school month of the
7 school district for the school year.
8   (4) The count of pupils who reside in the county and are
9 enrolled:
10   (I) In a public school of the school district and are
11 concurrently enrolled part time in a program of distance education
12 provided by another school district or a charter school on the last
13 day of the first school month of the school district for the school
14 year, expressed as a percentage of the total time services are
15 provided to those pupils per school day in proportion to the total
16 time services are provided during a school day to pupils who are
17 counted pursuant to subparagraph (2).
18   (II) In a charter school and are concurrently enrolled part
19 time in a program of distance education provided by a school district
20 or another charter school on the last day of the first school month of
21 the school district for the school year, expressed as a percentage of
22 the total time services are provided to those pupils per school day in
23 proportion to the total time services are provided during a school
24 day to pupils who are counted pursuant to subparagraph (2).
25   (5) The count of pupils not included under subparagraph (1),
26 (2), (3) or (4), who are receiving special education pursuant to the
27 provisions of NRS 388.440 to 388.520, inclusive, on the last day of
28 the first school month of the school district for the school year,
29 excluding the count of pupils who have not attained the age of 5
30 years and who are receiving special education pursuant to
31 subsection 1 of NRS 388.490 on that day.
32   (6) Six-tenths the count of pupils who have not attained the
33 age of 5 years and who are receiving special education pursuant to
34 subsection 1 of NRS 388.490 on the last day of the first school
35 month of the school district for the school year.
36   (7) The count of children detained in detention homes,
37 alternative programs and juvenile forestry camps receiving
38 instruction pursuant to the provisions of NRS 388.550, 388.560 and
39 388.570 on the last day of the first school month of the school
40 district for the school year.
41   (8) The count of pupils who are enrolled in classes for at
42 least one semester pursuant to subsection 4 of NRS 386.560,
43 subsection 4 of NRS 386.580 or subsection 3 of NRS 392.070,
44 expressed as a percentage of the total time services are provided to
45 those pupils per school day in proportion to the total time services

1 are provided during a school day to pupils who are counted pursuant
2 to subparagraph (2).
3   (b) Multiplying the number of special education program units
4 maintained and operated by the amount per program established for
5 that school year.
6   (c) Adding the amounts computed in paragraphs (a) and (b).
7   2. If the enrollment of pupils in a school district or a charter
8 school that is located within the school district on the last day of the
9 first school month of the school district for the school year is less
10 than the enrollment of pupils in the same school district or charter
11 school on the last day of the first school month of the school district
12 for **[either or both of]** the immediately preceding **[2 school years, the**
13 **largest]** *school year, the larger* number must be used **[from among**
14 **the 3 years]** for purposes of apportioning money from the State
15 Distributive School Account to that school district or charter school
16 pursuant to NRS 387.124.
17   3. Pupils who are excused from attendance at examinations or
18 have completed their work in accordance with the rules of the board
19 of trustees must be credited with attendance during that period.
20   4. Pupils who are incarcerated in a facility or institution
21 operated by the Department of Corrections must not be counted for
22 the purpose of computing basic support pursuant to this section. The
23 average daily attendance for such pupils must be reported to the
24 Department.
25   5. Pupils who are enrolled in courses which are approved by
26 the Department as meeting the requirements for an adult to earn a
27 high school diploma must not be counted for the purpose of
28 computing basic support pursuant to this section.
29   **Sec. 2.** This act becomes effective on July 1, 2003.

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