
ASSEMBLY BILL NO. 227—ASSEMBLYWOMAN LESLIE

MARCH 4, 2003

Referred to Concurrent Committees on Education
and Ways and Means

SUMMARY—Requires increased salaries for certain school
psychologists. (BDR 34-719)

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

CONTAINS UNFUNDED MANDATE (§§ 2, 4)
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to schools; requiring boards of trustees of school
districts to pay increased salaries to certain school
psychologists who hold national certification recognized
by the Commission on Professional Standards in
Education; requiring related information to be included in
the annual budget report of each school district; 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 387.303 is hereby amended to read as follows:
2 387.303 1. Not later than November 10 of each year, the
3 board of trustees of each school district shall submit to the
4 Superintendent of Public Instruction and the Department of
5 Taxation a report which includes the following information:
6 (a) For each fund within the school district, including, without
7 limitation, the school district's general fund and any special revenue
8 fund which receives state money, the total number and salaries of
9 licensed and nonlicensed persons whose salaries are paid from the
10 fund and who are employed by the school district in full-time
11 positions or in part-time positions added together to represent full-
12 time positions. Information must be provided for the current school



1 year based upon the school district's final budget, including any
2 amendments and augmentations thereto, and for the preceding
3 school year. An employee must be categorized as filling an
4 instructional, administrative, instructional support or other position.

5 (b) The count of pupils computed pursuant to paragraph (a) of
6 subsection 1 of NRS 387.1233.

7 (c) The school district's actual expenditures in the fiscal year
8 immediately preceding the report.

9 (d) The school district's proposed expenditures for the current
10 fiscal year.

11 (e) The schedule of salaries for licensed employees in the
12 current school year and a statement of whether the negotiations
13 regarding salaries for the current school year have been completed.
14 If the negotiations have not been completed at the time the schedule
15 of salaries is submitted, the board of trustees shall submit a
16 supplemental report to the Superintendent of Public Instruction upon
17 completion of negotiations or the determination of an arbitrator
18 concerning the negotiations that includes the schedule of salaries
19 agreed to or required by the arbitrator.

20 (f) The number of teachers who received an increase in salary
21 pursuant to subsection 2 *or* 3 of NRS 391.160 for the current and
22 preceding fiscal years. If the board of trustees is required to pay an
23 increase in salary retroactively pursuant to subsection 2 of NRS
24 391.160, the board of trustees shall submit a supplemental report to
25 the Superintendent of Public Instruction not later than February 15
26 of the year in which the retroactive payment was made that includes
27 the number of teachers to whom an increase in salary was paid
28 retroactively.

29 (g) The number of employees eligible for health insurance
30 within the school district for the current and preceding fiscal years
31 and the amount paid for health insurance for each such employee
32 during those years.

33 (h) The rates for fringe benefits, excluding health insurance,
34 paid by the school district for its licensed employees in the
35 preceding and current fiscal years.

36 (i) The amount paid for extra duties, supervision of
37 extracurricular activities and supplemental pay and the number of
38 employees receiving that pay in the preceding and current fiscal
39 years.

40 (j) The expenditures from the account created pursuant to
41 subsection 3 of NRS 179.1187. The report must indicate the total
42 amount received by the district in the preceding fiscal year, and the
43 specific amount spent on books and computer hardware and
44 software for each grade level in the district.



1 2. On or before November 25 of each year, the Superintendent
2 of Public Instruction shall submit to the Department of
3 Administration and the Fiscal Analysis Division of the Legislative
4 Counsel Bureau, in a format approved by the Director of the
5 Department of Administration, a compilation of the reports made by
6 each school district pursuant to subsection 1.

7 3. The Superintendent of Public Instruction shall, in the
8 compilation required by subsection 2, reconcile the revenues and
9 expenditures of the school districts with the apportionment received
10 by those districts from the State Distributive School Account for the
11 preceding year.

12 **Sec. 2.** NRS 391.160 is hereby amended to read as follows:

13 391.160 1. The salaries of teachers and other employees must
14 be determined by the character of the service required. A school
15 district shall not discriminate between male and female employees
16 in the matter of salary.

17 2. Each year when determining the salary of a teacher who
18 holds certification issued by the National Board for Professional
19 Teaching Standards, a school district shall add 5 percent to the
20 salary that the teacher would otherwise receive in 1 year for his
21 classification on the schedule of salaries for the school district if:

22 (a) On or before January 31 of the school year, the teacher has
23 submitted evidence satisfactory to the school district of his current
24 certification; and

25 (b) The teacher is assigned by the school district to provide
26 classroom instruction during that school year.

27 No increase in salary may be given *pursuant to this subsection*
28 during a particular school year to a teacher who submits evidence of
29 certification after January 31 of that school year. For the first school
30 year that a teacher submits evidence of his current certification, the
31 board of trustees of the school district to whom the evidence was
32 submitted shall pay the increase in salary required by this subsection
33 retroactively to the beginning of that school year. Once a teacher has
34 submitted evidence of such certification to the school district, the
35 school district shall retain the evidence in its records, as applicable,
36 for future school years. An increase in salary given in accordance
37 with this subsection is in addition to any other increase to which the
38 teacher may otherwise be entitled.

39 3. *Each year when determining the salary of a person who is*
40 *employed by a school district as a school psychologist and who*
41 *holds national certification identified by the Commission pursuant*
42 *to subsection 7, the school district shall add 5 percent to the salary*
43 *that the employee would otherwise receive in 1 year for his*
44 *classification on the schedule of salaries of the school district if:*



- 1 *(a) On or before September 15 of the school year, the employee*
- 2 *has submitted evidence satisfactory to the school district of his*
- 3 *current national certification;*
- 4 *(b) The employee is assigned by the school district to serve as a*
- 5 *school psychologist during that school year; and*
- 6 *(c) The employee is classified on the schedule of salaries of the*
- 7 *school district for teachers and is not classified on the schedule of*
- 8 *salaries of the school district for administrators.*
- 9 *No increase in salary may be given pursuant to this subsection*
- 10 *during a particular school year to an employee who submits*
- 11 *evidence of certification after September 15 of that school year.*
- 12 *Once an employee has submitted evidence of such certification to*
- 13 *the school district, the school district shall retain the evidence in*
- 14 *its records, as applicable, for future school years. An increase in*
- 15 *salary given in accordance with this subsection is in addition to*
- 16 *any other increase to which the employee may otherwise be*
- 17 *entitled.*

18 **4.** In determining the salary of a licensed teacher who is
19 employed by a school district after the teacher has been employed
20 by another school district in this state, the present employer shall,
21 except as otherwise provided in subsection ~~6:~~ 8:

22 (a) Give the teacher the same credit for previous teaching
23 service as he was receiving from his former employer at the end of
24 his former employment;

25 (b) Give the teacher credit for his final year of service with his
26 former employer, if credit for that service is not included in credit
27 given pursuant to paragraph (a); and

28 (c) Place the teacher on the schedule of salaries of the school
29 district in a classification that is commensurate with the level of
30 education acquired by the teacher, as set forth in the applicable
31 negotiated agreement with the present employer.

32 ~~4:~~ **5.** A school district may give the credit required by
33 subsection ~~3:~~ 4 for previous teaching service earned in another state
34 if the Commission has approved the standards for licensing teachers
35 of that state. The Commission shall adopt regulations that establish
36 the criteria by which the Commission will consider the standards for
37 licensing teachers of other states for the purposes of this subsection.
38 The criteria may include, without limitation, whether the
39 Commission has authorized reciprocal licensure of educational
40 personnel from the state under consideration.

41 ~~5:~~ **6.** In determining the salary of a licensed administrator,
42 other than the superintendent of schools, who is employed by a
43 school district after the administrator has been employed by another
44 school district in this state, the present employer shall, except as
45 otherwise provided in subsection ~~6:~~ 8:



1 (a) Give the administrator the same credit for previous
2 administrative service as he was receiving from his former
3 employer, at the end of his former employment;

4 (b) Give the administrator credit for his final year of service
5 with his former employer, if credit for that service is not otherwise
6 included in the credit given pursuant to paragraph (a); and

7 (c) Place the administrator on the schedule of salaries of the
8 school district in a classification that is comparable to the
9 classification the administrator had attained on the schedule of
10 salaries of his former employer.

11 ~~[6.]~~ **7.** *The Commission shall adopt regulations which set
12 forth the requisite national certification for the school
13 psychologists described in subsection 3 to qualify such employees
14 to receive an increase in salary pursuant to that subsection.*

15 **8.** This section does not:

16 (a) Require a school district to allow a teacher or administrator
17 more credit for previous teaching or administrative service than the
18 maximum credit for teaching or administrative experience provided
19 for in the schedule of salaries established by it for its licensed
20 personnel.

21 (b) Permit a school district to deny a teacher or administrator
22 credit for his previous teaching or administrative service on the
23 ground that the service differs in kind from the teaching or
24 administrative experience for which credit is otherwise given by the
25 school district.

26 ~~[7.]~~ **9.** As used in this section:

27 (a) "Previous administrative service" means the total of:

28 (1) Any period of administrative service for which an
29 administrator received credit from his former employer at the
30 beginning of his former employment; and

31 (2) His period of administrative service in his former
32 employment.

33 (b) "Previous teaching service" means the total of:

34 (1) Any period of teaching service for which a teacher
35 received credit from his former employer at the beginning of his
36 former employment; and

37 (2) His period of teaching service in his former employment.

38 **Sec. 3.** On or before October 1, 2003, the Commission on
39 Professional Standards in Education shall adopt regulations in
40 accordance with subsection 7 of section 2 of this act.

41 **Sec. 4.** 1. Notwithstanding the provisions of section 2 of this
42 act:

43 (a) A school psychologist who desires to receive an increase in
44 salary for the 2003-2004 school year pursuant to subsection 3 of that



1 section may submit evidence of his national certification not later
2 than November 1, 2003.

3 (b) If a school psychologist:

4 (1) Submits evidence of his national certification on or
5 before November 1, 2003; and

6 (2) Satisfies the requirements of paragraphs (b) and (c) of
7 subsection 3 of section 2 of this act,

8 the board of trustees of the school district that employs the school
9 psychologist shall pay to the school psychologist the increase in
10 salary required by subsection 3 of section 2 of this act retroactively
11 to the beginning of the 2003-2004 school year.

12 2. As used in this section, "national certification" means the
13 certification approved by the Commission on Professional Standards
14 in Education pursuant to subsection 7 of section 2 of this act.

15 **Sec. 5.** The provisions of subsection 1 of NRS 354.599 do not
16 apply to any additional expenses of a local government that are
17 related to the provisions of this act.

18 **Sec. 6.** This act becomes effective on July 1, 2003.

