

SENATE BILL NO. 444—COMMITTEE ON EDUCATION

MARCH 25, 2013

Referred to Committee on Education

SUMMARY—Revises provisions governing the State Board of Education. (BDR 34-1076)

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 provisions governing the membership of the State Board of Education; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Under existing law, the State Board of Education is comprised of seven voting  
2 members and four nonvoting members, including a nonvoting member who is a  
3 pupil enrolled in a public school in this State. (NRS 385.021) This bill makes the  
4 pupil who is appointed to the State Board a voting member instead of a nonvoting  
5 member.

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

1 **Section 1.** NRS 385.021 is hereby amended to read as follows:  
2 385.021 1. The State Board of Education is hereby created.  
3 The State Board consists of the following voting members:  
4 (a) One member elected by the registered voters of each  
5 congressional district described in NRS 304.060 to 304.120,  
6 inclusive;  
7 (b) One member appointed by the Governor;  
8 (c) One member appointed by the Governor, nominated by the  
9 Majority Leader of the Senate; ~~and~~  
10 (d) One member appointed by the Governor, nominated by the  
11 Speaker of the Assembly ~~and~~; *and*  
12 *(e) One member appointed by the Governor who is a pupil*  
13 *enrolled in a public school in this State, nominated by the Nevada*



1 *Association of Student Councils or its successor organization and*  
2 *in consultation with the Nevada Youth Legislature.*

3 2. In addition to the voting members described in subsection 1,  
4 the State Board consists of the following ~~four~~ *three* nonvoting  
5 members:

6 (a) One member appointed by the Governor who is a member of  
7 a board of trustees of a school district, nominated by the Nevada  
8 Association of School Boards;

9 (b) One member appointed by the Governor who is the  
10 superintendent of schools of a school district, nominated by the  
11 Nevada Association of School Superintendents; *and*

12 (c) One member appointed by the Governor who represents the  
13 Nevada System of Higher Education, nominated by the Board of  
14 Regents of the University of Nevada. ~~;~~ *and*

15 ~~—(d) One member appointed by the Governor who is a pupil~~  
16 ~~enrolled in a public school in this State, nominated by the Nevada~~  
17 ~~Association of Student Councils or its successor organization and in~~  
18 ~~consultation with the Nevada Youth Legislature. After the initial~~  
19 ~~term, the term of the member appointed pursuant to this paragraph~~  
20 ~~commences on June 1 and expires on May 31 of the following year.]~~

21 3. Each member of the State Board elected pursuant to  
22 paragraph (a) of subsection 1 must be a qualified elector of the  
23 district from which that member is elected.

24 4. Each member appointed pursuant to paragraphs (b), (c) ,  
25 ~~and~~ (d) *and (e)* of subsection 1 and each member appointed  
26 pursuant to subsection 2 must be a resident of this State.

27 5. The Governor shall ensure that the members appointed  
28 pursuant to paragraphs (b), (c) and (d) of subsection 1 represent the  
29 geographic diversity of this State and that:

30 (a) One member is a teacher at a public school selected from a  
31 list of three candidates provided by the Nevada State Education  
32 Association.

33 (b) One member is the parent or legal guardian of a pupil  
34 enrolled in a public school.

35 (c) One member is a person active in a private business or  
36 industry of this State.

37 6. After the initial terms, each member:

38 (a) Elected pursuant to paragraph (a) of subsection 1 serves a  
39 term of 4 years. A member may be elected to serve not more than  
40 three terms but may be appointed to serve pursuant to paragraph (b),  
41 (c) or (d) of subsection 1 or subsection 2 after service as an elected  
42 member, notwithstanding the number of terms the member served as  
43 an elected member.

44 (b) Appointed pursuant to paragraphs (b), (c) and (d) of  
45 subsection 1 serves a term of 2 years. A member may be



1 reappointed for additional terms of 2 years in the same manner as  
2 the original appointment.

3 (c) Appointed pursuant to *paragraph (e) of subsection 1 or*  
4 *subsection 2 serves a term of 1 year. The term of the member*  
5 *appointed pursuant to paragraph (e) of subsection 1 commences*  
6 *on June 1 and expires on May 31 of the following year.* A member  
7 may be reappointed for additional terms of 1 year in the same  
8 manner as the original appointment.

9 7. If a vacancy occurs during the term of:

10 (a) A member who was elected pursuant to paragraph (a) of  
11 subsection 1, the Governor shall appoint a member to fill the  
12 vacancy until the next general election, at which election a member  
13 must be chosen for the balance of the unexpired term. The appointee  
14 must be a qualified elector of the district where the vacancy occurs.

15 (b) A voting member appointed pursuant to paragraph (b), (c) ,  
16 ~~(d)~~ (d) *or (e)* of subsection 1 or a nonvoting member appointed  
17 pursuant to subsection 2, the vacancy must be filled in the same  
18 manner as the original appointment for the remainder of the  
19 unexpired term.

20 **Sec. 2.** The pupil who is serving as a nonvoting member of the  
21 State Board of Education on the effective date of this act shall  
22 become a voting member of the State Board on the effective date of  
23 this act.

24 **Sec. 3.** This act becomes effective upon passage and approval.



