
SENATE BILL NO. 406—COMMITTEE ON
HUMAN RESOURCES AND EDUCATION

MARCH 29, 2005

Referred to Committee on Finance

SUMMARY—Requires State Board for Occupational Education to prescribe program of career and technical education. (BDR 34-1307)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Contains Appropriation not included in Executive Budget.

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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 provisions governing the annual reports of accountability prepared by the State Board of Education and the board of trustees of each school district; changing the name of “occupational education” to “career and technical education”; requiring the State Board for Occupational Education to prescribe a program of career and technical education; requiring each school district to establish and maintain a program of career and technical education in accordance with the program prescribed by the State Board; authorizing charter schools to establish and maintain a program of career and technical education in accordance with the program prescribed by the State Board; making an appropriation; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law establishes the requirements for occupational education in public
- 2 schools within the State. (NRS 388.330-388.400)
- 3 This bill redesignates occupational education as career and technical education.
- 4 This bill requires the State Board for Occupational Education to prescribe a
- 5 program of career and technical education for pupils enrolled in grades 9 through
- 6 12. This bill requires all school districts to establish and maintain a program of
- 7 career and technical education in accordance with the Board’s program. A charter
- 8 school is authorized, but not required, to establish and maintain such a program. A



9 school district may request a waiver from the requirement to establish and maintain
10 a program if the school district demonstrates circumstances in the school district
11 that prevent the district from establishing and maintaining the program.

12 A pupil who successfully completes a program of career and technical
13 education may be awarded a career and technical education advanced diploma. If a
14 pupil does not satisfy the requirements for a career and technical education
15 advanced diploma, but otherwise satisfies the requirements for graduation from
16 high school, the pupil must be awarded a standard high school diploma.

17 This bill appropriates \$12 million over the next 2 fiscal years to the Department
18 of Education for allocations to school districts and charter schools to provide a
19 program of career and technical education. The amount of an allocation to a school
20 district or charter school whose application is approved must be based on the
21 estimated number of pupils who will participate in the program for that fiscal year
22 and the financial need of the school district or charter school.

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

1 **Section 1.** NRS 385.3469 is hereby amended to read as
2 follows:

3 385.3469 1. The State Board shall prepare an annual report
4 of accountability that includes, without limitation:

5 (a) Information on the achievement of all pupils based upon the
6 results of the examinations administered pursuant to NRS 389.015
7 and 389.550, reported for each school district, including, without
8 limitation, each charter school in the district, and for this State as a
9 whole.

10 (b) Except as otherwise provided in subsection 2, pupil
11 achievement, reported separately by gender and reported separately
12 for the following subgroups of pupils:

13 (1) Pupils who are economically disadvantaged, as defined
14 by the State Board;

15 (2) Pupils from major racial and ethnic groups, as defined by
16 the State Board;

17 (3) Pupils with disabilities;

18 (4) Pupils who are limited English proficient; and

19 (5) Pupils who are migratory children, as defined by the State
20 Board.

21 (c) A comparison of the achievement of pupils in each subgroup
22 identified in paragraph (b) of subsection 1 of NRS 385.361 with the
23 annual measurable objectives of the State Board.

24 (d) The percentage of all pupils who were not tested, reported
25 for each school district, including, without limitation, each charter
26 school in the district, and for this State as a whole.

27 (e) Except as otherwise provided in subsection 2, the percentage
28 of pupils who were not tested, reported separately by gender and
29 reported separately for the subgroups identified in paragraph (b).



1 (f) The most recent 3-year trend in the achievement of pupils in
2 each subject area tested and each grade level tested pursuant to NRS
3 389.015 and 389.550, reported for each school district, including,
4 without limitation, each charter school in the district, and for this
5 State as a whole, which may include information regarding the trend
6 in the achievement of pupils for more than 3 years, if such
7 information is available.

8 (g) Information on whether each school district has made
9 adequate yearly progress, including, without limitation, the name of
10 each school district, if any, designated as demonstrating need for
11 improvement pursuant to NRS 385.377 and the number of
12 consecutive years that the school district has carried that
13 designation.

14 (h) Information on whether each public school, including,
15 without limitation, each charter school, has made adequate yearly
16 progress, including, without limitation, the name of each public
17 school, if any, designated as demonstrating need for improvement
18 pursuant to NRS 385.3623 and the number of consecutive years that
19 the school has carried that designation.

20 (i) Information on the results of pupils who participated in the
21 examinations of the National Assessment of Educational Progress
22 required pursuant to NRS 389.012.

23 (j) The ratio of pupils to teachers in kindergarten and at each
24 grade level for all elementary schools, reported for each school
25 district, including, without limitation, each charter school in the
26 district, and for this State as a whole, and the average class size for
27 each core academic subject, as set forth in NRS 389.018, for each
28 secondary school, reported for each school district and for this State
29 as a whole.

30 (k) For each school district, including, without limitation, each
31 charter school in the district, and for this State as a whole,
32 information on the professional qualifications of teachers employed
33 by the school districts and charter schools, including, without
34 limitation:

35 (1) The percentage of teachers who are:

36 (I) Providing instruction pursuant to NRS 391.125;

37 (II) Providing instruction pursuant to a waiver of the
38 requirements for licensure for the grade level or subject area in
39 which the teachers are employed; or

40 (III) Otherwise providing instruction without an
41 endorsement for the subject area in which the teachers are
42 employed;



1 (2) The percentage of classes in the core academic subjects,
2 as set forth in NRS 389.018, in this State that are not taught by
3 highly qualified teachers; and

4 (3) The percentage of classes in the core academic subjects,
5 as set forth in NRS 389.018, in this State that are not taught by
6 highly qualified teachers, in the aggregate and disaggregated by
7 high-poverty compared to low-poverty schools, which for the
8 purposes of this subparagraph, means schools in the top quartile of
9 poverty and the bottom quartile of poverty in this State.

10 (l) The total expenditure per pupil for each school district in this
11 State, including, without limitation, each charter school in the
12 district. If this State has a financial analysis program that is designed
13 to track educational expenditures and revenues to individual
14 schools, the State Board shall use that statewide program in
15 complying with this paragraph. If a statewide program is not
16 available, the State Board shall use the Department's own financial
17 analysis program in complying with this paragraph.

18 (m) The total statewide expenditure per pupil. If this State has a
19 financial analysis program that is designed to track educational
20 expenditures and revenues to individual schools, the State Board
21 shall use that statewide program in complying with this paragraph.
22 If a statewide program is not available, the State Board shall use the
23 Department's own financial analysis program in complying with
24 this paragraph.

25 (n) For all elementary schools, junior high schools and middle
26 schools, the rate of attendance, reported for each school district,
27 including, without limitation, each charter school in the district, and
28 for this State as a whole.

29 (o) The annual rate of pupils who drop out of school in grades 9
30 to 12, inclusive, reported for each school district, including, without
31 limitation, each charter school in the district, and for this State as a
32 whole, excluding pupils who:

33 (1) Provide proof to the school district of successful
34 completion of the examinations of general educational development.

35 (2) Are enrolled in courses that are approved by the
36 Department as meeting the requirements for an adult standard
37 diploma.

38 (3) Withdraw from school to attend another school.

39 (p) The attendance of teachers who provide instruction, reported
40 for each school district, including, without limitation, each charter
41 school in the district, and for this State as a whole.

42 (q) Incidents involving weapons or violence, reported for each
43 school district, including, without limitation, each charter school in
44 the district, and for this State as a whole.



1 (r) Incidents involving the use or possession of alcoholic
2 beverages or controlled substances, reported for each school district,
3 including, without limitation, each charter school in the district, and
4 for this State as a whole.

5 (s) The suspension and expulsion of pupils required or
6 authorized pursuant to NRS 392.466 and 392.467, reported for each
7 school district, including, without limitation, each charter school in
8 the district, and for this State as a whole.

9 (t) The number of pupils who are deemed habitual disciplinary
10 problems pursuant to NRS 392.4655, reported for each school
11 district, including, without limitation, each charter school in the
12 district, and for this State as a whole.

13 (u) The number of pupils in each grade who are retained in the
14 same grade pursuant to NRS 392.033 or 392.125, reported for each
15 school district, including, without limitation, each charter school in
16 the district, and for this State as a whole.

17 (v) The transiency rate of pupils, reported for each school
18 district, including, without limitation, each charter school in the
19 district, and for this State as a whole. For the purposes of this
20 paragraph, a pupil is not a transient if he is transferred to a different
21 school within the school district as a result of a change in the zone
22 of attendance by the board of trustees of the school district pursuant
23 to NRS 388.040.

24 (w) Each source of funding for this State to be used for the
25 system of public education.

26 (x) The amount and sources of money received by this State for
27 remedial education.

28 (y) The percentage of pupils who graduated from a high school
29 or charter school in the immediately preceding year and enrolled in
30 remedial courses in reading, writing or mathematics at a university
31 or community college within the University and Community
32 College System of Nevada, reported for each school district,
33 including, without limitation, each charter school in the district, and
34 for this State as a whole.

35 (z) The technological facilities and equipment available for
36 educational purposes, reported for each school district, including,
37 without limitation, each charter school in the district, and for this
38 State as a whole.

39 (aa) For each school district, including, without limitation, each
40 charter school in the district, and for this State as a whole, the
41 number and percentage of pupils who received:

42 (1) A standard high school diploma.

43 (2) *A career and technical education advanced diploma.*

44 (3) An adjusted diploma.

45 ~~(3)~~ (4) A certificate of attendance.



1 (bb) The number and percentage of pupils who did not receive a
2 high school diploma because the pupils failed to pass the high
3 school proficiency examination, reported for each school district,
4 including, without limitation, each charter school in the district, and
5 for this State as a whole.

6 (cc) The number of habitual truants who are reported to a school
7 police officer or local law enforcement agency pursuant to
8 paragraph (a) of subsection 2 of NRS 392.144 and the number of
9 habitual truants who are referred to an advisory board to review
10 school attendance pursuant to paragraph (b) of subsection 2 of NRS
11 392.144, reported for each school district, including, without
12 limitation, each charter school in the district, and for this State as a
13 whole.

14 (dd) Information on the paraprofessionals employed at public
15 schools in this State, including, without limitation, the charter
16 schools in this State. The information must include:

17 (1) The number of paraprofessionals employed, reported for
18 each school district, including, without limitation, each charter
19 school in the district, and for this State as a whole; and

20 (2) For each school district, including, without limitation,
21 each charter school in the district, and for this State as a whole, the
22 number and percentage of all paraprofessionals who do not satisfy
23 the qualifications set forth in 20 U.S.C. § 6319(c). The reporting
24 requirements of this subparagraph apply to paraprofessionals who
25 are employed in programs supported with Title I money and to
26 paraprofessionals who are not employed in programs supported with
27 Title I money.

28 (ee) An identification of appropriations made by the Legislature
29 to improve the academic achievement of pupils and programs
30 approved by the Legislature to improve the academic achievement
31 of pupils.

32 2. A separate reporting for a subgroup of pupils must not be
33 made pursuant to this section if the number of pupils in that
34 subgroup is insufficient to yield statistically reliable information or
35 the results would reveal personally identifiable information about an
36 individual pupil. The State Board shall prescribe a mechanism for
37 determining the minimum number of pupils that must be in a
38 subgroup for that subgroup to yield statistically reliable information.

39 3. The annual report of accountability must:

40 (a) Comply with 20 U.S.C. § 6311(h)(1) and the regulations
41 adopted pursuant thereto;

42 (b) Be prepared in a concise manner; and

43 (c) Be presented in an understandable and uniform format and,
44 to the extent practicable, provided in a language that parents can
45 understand.



1 4. On or before September 1 of each year, the State Board shall
2 provide for public dissemination of the annual report of
3 accountability and submit a copy of the report to the:

- 4 (a) Governor;
- 5 (b) Committee;
- 6 (c) Bureau;
- 7 (d) Board of Regents of the University of Nevada;
- 8 (e) Board of trustees of each school district; and
- 9 (f) Governing body of each charter school.

10 5. As used in this section:

11 (a) "Highly qualified" has the meaning ascribed to it in 20
12 U.S.C. § 7801(23).

13 (b) "Paraprofessional" has the meaning ascribed to it in
14 NRS 391.008.

15 **Sec. 2.** NRS 385.347 is hereby amended to read as follows:

16 385.347 1. The board of trustees of each school district in
17 this State, in cooperation with associations recognized by the State
18 Board as representing licensed personnel in education in the district,
19 shall adopt a program providing for the accountability of the school
20 district to the residents of the district and to the State Board for the
21 quality of the schools and the educational achievement of the pupils
22 in the district, including, without limitation, pupils enrolled in
23 charter schools in the school district. The board of trustees of a
24 school district shall report the information required by subsection 2
25 for each charter school within the school district, regardless of the
26 sponsor of the charter school.

27 2. The board of trustees of each school district shall, on or
28 before August 15 of each year, prepare an annual report of
29 accountability concerning:

30 (a) The educational goals and objectives of the school district.

31 (b) Pupil achievement for each school in the district and the
32 district as a whole, including, without limitation, each charter school
33 in the district. The board of trustees of the district shall base its
34 report on the results of the examinations administered pursuant to
35 NRS 389.015 and 389.550 and shall compare the results of those
36 examinations for the current school year with those of previous
37 school years. The report must include, for each school in the district,
38 including, without limitation, each charter school in the district, and
39 each grade in which the examinations were administered:

40 (1) The number of pupils who took the examinations;

41 (2) An explanation of instances in which a school was
42 exempt from administering or a pupil was exempt from taking an
43 examination;

44 (3) A record of attendance for the period in which the
45 examinations were administered, including an explanation of any



1 difference in the number of pupils who took the examinations and
2 the number of pupils who are enrolled in the school;

3 (4) Except as otherwise provided in this paragraph, pupil
4 achievement, reported separately by gender and reported separately
5 for the following subgroups of pupils:

6 (I) Pupils who are economically disadvantaged, as
7 defined by the State Board;

8 (II) Pupils from major racial and ethnic groups, as defined
9 by the State Board;

10 (III) Pupils with disabilities;

11 (IV) Pupils who are limited English proficient; and

12 (V) Pupils who are migratory children, as defined by the
13 State Board;

14 (5) A comparison of the achievement of pupils in each
15 subgroup identified in paragraph (b) of subsection 1 of NRS
16 385.361 with the annual measurable objectives of the State Board;

17 (6) The percentage of pupils who were not tested;

18 (7) Except as otherwise provided in this paragraph, the
19 percentage of pupils who were not tested, reported separately by
20 gender and reported separately for the subgroups identified in
21 subparagraph (4);

22 (8) The most recent 3-year trend in pupil achievement in
23 each subject area tested and each grade level tested pursuant to NRS
24 389.015 and 389.550, which may include information regarding the
25 trend in the achievement of pupils for more than 3 years, if such
26 information is available;

27 (9) Information that compares the results of pupils in the
28 school district, including, without limitation, pupils enrolled in
29 charter schools in the district, with the results of pupils throughout
30 this State. The information required by this subparagraph must be
31 provided in consultation with the Department to ensure the accuracy
32 of the comparison; and

33 (10) For each school in the district, including, without
34 limitation, each charter school in the district, information that
35 compares the results of pupils in the school with the results of pupils
36 throughout the school district and throughout this State. The
37 information required by this subparagraph must be provided in
38 consultation with the Department to ensure the accuracy of the
39 comparison.

40 ➤ A separate reporting for a subgroup of pupils must not be made
41 pursuant to this paragraph if the number of pupils in that subgroup is
42 insufficient to yield statistically reliable information or the results
43 would reveal personally identifiable information about an individual
44 pupil. The State Board shall prescribe the mechanism for



1 determining the minimum number of pupils that must be in a
2 subgroup for that subgroup to yield statistically reliable information.

3 (c) The ratio of pupils to teachers in kindergarten and at each
4 grade level for each elementary school in the district and the district
5 as a whole, including, without limitation, each charter school in the
6 district, and the average class size for each core academic subject, as
7 set forth in NRS 389.018, for each secondary school in the district
8 and the district as a whole, including, without limitation, each
9 charter school in the district.

10 (d) Information on the professional qualifications of teachers
11 employed by each school in the district and the district as a whole,
12 including, without limitation, each charter school in the district. The
13 information must include, without limitation:

14 (1) The percentage of teachers who are:

15 (I) Providing instruction pursuant to NRS 391.125;

16 (II) Providing instruction pursuant to a waiver of the
17 requirements for licensure for the grade level or subject area in
18 which the teachers are employed; or

19 (III) Otherwise providing instruction without an
20 endorsement for the subject area in which the teachers are
21 employed;

22 (2) The percentage of classes in the core academic subjects,
23 as set forth in NRS 389.018, that are not taught by highly qualified
24 teachers; and

25 (3) The percentage of classes in the core academic subjects,
26 as set forth in NRS 389.018, that are not taught by highly qualified
27 teachers, in the aggregate and disaggregated by high-poverty
28 compared to low-poverty schools, which for the purposes of this
29 subparagraph, means schools in the top quartile of poverty and the
30 bottom quartile of poverty in this State.

31 (e) The total expenditure per pupil for each school in the district
32 and the district as a whole, including, without limitation, each
33 charter school in the district. If this State has a financial analysis
34 program that is designed to track educational expenditures and
35 revenues to individual schools, each school district shall use that
36 statewide program in complying with this paragraph. If a statewide
37 program is not available, each school district shall use its own
38 financial analysis program in complying with this paragraph.

39 (f) The curriculum used by the school district, including:

40 (1) Any special programs for pupils at an individual school;
41 and

42 (2) The curriculum used by each charter school in the
43 district.

44 (g) Records of the attendance and truancy of pupils in all grades,
45 including, without limitation:



1 (1) The average daily attendance of pupils, for each school in
2 the district and the district as a whole, including, without limitation,
3 each charter school in the district.

4 (2) For each elementary school, middle school and junior
5 high school in the district, including, without limitation, each charter
6 school in the district that provides instruction to pupils enrolled in a
7 grade level other than high school, information that compares the
8 attendance of the pupils enrolled in the school with the attendance of
9 pupils throughout the district and throughout this State. The
10 information required by this subparagraph must be provided in
11 consultation with the Department to ensure the accuracy of the
12 comparison.

13 (h) The annual rate of pupils who drop out of school in grades 9
14 to 12, inclusive, for each such grade, for each school in the district
15 and for the district as a whole, excluding pupils who:

16 (1) Provide proof to the school district of successful
17 completion of the examinations of general educational development.

18 (2) Are enrolled in courses that are approved by the
19 Department as meeting the requirements for an adult standard
20 diploma.

21 (3) Withdraw from school to attend another school.

22 (i) Records of attendance of teachers who provide instruction,
23 for each school in the district and the district as a whole, including,
24 without limitation, each charter school in the district.

25 (j) Efforts made by the school district and by each school in the
26 district, including, without limitation, each charter school in the
27 district, to increase:

28 (1) Communication with the parents of pupils in the district;
29 and

30 (2) The participation of parents in the educational process
31 and activities relating to the school district and each school,
32 including, without limitation, the existence of parent organizations
33 and school advisory committees.

34 (k) Records of incidents involving weapons or violence for each
35 school in the district, including, without limitation, each charter
36 school in the district.

37 (l) Records of incidents involving the use or possession of
38 alcoholic beverages or controlled substances for each school in the
39 district, including, without limitation, each charter school in the
40 district.

41 (m) Records of the suspension and expulsion of pupils required
42 or authorized pursuant to NRS 392.466 and 392.467.

43 (n) The number of pupils who are deemed habitual disciplinary
44 problems pursuant to NRS 392.4655, for each school in the district



1 and the district as a whole, including, without limitation, each
2 charter school in the district.

3 (o) The number of pupils in each grade who are retained in the
4 same grade pursuant to NRS 392.033 or 392.125, for each school in
5 the district and the district as a whole, including, without limitation,
6 each charter school in the district.

7 (p) The transiency rate of pupils for each school in the district
8 and the district as a whole, including, without limitation, each
9 charter school in the district. For the purposes of this paragraph, a
10 pupil is not transient if he is transferred to a different school within
11 the school district as a result of a change in the zone of attendance
12 by the board of trustees of the school district pursuant to
13 NRS 388.040.

14 (q) Each source of funding for the school district.

15 (r) The amount and sources of money received for remedial
16 education for each school in the district and the district as a whole,
17 including, without limitation, each charter school in the district.

18 (s) For each high school in the district, including, without
19 limitation, each charter school in the district, the percentage of
20 pupils who graduated from that high school or charter school in the
21 immediately preceding year and enrolled in remedial courses in
22 reading, writing or mathematics at a university or community
23 college within the University and Community College System of
24 Nevada.

25 (t) The technological facilities and equipment available at each
26 school, including, without limitation, each charter school, and the
27 district's plan to incorporate educational technology at each school.

28 (u) For each school in the district and the district as a whole,
29 including, without limitation, each charter school in the district, the
30 number and percentage of pupils who received:

31 (1) A standard high school diploma.

32 (2) *A career and technical education advanced diploma.*

33 (3) An adjusted diploma.

34 ~~(3)~~ (4) A certificate of attendance.

35 (v) For each school in the district and the district as a whole,
36 including, without limitation, each charter school in the district, the
37 number and percentage of pupils who did not receive a high school
38 diploma because the pupils failed to pass the high school
39 proficiency examination.

40 (w) The number of habitual truants who are reported to a school
41 police officer or law enforcement agency pursuant to paragraph (a)
42 of subsection 2 of NRS 392.144 and the number of habitual truants
43 who are referred to an advisory board to review school attendance
44 pursuant to paragraph (b) of subsection 2 of NRS 392.144, for each
45 school in the district and for the district as a whole.



1 (x) The amount and sources of money received for the training
2 and professional development of teachers and other educational
3 personnel for each school in the district and for the district as a
4 whole, including, without limitation, each charter school in the
5 district.

6 (y) Whether the school district has made adequate yearly
7 progress. If the school district has been designated as demonstrating
8 need for improvement pursuant to NRS 385.377, the report must
9 include a statement indicating the number of consecutive years the
10 school district has carried that designation.

11 (z) Information on whether each public school in the district,
12 including, without limitation, each charter school in the district, has
13 made adequate yearly progress, including, without limitation:

14 (1) The number and percentage of schools in the district, if
15 any, that have been designated as needing improvement pursuant to
16 NRS 385.3623; and

17 (2) The name of each school, if any, in the district that has
18 been designated as needing improvement pursuant to NRS 385.3623
19 and the number of consecutive years that the school has carried that
20 designation.

21 (aa) Information on the paraprofessionals employed by each
22 public school in the district, including, without limitation, each
23 charter school in the district. The information must include:

24 (1) The number of paraprofessionals employed at the school;
25 and

26 (2) The number and percentage of all paraprofessionals who
27 do not satisfy the qualifications set forth in 20 U.S.C. § 6319(c). The
28 reporting requirements of this subparagraph apply to
29 paraprofessionals who are employed in positions supported with
30 Title I money and to paraprofessionals who are not employed in
31 positions supported with Title I money.

32 (bb) For each high school in the district, including, without
33 limitation, each charter school that operates as a high school,
34 information that provides a comparison of the rate of graduation of
35 pupils enrolled in the high school with the rate of graduation of
36 pupils throughout the district and throughout this State. The
37 information required by this paragraph must be provided in
38 consultation with the Department to ensure the accuracy of the
39 comparison.

40 (cc) An identification of the appropriations made by the
41 Legislature that are available to the school district or the schools
42 within the district and programs approved by the Legislature to
43 improve the academic achievement of pupils.

44 (dd) Such other information as is directed by the Superintendent
45 of Public Instruction.



1 3. The records of attendance maintained by a school for
2 purposes of paragraph (i) of subsection 2 must include the number
3 of teachers who are in attendance at school and the number of
4 teachers who are absent from school. A teacher shall be deemed in
5 attendance if the teacher is excused from being present in the
6 classroom by the school in which he is employed for one of the
7 following reasons:

8 (a) Acquisition of knowledge or skills relating to the
9 professional development of the teacher; or

10 (b) Assignment of the teacher to perform duties for cocurricular
11 or extracurricular activities of pupils.

12 4. The annual report of accountability prepared pursuant to
13 subsection 2 must:

14 (a) Comply with 20 U.S.C. § 6311(h)(2) and the regulations
15 adopted pursuant thereto; and

16 (b) Be presented in an understandable and uniform format and to
17 the extent practicable, provided in a language that parents can
18 understand.

19 5. The Superintendent of Public Instruction shall:

20 (a) Prescribe forms for the reports required pursuant to
21 subsection 2 and provide the forms to the respective school districts.

22 (b) Provide statistical information and technical assistance to the
23 school districts to ensure that the reports provide comparable
24 information with respect to each school in each district and among
25 the districts throughout this State.

26 (c) Consult with a representative of the:

27 (1) Nevada State Education Association;

28 (2) Nevada Association of School Boards;

29 (3) Nevada Association of School Administrators;

30 (4) Nevada Parent Teacher Association;

31 (5) Budget Division of the Department of Administration;

32 and

33 (6) Legislative Counsel Bureau,

34 ➔ concerning the program and consider any advice or
35 recommendations submitted by the representatives with respect to
36 the program.

37 6. The Superintendent of Public Instruction may consult with
38 representatives of parent groups other than the Nevada Parent
39 Teacher Association concerning the program and consider any
40 advice or recommendations submitted by the representatives with
41 respect to the program.

42 7. On or before ~~April 1~~ **August 15** of each year, the board of
43 trustees of each school district shall submit to:



1 (a) Each advisory board to review school attendance created in
2 the county pursuant to NRS 392.126 the information required in
3 paragraph (g) of subsection 2.

4 (b) The Commission on Educational Technology created by
5 NRS 388.790 the information prepared by the board of trustees
6 pursuant to paragraph (t) of subsection 2.

7 8. On or before August 15 of each year, the board of trustees of
8 each school district shall:

9 (a) Submit the report required pursuant to subsection 2 to the:

- 10 (1) Governor;
11 (2) State Board;
12 (3) Department;
13 (4) Committee; and
14 (5) Bureau.

15 (b) Provide for public dissemination of the annual report of
16 accountability prepared pursuant to subsection 2 in the manner set
17 forth in 20 U.S.C. § 6311(h)(2)(E) to the schools in the school
18 district, including, without limitation, each charter school in the
19 district, the residents of the district, and the parents and guardians of
20 pupils enrolled in schools in the district, including, without
21 limitation, each charter school in the district.

22 9. As used in this section:

23 (a) "Highly qualified" has the meaning ascribed to it in 20
24 U.S.C. § 7801(23).

25 (b) "Paraprofessional" has the meaning ascribed to it in
26 NRS 391.008.

27 **Sec. 3.** NRS 387.050 is hereby amended to read as follows:

28 387.050 1. The State of Nevada accepts the provisions of,
29 and all of the money provided by, the Vocational Education Act of
30 1963, and any amendments thereof or supplements thereto.

31 2. In addition to the provisions of subsection 1, the State Board
32 for Occupational Education may accept, and adopt regulations or
33 establish policies for the disbursement of, money appropriated by
34 any Act of Congress and apportioned to the State of Nevada for use
35 in connection with the program for ~~occupational~~ *career and*
36 *technical* education.

37 3. In accepting the benefits of the Acts of Congress referred to
38 in subsections 1 and 2, the State of Nevada agrees to comply with
39 all of their provisions and to observe all of their requirements.

40 4. The State Treasurer is designated custodian of all money
41 received by the State of Nevada from the appropriations made by
42 the Acts of Congress referred to in subsections 1 and 2, and he may
43 receive and provide for the proper custody thereof and make
44 disbursements therefrom in the manner provided in the acts and for
45 the purposes therein specified on warrants of the State Controller



1 issued upon the order of the Executive Officer of the State Board for
2 Occupational Education.

3 5. On warrants of the State Controller issued upon the order of
4 the Executive Officer of the State Board for Occupational Education
5 pursuant to regulations or policies of the Board, the State Treasurer
6 shall also pay out any money appropriated by the State of Nevada to
7 carry out the provisions of this section.

8 **Sec. 4.** Chapter 388 of NRS is hereby amended by adding
9 thereto a new section to read as follows:

10 *1. The State Board for Occupational Education shall adopt*
11 *regulations that prescribe a program of career and technical*
12 *education for pupils enrolled in grades 9 to 12, inclusive. The*
13 *regulations:*

14 *(a) Must set forth the areas of career and technical education*
15 *that comprise the program.*

16 *(b) May prescribe qualifications for enrollment in the program*
17 *in addition to those qualifications prescribed in subsection 2.*

18 *(c) May prescribe requirements for successful completion of*
19 *the program in addition to those prescribed in subsection 4.*

20 *2. To qualify for enrollment in the program a pupil must:*

21 *(a) Be enrolled in a school district or charter school that*
22 *provides the program;*

23 *(b) Submit to the board of trustees of the school district in*
24 *which the pupil is enrolled or the governing body of the charter*
25 *school in which the pupil is enrolled written approval for the pupil*
26 *to participate in the program from the:*

27 *(1) Pupil's parent or legal guardian; and*

28 *(2) Guidance counselor assigned to the pupil, or if the*
29 *school in which the pupil is enrolled does not employ a guidance*
30 *counselor, the principal of the school; and*

31 *(c) Satisfy any other criteria prescribed by the State Board for*
32 *Occupational Education.*

33 *3. A pupil who successfully completes the program may be*
34 *awarded a diploma designated as a career and technical education*
35 *advanced diploma. If a pupil does not satisfactorily complete the*
36 *program but otherwise satisfies the requirements for graduation*
37 *from high school, the pupil must be awarded a standard high*
38 *school diploma.*

39 *4. To qualify for the career and technical education advanced*
40 *diploma, a pupil must:*

41 *(a) Satisfactorily complete at least 6 credits in the sequence or*
42 *sequences of courses prescribed by the school district or charter*
43 *school in which the pupil is enrolled for the career or technical*
44 *area selected by the pupil;*



1 ***(b) Satisfy the state academic requirements governing receipt***
2 ***of a standard high school diploma and the statutes and regulations***
3 ***governing the receipt of a standard high school diploma,***
4 ***including, without limitation, passage of the high school***
5 ***proficiency examination;***

6 ***(c) Maintain at least a 3.0 grade point average; and***

7 ***(d) Satisfy any other criteria prescribed by the State Board for***
8 ***Occupational Education.***

9 **Sec. 5.** NRS 388.340 is hereby amended to read as follows:

10 388.340 1. The Superintendent of Public Instruction shall
11 serve as Executive Officer of the State Board for Occupational
12 Education.

13 2. The Executive Officer shall:

14 (a) Employ personnel for such positions as are approved by the
15 State Board for Occupational Education and necessary to carry out
16 properly the provisions of this title relating to ***[occupational] career***
17 ***and technical*** education.

18 (b) Carry into effect the regulations of the State Board for
19 Occupational Education.

20 (c) Maintain an office for the Board.

21 (d) Keep all records of the Board in the office of the Board.

22 **Sec. 6.** NRS 388.360 is hereby amended to read as follows:

23 388.360 The State Board for Occupational Education may:

24 1. Cooperate with any federal agency, board or department
25 designated to administer the Acts of Congress apportioning federal
26 money to the State of Nevada for ***[occupational] career and***
27 ***technical*** education.

28 2. Establish policies and adopt regulations for the
29 administration of any legislation enacted pursuant thereto by the
30 State of Nevada.

31 3. Establish policies and adopt regulations for the
32 administration of money provided by the Federal Government and
33 the State of Nevada for the promotion, extension and improvement
34 of ***[occupational] career and technical*** education in Nevada.

35 4. Establish policies or regulations and formulate plans for the
36 promotion of ***[occupational] career and technical*** education in such
37 subjects as are an essential and integral part of the system of public
38 education in the State of Nevada.

39 5. Establish policies to provide for the preparation of teachers
40 of such programs and subjects.

41 6. Approve positions for such persons as may be necessary to
42 administer the federal act and provisions of this title enacted
43 pursuant thereto for the State of Nevada.



1 7. Direct its Executive Officer to make studies and
2 investigations relating to ~~occupational~~ *career and technical*
3 education.

4 8. Establish policies to promote and aid in the establishment by
5 local communities of schools, departments or classes giving training
6 in ~~occupational~~ *career and technical* subjects.

7 9. Cooperate with local communities in the maintenance of
8 such schools, departments or classes.

9 10. Prescribe qualifications for the teachers, directors and
10 supervisors of ~~occupational~~ *career and technical* subjects.

11 11. Provide for the certification of such teachers, directors and
12 supervisors.

13 12. Establish policies or regulations to cooperate in the
14 maintenance of classes supported and controlled by the public for
15 the preparation of the teachers, directors and supervisors of
16 ~~occupational~~ *career and technical* subjects, or maintain such
17 classes under its own direction and control.

18 13. Establish by regulation the qualifications required for
19 persons engaged in the training of ~~occupational teachers.~~ *teachers*
20 *for career and technical education.*

21 **Sec. 7.** NRS 388.365 is hereby amended to read as follows:

22 388.365 1. All gifts of money which the State Board for
23 Occupational Education is authorized to accept must be deposited in
24 a permanent trust fund in the State Treasury designated as the Gift
25 Fund for ~~Occupational~~ *Career and Technical* Education.

26 2. The money available in the Fund must be used only for the
27 purpose specified by the donor, within the scope of the Board's
28 powers and duties. The Board may adopt regulations or establish
29 policies for the disbursement of money from the Fund in accordance
30 with the terms of the gift or bequest on warrants of the State
31 Controller issued upon the orders of the Executive Officer of the
32 State Board for Occupational Education. Any expenditures pursuant
33 to this section may include matching state and federal money
34 available for ~~occupational~~ *career and technical* education.

35 3. If all or part of the money accepted by the Board from a
36 donor is not expended before the end of the fiscal year in which the
37 gift was accepted, the remaining balance of the amount donated
38 must remain in the Fund until needed for the purpose specified by
39 the donor.

40 **Sec. 8.** NRS 388.380 is hereby amended to read as follows:

41 388.380 1. Except as otherwise provided in subsection 2, the
42 board of trustees of ~~a~~ *each* school district ~~in a county whose~~
43 ~~population is 100,000 or more shall and any other board of trustees~~
44 ~~of a school district may:~~ *shall:*



1 (a) Establish and maintain ~~occupational schools or classes~~
2 ~~giving~~, in accordance with the program prescribed pursuant to
3 section 4 of this act, a program of career and technical education
4 that offers instruction in the subjects approved by the State Board
5 for Occupational Education.

6 (b) Raise and expend money for the establishment and
7 maintenance of ~~occupational schools or classes.~~ career and
8 technical education.

9 2. The board of trustees of a school district may submit to the
10 Executive Officer of the State Board for Occupational Education
11 a request for a waiver from the requirements of subsection 1. The
12 Executive Officer shall grant a waiver if the board of trustees of
13 the school district demonstrates to the satisfaction of the Executive
14 Officer that a waiver is warranted based upon the circumstances
15 in that school district which prohibit the district from carrying out
16 the requirements of subsection 1.

17 3. A charter school may:

18 (a) Establish and maintain, in accordance with the program
19 prescribed pursuant to section 4 of this act, a program of career
20 and technical education that offers instruction in the subjects
21 approved by the State Board for Occupational Education.

22 (b) Raise and expend money for the establishment and
23 maintenance of career and technical education.

24 4. The board of trustees of each school district shall
25 incorporate into the curriculum:

26 (a) ~~Occupational guidance~~ Guidance and counseling in career
27 and technical education in accordance with NRS 389.180; and

28 (b) Technology.

29 **Sec. 9.** NRS 388.390 is hereby amended to read as follows:

30 388.390 If the board of trustees of a school district or the
31 governing body of a charter school organizes a ~~school or classes for~~
32 ~~occupational~~ program of career and technical education in
33 accordance with the ~~regulations adopted~~ program prescribed by
34 the State Board for Occupational Education pursuant to section 4 of
35 this act and the ~~school or classes have~~ program has been approved
36 by the Executive Officer of the State Board for Occupational
37 Education, the school district or the charter school is entitled to
38 share in federal and state money available for the promotion of
39 ~~occupational~~ career and technical education in the amount
40 determined by the Executive Officer of the State Board for
41 Occupational Education, in accordance with the regulations and
42 policies of the Board.

43 **Sec. 10.** NRS 388.400 is hereby amended to read as follows:

44 388.400 1. The money for ~~occupational~~ career and
45 technical education must be provided for and raised in the manner



1 specified in NRS 387.050 and 388.330 to 388.400, inclusive ~~H~~,
2 *and section 4 of this act.*

3 2. The State Treasurer is the custodian of the money and shall
4 make disbursements therefrom on warrants of the State Controller
5 issued upon the order of the Executive Officer of the State Board for
6 Occupational Education.

7 **Sec. 11.** NRS 388.537 is hereby amended to read as follows:

8 388.537 1. The board of trustees of a school district may,
9 subject to the approval of the State Board, operate an alternative
10 program for the education of pupils at risk of dropping out of high
11 school, including pupils who:

12 (a) Because of extenuating circumstances, such as their being
13 pregnant, parents, chronically ill or self-supporting, are not able to
14 attend the classes of instruction regularly provided in high school;

15 (b) Are deficient in the amount of academic credit necessary to
16 graduate with pupils their same age;

17 (c) Are chronically absent from high school; or

18 (d) Require instruction on a more personal basis than that
19 regularly provided in high school.

20 2. An alternative program may include:

21 (a) A shorter school day, and an opportunity for pupils to attend
22 a longer school day, than that regularly provided in high school.

23 (b) An opportunity for pupils to attend classes of instruction
24 during any part of the calendar year.

25 (c) A comprehensive curriculum that includes elective classes of
26 instruction and ~~occupational~~ *career and technical* education.

27 (d) An opportunity for pupils to obtain academic credit through
28 experience gained at work or while engaged in other activities.

29 (e) An opportunity for pupils to satisfy either:

30 (1) The requirements for a regular high school diploma; or

31 (2) The requirements for a high school diploma for adults.

32 (f) The provision of child care for the children of pupils.

33 (g) The transportation of pupils to and from classes of
34 instruction.

35 (h) The temporary placement of pupils for independent study, if
36 there are extenuating circumstances which prevent those pupils from
37 attending the alternative program on a daily basis.

38 3. The board of trustees of a school district may operate an
39 alternative program pursuant to this section through a program of
40 distance education pursuant to NRS 388.820 to 388.874, inclusive.

41 **Sec. 12.** NRS 388.575 is hereby amended to read as follows:

42 388.575 1. The Department of Education, after consulting
43 with the Department of Corrections, shall:

44 (a) Adopt regulations that establish a statewide program of
45 education for incarcerated persons; and



1 (b) Coordinate with and assist school districts in operating
2 programs of education for incarcerated persons.

3 2. The statewide program may include courses of study for:

4 (a) A high school diploma;

5 (b) Basic literacy;

6 (c) English as a second language;

7 (d) General educational development;

8 (e) Life skills;

9 (f) ~~Occupational~~ *Career and technical* education; and

10 (g) Postsecondary education.

11 3. The statewide program does not include the programs of
12 general education, vocational education and training established by
13 the Board of State Prison Commissioners pursuant to NRS 209.389.

14 4. The statewide program must establish:

15 (a) Standards for each course of study that set forth the:

16 (1) Curriculum;

17 (2) Qualifications for entry; and

18 (3) Evaluation of incarcerated persons for placement; and

19 (b) Procedures to ensure that an incarcerated person who earns
20 credits in a program of education for incarcerated persons operated
21 by a school district at a facility or institution shall, if transferred to a
22 different facility or institution, transfer those credits to the program
23 operated by a school district at that facility or institution.

24 5. As used in this section, "general educational development"
25 means preparation for and administration of the standardized
26 examinations that enable persons who have not graduated from high
27 school to demonstrate that they have achieved an educational level
28 which denotes competency in core curriculum. The term includes
29 programs for obtaining a general educational development
30 certificate.

31 **Sec. 13.** NRS 388.635 is hereby amended to read as follows:

32 388.635 Each center shall provide:

33 1. Counseling services specifically designed for the counseling
34 of a displaced homemaker with respect to appropriate employment,
35 including:

36 (a) Assessment of his skills;

37 (b) Clarification of his employment goals and information
38 regarding the availability of various types of employment;

39 (c) The development of a personal plan for a career; and

40 (d) Referrals to public and private programs of training and
41 placement.

42 2. Courses of instruction to assist a displaced homemaker in
43 seeking and retaining employment, including instruction in:

44 (a) The initial steps in seeking employment;

45 (b) Skills for contacting employers;



- 1 (c) The proper completion of applications for employment;
2 (d) Writing resumes;
3 (e) Skills for effective interviewing;
4 (f) The importance of a positive attitude and appropriate work
5 habits;
6 (g) Skills for effective communication;
7 (h) Appropriate conduct in an office; and
8 (i) Resolving conflicts involving work and family.
- 9 3. Weekly meetings to allow the displaced homemakers it
10 serves to share information regarding employment and to discuss
11 their concerns regarding seeking and retaining employment.
- 12 4. Educational and counseling services relating to health and
13 health care, including education about obtaining and paying for
14 health care and related services, particularly about selecting
15 physicians and others who provide the services, including health
16 maintenance organizations and health insurance.
- 17 5. Services relating to financial management, including
18 information about insurance, taxes, estates and probate, mortgages,
19 loans and other related financial matters.
- 20 6. Referrals of displaced homemakers to appropriate agencies
21 in the community which provide:
- 22 (a) Assistance to persons addicted to alcohol or drugs;
23 (b) Personal counseling;
24 (c) Legal assistance;
25 (d) Child care; and
26 (e) Programs of secondary and postsecondary education,
27 including programs for ~~occupational~~ *career and technical*
28 education, English as a second language and improving reading
29 ability.
- 30 **Sec. 14.** NRS 389.0173 is hereby amended to read as follows:
31 389.0173 1. The Department shall develop an informational
32 pamphlet concerning the high school proficiency examination for
33 pupils who are enrolled in junior high, middle school and high
34 school, and their parents and legal guardians. The pamphlet must
35 include a written explanation of the:
- 36 (a) Importance of passing the examination, including, without
37 limitation, an explanation that if the pupil fails the examination he is
38 not eligible to receive a standard high school diploma ~~or~~ *or a career*
39 *and technical education advanced diploma;*
- 40 (b) Subject areas tested on the examination;
41 (c) Format for the examination, including, without limitation,
42 the range of items that are contained on the examination;
43 (d) Manner by which the scaled score, as reported to pupils and
44 their parents or legal guardians, is derived from the raw score;



1 (e) Timeline by which the results of the examination must be
2 reported to pupils and their parents or legal guardians;

3 (f) Maximum number of times that a pupil is allowed to take the
4 examination if he fails to pass the examination after the first
5 administration;

6 (g) Courses of study that the Department recommends that
7 pupils take to prepare the pupils to successfully meet the academic
8 challenges of the examination and pass the examination; and

9 (h) Courses of study which the Department recommends that
10 pupils take in high school to successfully prepare for the college
11 entrance examinations.

12 2. The Department shall review the pamphlet on an annual
13 basis and make such revisions to the pamphlet as it considers
14 necessary to ensure that pupils and their parents or legal guardians
15 fully understand the examination.

16 3. On or before September 1, the Department shall provide a
17 copy of the pamphlet or revised pamphlet to the board of trustees of
18 each school district and the governing body of each charter school
19 that includes pupils enrolled in a junior high, middle school or high
20 school grade level.

21 4. The board of trustees of each school district shall provide a
22 copy of the pamphlet to each junior high, middle school or high
23 school within the school district for posting. The governing body of
24 each charter school shall ensure that a copy of the pamphlet is
25 posted at the charter school. Each principal of a junior high, middle
26 school, high school or charter school shall ensure that the teachers,
27 counselors and administrators employed at the school fully
28 understand the contents of the pamphlet.

29 5. On or before January 15, the:

30 (a) Board of trustees of each school district shall provide a copy
31 of the pamphlet to each pupil who is enrolled in a junior high,
32 middle school or high school of the school district and to the parents
33 or legal guardians of such a pupil.

34 (b) Governing body of each charter school shall provide a copy
35 of the pamphlet to each pupil who is enrolled in the charter school at
36 a junior high, middle school or high school grade level and to the
37 parents or legal guardians of such a pupil.

38 **Sec. 15.** NRS 392.455 is hereby amended to read as follows:

39 392.455 1. If a school district or a charter school has
40 established classes in ~~occupational~~ *career and technical*
41 education, the teachers and pupils in those classes must wear
42 devices provided by the school district or the charter school which
43 are designed to protect their eyes while they are using power tools,
44 torches or other dangerous equipment or machinery.



1 2. The teachers and pupils in classes in science must wear
2 devices provided by the school district which are designed to protect
3 their eyes when chemicals or toxic substances are used in those
4 classes.

5 **Sec. 16.** NRS 277.065 is hereby amended to read as follows:

6 277.065 1. Within the limits of legislative appropriations, the
7 Department of Education, the county school districts of the various
8 counties of the State, the Nevada Youth Training Center Bureau and
9 the Caliente Youth Center Bureau of the Division of Child and
10 Family Services of the Department of Human Resources and any
11 other state facility for the detention of children that is operated
12 pursuant to title 5 of NRS may enter into cooperative arrangements
13 for improving the quality of the academic and ~~occupational~~ *career*
14 *and technical* education provided at the Nevada Youth Training
15 Center, the Caliente Youth Center and any other state facility for the
16 detention of children that is operated pursuant to title 5 of NRS.

17 2. This authorization includes the right to pay over money
18 appropriated to the Nevada Youth Training Center, the Caliente
19 Youth Center or any other state facility for the detention of children
20 that is operated pursuant to title 5 of NRS to the Department of
21 Education or to a county school district when necessary to
22 accomplish the purpose of this section.

23 **Sec. 17.** NRS 435.300 is hereby amended to read as follows:

24 435.300 1. No center may receive aid under the provisions of
25 NRS 435.130 to 435.320, inclusive, for persons enrolled who would
26 otherwise qualify for care or training under a program offered to the
27 mentally or functionally retarded in the school district in which that
28 person lives or by the county where he lives.

29 2. The provisions of subsection 1 do not preclude aid on
30 account of persons who are receiving ~~occupational~~ *career and*
31 *technical* education at any center in conjunction with a school's
32 program of special education.

33 **Sec. 18.** NRS 632.2856 is hereby amended to read as follows:

34 632.2856 1. The training program required for certification
35 as a nursing assistant must consist of 75 hours of instruction. The
36 program must include no less than 60 hours of theory and learning
37 skills in a laboratory setting.

38 2. Except as otherwise provided in this subsection, the
39 instructor of the program must be a registered nurse with:

40 (a) Three years of nursing experience which includes direct care
41 of patients and supervision and education of members of the staff;
42 and

43 (b) Proof of successful completion of training for instructors
44 which has been approved by the Board.



1 ↳ The Board may approve a licensed practical nurse as an instructor
2 if the Board determines that requiring instruction by a registered
3 nurse would create a hardship.

4 3. Upon completion of the program, a nursing assistant trainee
5 must pass a test in theory with an overall score of 80 percent and a
6 test of skills on a pass or fail basis. The test of skills must be given
7 by a registered nurse. If the nursing assistant trainee fails either of
8 the tests, he must repeat the training in the areas in which he was
9 deficient before taking the certification examination.

10 4. In a program which is based in a facility, a nursing assistant
11 trainee may only perform those tasks he has successfully completed
12 in the training program, and must perform those tasks under the
13 direct supervision of a registered nurse or a licensed practical nurse.

14 5. The Board shall adopt regulations not inconsistent with law:
15 (a) Specifying the scope of the training program and the
16 required components of the program;

17 (b) Establishing standards for the approval of programs and
18 instructors; and

19 (c) Designating the basic nursing services which a nursing
20 assistant may provide upon certification.

21 6. Any medical facility, educational institution or other
22 organization may provide a training program if the program meets
23 the requirements set forth in this chapter and in the regulations of
24 the Board, and is approved by the Board. Such a program must be
25 administered through:

26 (a) The University and Community College System of Nevada;

27 (b) A program for ~~occupational~~ *career and technical*
28 education approved by the State Board for Occupational Education;

29 (c) A public school in this State; or

30 (d) Any other nationally recognized body or agency authorized
31 by law to accredit or approve such programs.

32 7. An educational institution or agency that administers a
33 training program shall:

34 (a) Develop or approve the curriculum for training provided in
35 its service district;

36 (b) Manage the training program; and

37 (c) Work with medical and other facilities to carry out the
38 requirements of paragraphs (a) and (b).

39 **Sec. 19.** 1. There is hereby appropriated from the State
40 General Fund to the Department of Education the following sums
41 for allocations to school districts and charter schools pursuant to this
42 section to provide a program of career and technical education:

43 For the Fiscal Year 2005-2006..... \$6,000,000

44 For the Fiscal Year 2006-2007..... \$6,000,000



1 2. An application for an allocation from the appropriation made
2 by subsection 1 may be submitted to the Department of Education
3 by a school district or a charter school. The Department shall
4 prescribe a form for an application that includes the criteria for
5 approval of an allocation for a program of career and technical
6 education submitted by a school district or charter school.

7 3. An application submitted pursuant to subsection 2 must:

8 (a) Include a description of the program of career and technical
9 education that will be provided by the school district or charter
10 school;

11 (b) Demonstrate to the satisfaction of the Department that the
12 program described in paragraph (a) complies with the criteria
13 established by the Department in the form for the application and
14 with the program of career and technical education prescribed by the
15 State Board for Occupational Education pursuant to section 4 of this
16 act;

17 (c) Include the number of pupils estimated to participate in the
18 program; and

19 (d) Include an estimate of the costs to establish and maintain the
20 program within the school district or charter school during the
21 school year for which the application is made.

22 4. For each school year, the Department of Education shall
23 make allocations to school districts and charter schools whose
24 applications are approved. The amount of an allocation to a school
25 district or charter school must be based upon the estimated number
26 of pupils who will participate in the program for that school year
27 and the financial need of the school district or charter school.

28 5. An application must be submitted for each school year that a
29 school district or charter school requests an allocation.

30 6. Any remaining balance of the appropriation made by
31 subsection 1 for the Fiscal Year 2005-2006 must be added to the
32 appropriation made for the Fiscal Year 2006-2007 and may be
33 expended as that money is expended. Any remaining balance of the
34 appropriation made by subsection 1 for the Fiscal Year 2006-2007,
35 including any money added from the previous fiscal year, must not
36 be committed for expenditure after June 30, 2007, and must be
37 reverted to the State General Fund on or before September 21, 2007.

38 **Sec. 20.** On or before September 15, 2005, the State Board for
39 Occupational Education shall adopt regulations prescribing the
40 program of career and technical education pursuant to section 4 of
41 this act.

42 **Sec. 21.** This act becomes effective on July 1, 2005.



