

SENATE BILL NO. 202—SENATORS RAGGIO, COFFIN, SCHNEIDER,
CEGAVSKE, TOWNSEND, AMODEI, BEERS, CARE, HARDY,
HECK, LEE, MCGINNESS, NOLAN, RHOADS, TIFFANY,
TITUS, WASHINGTON AND WIENER

MARCH 21, 2005

JOINT SPONSORS: ASSEMBLYMEN GANSERT, ALLEN, CHRISTENSEN,
HOLCOMB, SHERER, ATKINSON, CONKLIN, HARDY,
HETTRICK, KOIVISTO, MORTENSON, PARKS, PERKINS,
SEALE AND SMITH

Referred to Committee on Human Resources and Education

SUMMARY—Revises manner in which school districts schedule
contingent school days. (BDR 34-1111)

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

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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 education; revising the manner in which school
districts schedule contingent school days; and providing
other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires a school district to provide a minimum of 180 school days
2 in each school year for public schools. Each school district is also required to
3 schedule at least 3 contingent school days to be used if a natural disaster, inclement
4 weather or an accident necessitates the closing of a majority of the facilities within
5 the school district. (NRS 388.090)
6 This bill provides a school district with various methods for scheduling the
7 contingent school days. The school district may schedule the 3 contingent school
8 days as full school days, an equivalent number of minutes of instruction added to
9 any school day or any combination of school days and minutes of instruction as
10 long as the total minutes of instruction equal at least 3 school days. If minutes of
11 instruction are added to a school day, at least 30 minutes must be added to the
12 school day.



THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 388.090 is hereby amended to read as follows:
2 388.090 1. Except as otherwise provided in this section,
3 boards of trustees of school districts shall schedule and provide a
4 minimum of 180 days of free school in the districts under their
5 charge.
6 2. Except for an alternative schedule described in subsection 3,
7 the Superintendent of Public Instruction may, upon application by
8 the board of trustees of a school district, authorize the school district
9 to provide a program of instruction based on an alternative schedule
10 if the number of minutes of instruction to be provided is equal to or
11 greater than the number of minutes of instruction that would be
12 provided in a program of instruction consisting of 180 school days.
13 The Superintendent of Public Instruction shall notify the board of
14 trustees of the school district of the approval or denial of the
15 application not later than 30 days after the Superintendent of Public
16 Instruction receives the application. An alternative schedule
17 proposed pursuant to this subsection must be developed in
18 accordance with chapter 288 of NRS. If a school district is located
19 in a county whose population is 100,000 or more, the school district
20 may not submit an application pursuant to this subsection unless the
21 proposed alternative schedule of the school district will apply only
22 to a rural portion or a remote portion of the county in which the
23 school district is located, as defined by the State Board pursuant to
24 subsection 8.
25 3. The Superintendent of Public Instruction may, upon
26 application by the board of trustees of a school district, authorize a
27 reduction of not more than 15 school days in that particular district
28 to establish or maintain an alternative schedule consisting of a
29 12-month school program if the board of trustees demonstrates that
30 the proposed alternative schedule for the program provides for a
31 number of minutes of instruction that is equal to or greater than that
32 which would be provided under a program consisting of 180 school
33 days. Before authorizing a reduction in the number of required
34 school days pursuant to this subsection, the Superintendent of Public
35 Instruction must find that the proposed alternative schedule will be
36 used to alleviate problems associated with a growth in enrollment or
37 overcrowding.
38 4. The Superintendent of Public Instruction may, upon
39 application by a board of trustees, authorize the addition of minutes
40 of instruction to any scheduled day of free school if days of free
41 school are lost because of any interscholastic activity. Not more than
42 5 days of free school so lost may be rescheduled in this manner. The



1 provisions of this subsection do not apply to an alternative schedule
2 approved pursuant to subsection 2.

3 5. The number of minutes of instruction required for a
4 particular group of pupils in a program of instruction based on an
5 alternative schedule approved pursuant to this section must be
6 determined by multiplying the appropriate minimum daily period of
7 instruction established by the State Board by regulation for that
8 particular group of pupils by 180.

9 6. Each school district shall schedule at least 3 contingent days
10 of school, or its equivalent if the school district operates under an
11 alternative schedule authorized pursuant to this section, in addition to
12 the number of days required by this section, which must be used
13 if a natural disaster, inclement weather or an accident necessitates
14 the closing of a majority of the facilities within the district. *The 3*
15 *contingent days of school, or its equivalent, may be scheduled as:*

16 (a) *Full days of school;*

17 (b) *An equivalent number of minutes of instruction added to*
18 *any scheduled day of instruction, except that the minutes added*
19 *must not be less than 30 minutes per school day; or*

20 (c) *Any combination thereof.*

21 7. If more than 3 days of free school ~~[, or its]~~ *or minutes of*
22 *instruction equaling 3 days of free school, or the* equivalent if the
23 school district operates under an alternative schedule authorized
24 pursuant to this section, are lost because a natural disaster,
25 inclement weather or an accident necessitates the closing of a
26 majority of the facilities within a school district, the Superintendent
27 of Public Instruction, upon application by the school district, may
28 permit the additional days *or equivalent minutes of instruction* lost
29 to be counted as school days in session. The application must be
30 submitted in the manner prescribed by the Superintendent of Public
31 Instruction.

32 8. The State Board shall adopt regulations:

33 (a) Providing procedures for changing schedules of instruction
34 to be used if a natural disaster, inclement weather or an accident
35 necessitates the closing of a particular school within a school
36 district.

37 (b) Defining a rural portion of a county and a remote portion of
38 a county for the purposes of subsection 2.

39 **Sec. 2.** This act becomes effective upon passage and approval.



