

ASSEMBLY BILL NO. 166—ASSEMBLYMAN EDWARDS

PREFILED FEBRUARY 13, 2017

Referred to Committee on Education

SUMMARY—Revises provisions governing education. (BDR 34-778)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact. Effect on the State: Yes.

CONTAINS UNFUNDED MANDATE (§§ 2, 3) (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 education; requiring a school district to set the time for the commencement of a school day; requiring public schools in the Breakfast After the Bell Program to increase instructional time; requiring the boards of trustees of school districts to adopt a policy for kindergarten and grades 1 to 5 within the school district to provide a certain amount of time each school day for recess; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law provides that: (1) an elementary school is a public school in which
2 grade work is not given above that included in the eighth grade; (2) a junior high or
3 middle school is a public school in which sixth, seventh, eighth and ninth grades
4 are taught; and (3) a high school is a public school in which subjects above the
5 eighth grade may be taught. (NRS 388.020) Existing law also requires the board of
6 trustees of a school district to schedule and provide a minimum of 180 days of free
7 school in the district under its charge. (NRS 388.090) **Section 2** of this bill requires
8 each school district to set the time for the commencement of the school day as
9 follows: (1) not earlier than 7:30 a.m. or later than 8:00 a.m. for elementary
10 schools; (2) not earlier than 8:15 a.m. or later than 8:45 a.m. for junior high or
11 middle schools; and (3) not earlier than 9 a.m. or later than 9:30 a.m. for high
12 schools.

13 Under existing law, the Breakfast After the Bell Program requires certain
14 public schools with large populations of pupils from low-income families to
15 provide breakfast to the pupils enrolled in the schools after an instructional day of
16 school has officially begun. (NRS 387.114-387.1175) **Section 3** of this bill requires



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17 public schools participating in the Breakfast After the Bell Program to provide 15
18 additional minutes of instruction each school day.

19 Existing law requires the board of trustees of each school district to provide
20 instruction in physical education to the pupils enrolled in the public schools within
21 the school district. (NRS 389.018) **Section 4** of this bill requires the board of
22 trustees of each school district to adopt a policy for the elementary schools within
23 the school district to provide at least 30 minutes of recess each school day to pupils
24 in kindergarten and grades 1 to 5, inclusive. The policy must include a provision for
25 an exemption for certain pupils who are unable to participate in recess.

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

1 **Section 1.** Chapter 388 of NRS is hereby amended by adding
2 thereto the provisions set forth as sections 2, 3 and 4 of this act.

3 **Sec. 2.** *Each school district shall set the time for the*
4 *commencement of the school day for:*

5 1. *An elementary school, not earlier than 7:30 a.m. or later*
6 *than 8:00 a.m.*

7 2. *A junior high or middle school, not earlier than 8:15 a.m.*
8 *or later than 8:45 a.m.*

9 3. *A high school, not earlier than 9 a.m. or later than*
10 *9:30 a.m.*

11 **Sec. 3.** *Each school district shall require each public school*
12 *in the district participating in the Breakfast After the Bell*
13 *Program pursuant to NRS 387.114 to 387.1175, inclusive, to*
14 *provide 15 additional minutes of instruction each school day.*

15 **Sec. 4.** 1. *The board of trustees of each school district shall*
16 *adopt a policy to require each elementary school in the school*
17 *district to provide recess each school day to pupils in kindergarten*
18 *and grades 1 to 5, inclusive.*

19 2. *The policy adopted pursuant to subsection 1 must include,*
20 *without limitation:*

21 (a) *A requirement that the elementary schools within the*
22 *school district provide at least 30 minutes of recess each school*
23 *day to pupils in kindergarten and grades 1 to 5, inclusive; and*

24 (b) *A provision for an exemption if a pupil is unable to*
25 *participate in recess because of an illness or a disability or is*
26 *otherwise physically unable to participate in recess.*

27 **Sec. 5.** The provisions of NRS 354.599 do not apply to any
28 additional expenses of a local government that are related to the
29 provisions of this act.

30 **Sec. 6.** This act becomes effective on July 1, 2017.

