

SENATE BILL NO. 316—SENATORS  
KIECKHEFER AND SEEVERS GANSERT

MARCH 22, 2021

Referred to Committee on Finance

SUMMARY—Provides for the use of certain federal funding for a pilot program for certain pupils enrolled in a public high school. (BDR S-943)

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

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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 state financial administration; providing for the use of certain federal funding for a pilot program for certain pupils enrolled in a public high school; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 In response to the COVID-19 pandemic, the United States Congress passed two  
2 bills that provided funding for education: the Coronavirus Aid, Relief, and  
3 Economic Security (CARES) Act, which was signed into law on March 27, 2020,  
4 and the Coronavirus Response and Relief Supplemental Appropriations (CRRSA)  
5 Act, 2021, which was signed into law on December 27, 2020. (Pub. L. No. 116-  
6 136; Pub. L. No. 116-260) The CARES Act provided \$13.23 billion to the national  
7 Elementary and Secondary School Emergency Relief (ESSER) Fund. Nevada was  
8 allocated approximately \$117 million of that money, which is now known as  
9 ESSER I funding. An additional \$54.3 billion was added to the ESSER Fund by the  
10 CRRSA Act, which is referred to as ESSER II funding. Nevada has been allocated  
11 approximately \$477 million of ESSER II funding.

12 This bill transfers \$25,000,000 of the ESSER II funding allocated to the State  
13 of Nevada to the Department of Education for the distribution of grants to provide a  
14 pilot program in the 2021-2022 and 2022-2023 school years to support pupils who  
15 have not graduated from high school by the end of their fourth year of enrollment  
16 and who enroll in an additional year of high school to complete the requirements  
17 for graduation.



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

1       **Section 1.** 1. The State Controller shall transfer the sum of  
2 \$25,000,000 of the money received pursuant to section 313 of the  
3 Coronavirus Response and Relief Supplemental Appropriations Act,  
4 2021, Public Law No. 116-260, from Budget Account 101-2710,  
5 CARES Act/ESSER Fund, to Budget Account 101-2712, Student  
6 and School Support, for the grant program established pursuant to  
7 subsection 2.

8       2. The money transferred by subsection 1 must be used by the  
9 Department of Education to provide grants to one or more boards of  
10 trustees of a school district or governing bodies of a charter school  
11 that operates as a high school for the creation of a pilot program to  
12 be provided in the 2021-2022 and 2022-2023 school years to  
13 support pupils who have not graduated from high school by the end  
14 of their fourth year of enrollment and who enroll in an additional  
15 year of high school to complete the requirements for graduation.  
16 The pilot program at each such high school must:

17       (a) Include not more than 20 such pupils who have been  
18 recommended by counselors at the high school; and

19       (b) Address the issues of credit recovery, dual enrollment  
20 opportunities, social and emotional support, financial literacy and  
21 mentorship.

22       3. The board of trustees of a school district or the governing  
23 body of a charter school that receives a grant of money pursuant to  
24 subsection 2 shall prepare and submit to the Department of  
25 Education, on or before September 1, 2022, for funding received for  
26 the pilot program in Fiscal Year 2021-2022, and September 1, 2023,  
27 for funding received for the pilot program in Fiscal Year 2022-2023,  
28 a report that includes, without limitation:

29       (1) A description of the programs or services for which the  
30 money was used by each high school to provide the pilot program;  
31 and

32       (2) The number of pupils who participated in the pilot  
33 program.

34       4. The Department of Education shall prepare a report for  
35 submission to the Legislative Committee on Education created by  
36 NRS 218E.605 and the Interim Finance Committee on or before  
37 November 1, 2022, regarding the grants provided for the pilot  
38 program in Fiscal Year 2021-2022, and on or before  
39 November 1, 2023, regarding the grants provided for the pilot  
40 program in Fiscal Year 2022-2023, that includes, without limitation:



1 (a) Identification of the high schools that received an allocation  
2 of money by the school district or grant of money from the  
3 Department, as applicable;

4 (b) The amount of money received by each high school;

5 (c) A description of the programs or services for which the  
6 money was used by each high school to provide the pilot program;

7 (d) The number of pupils who participated in the pilot program;

8 (e) The average expenditure per pupil who participated in the  
9 pilot program;

10 (f) An evaluation of the effectiveness of the programs or  
11 services provided in the pilot program; and

12 (g) Any recommendations for legislation, including, without  
13 limitation, legislation to continue or expand programs or services  
14 that are identified as effective in the pilot program.

15 5. All money awarded under the grant program created  
16 pursuant to subsection 2 must be expended by the recipient of the  
17 money on or before June 30, 2023.

18 6. The money transferred pursuant to subsection 1 is not  
19 intended to finance ongoing expenditures of the Department of  
20 Education or any recipient of an award of money under the grant  
21 program created pursuant to subsection 2, and the expenditures  
22 financed with that money must not be included as base budget  
23 expenditures in the proposed budget for the Executive Department  
24 of the State Government for the 2023-2025 biennium.

25 7. The money awarded under the grant program created  
26 pursuant to subsection 2:

27 (a) Must be accounted for separately from any other money  
28 received by the school district or charter school and used only for  
29 the purposes specified in subsection 2.

30 (b) May not be used to settle or arbitrate disputes between a  
31 recognized organization representing employees of a school district  
32 and the school district, or to settle any negotiations.

33 (c) May not be used to adjust the district-wide schedules of  
34 salaries and benefits of the employees of a school district.

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

