

SENATE BILL NO. 167—SENATORS FARLEY, CANNIZZARO,
CANCELA, WOODHOUSE AND HARRIS

PREFILED FEBRUARY 13, 2017

JOINT SPONSORS: ASSEMBLYWOMAN BUSTAMANTE ADAMS

Referred to Committee on Finance

SUMMARY—Makes an appropriation for the creation and maintenance of school gardens. (BDR S-834)

FISCAL NOTE: Effect on Local Government: No.
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 making an appropriation for the creation and maintenance of school gardens for certain Title I schools; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Assembly Bill No. 337 of the 77th Session of the Nevada Legislature was
2 adopted in order to strongly encourage each school to establish and participate in
3 programs, including a school garden program, in order to promote the consumption
4 of fresh fruits and vegetables by children.

5 This bill appropriates money to provide for the creation and maintenance of
6 programs that provide school gardens for Title I schools.

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

1 **Section 1.** 1. There is hereby appropriated from the State
2 General Fund to the State Department of Agriculture for the cost of
3 creating and maintaining programs for school gardens that meet the
4 requirements of subsection 2:

5 For the Fiscal Year 2017-2018 \$410,000
6 For the Fiscal Year 2018-2019 \$205,000



1 2. Subject to the limitations of subsection 6, the Department
2 shall allocate the money appropriated by subsection 1 to schools
3 which meet the requirements of subsection 3 to provide at the school
4 a program for a school garden which meets the requirements set
5 forth in subsection 4.

6 3. For a school to receive an allocation of money pursuant to
7 subsection 2, the school must be a Title I school as defined in
8 NRS 385A.040.

9 4. For a school to receive an allocation of money to provide a
10 program for a school garden pursuant to subsection 2, the program
11 must:

12 (a) Create and maintain a school garden at the school.

13 (b) Have a curriculum that:

14 (1) Is tailored to pupils of the appropriate grade levels at the
15 school;

16 (2) Is written specifically for Nevada and the desert
17 environment of Nevada;

18 (3) Complies with the standards of content and performance
19 for a course of study in science adopted by the State Board of
20 Education pursuant to NRS 389.520;

21 (4) Uses experiential learning or project-based learning to
22 teach science, technology, engineering, arts and mathematics;

23 (5) Is designed with the assistance of teachers and other
24 educational personnel with experience at the appropriate grade
25 levels at the school; and

26 (6) Involves supervised learning experiences for the pupils at
27 the school in a classroom and an outdoor garden.

28 (c) Provide the school with assistance from members of the
29 community, including, without limitation, trained educators, local
30 farmers and local chefs.

31 (d) Provide pupils with the:

32 (1) Ability to operate a farmer's market to sell the produce
33 from the school garden; and

34 (2) Opportunity to have a local chef or employee of a school
35 who works in food services demonstrate how to cook a meal using
36 the produce grown from the school garden.

37 (e) Establish garden teams comprised of teachers and, if such
38 persons are available, parents and members of the community. Each
39 garden team shall meet at least once each month.

40 (f) Require any local nonprofit or community-based
41 organization which will provide services to implement the program
42 for a school garden to have at least 2 years of experience
43 implementing such a program.

44 5. Money allocated pursuant to subsection 2 may be used by a
45 school to:



- 1 (a) Provide professional development for teachers regarding the:
- 2 (1) Use of a school garden to teach pupils with disabilities;
- 3 (2) Development and implementation of science, technology,
- 4 engineering, arts and mathematics curricula that incorporate the use
- 5 of a school garden; and
- 6 (3) Development and implementation of a food safety plan
- 7 designed to ensure that food grown in a school garden is properly
- 8 handled and safe to sell and consume;
- 9 (b) Pay for any travel expenses associated with the attendance of
- 10 a teacher at any training or conference relating to school gardens;
- 11 and
- 12 (c) Pay for the costs of a conference regarding school gardens
- 13 held in this State.
- 14 6. Pursuant to subsection 2, a school may receive an allocation
- 15 of not more than \$10,000 for the Fiscal Year 2017-2018 and not
- 16 more than \$5,000 for the Fiscal Year 2018-2019.
- 17 7. Any balance of the sums appropriated by subsection 1
- 18 remaining at the end of the respective fiscal years must not be
- 19 committed for expenditure after June 30 of the respective fiscal
- 20 years by the entity to which the appropriation is made or any entity
- 21 to which money from the appropriation is granted or otherwise
- 22 transferred in any manner, and any portion of the appropriated
- 23 money remaining must not be spent for any purpose after
- 24 September 21, 2018, and September 20, 2019, respectively, by
- 25 either the entity to which the money was appropriated or the entity
- 26 to which the money was subsequently granted or transferred, and
- 27 must be reverted to the State General Fund on or before
- 28 September 21, 2018, and September 20, 2019, respectively.
- 29 **Sec. 2.** This act becomes effective on July 1, 2017.



