

uLegislate

Session 2

The Nevada Senate's Simulation Experience

**June 5, 2014
3:30 PM**

City of Las Vegas Council Chambers, 495 South Main Street

ITEMS LISTED ON THE AGENDA MAY BE TAKEN OUT OF THE ORDER PRESENTED; TWO OR MORE AGENDA ITEMS FOR CONSIDERATION MAY BE COMBINED; AND ANY ITEM ON THE AGENDA MAY BE REMOVED OR RELATED DISCUSSION MAY BE DELAYED AT ANY TIME.

NOTE: CELLULAR PHONES ARE TO BE TURNED OFF DURING THE COUNCIL MEETING.

Welcome to uLegislate

1. ROLL CALL AND INVOCATION
2. PLEDGE OF ALLIGIANCE

9. Motions, Resolutions and Notices

3. S.J.R. 1
(R-3) Urges Congress to enact legislation creating a new state from within the present State of Nevada, to be called South Nevada, consisting of territory added to the State of Nevada in 1867 and gives the consent of the Legislature to the creation of the new state.

10. Introduction, First Reading and Reference

4. S.B. 4 - (34-5) Requires completion of a course in creative arts for graduation from public high school.

13. General File and Third Reading

THERE IS NO PUBLIC COMMENT ON THESE ITEMS. NEW BILLS ARE READ INTO THE RECORD AND REFERRED TO RECOMMENDING COMMITTEE FOR A SEPARATE HEARING TO RECEIVE PUBLIC TESTIMONY BEFORE ACTION BY THE COUNCIL AT A LATER MEETING. EXCEPTION: EMERGENCY BILLS OR THOSE ITEMS TO BE STRICKEN OR TABLED.

5. S.B. 4 - (34-5) Requires completion of a course in creative arts for graduation from public high school.
6. S.B. 7 - (34-6) Prohibits the use of certain electronic communication devices by pupils during certain times while on the premises of a public school.

AGENDA SUMMARY PAGE
ULEGSLATE (SESSION ONE) MEETING OF: JUNE 4, 2014

SUBJECT:

SJR1 - Discussion for possible action regarding a Resolution urging Congress to enact legislation creating a new state from within the present State of Nevada, to be called South Nevada, consisting of territory added to the State of Nevada in 1867 and gives the consent of the Legislature to the creation of the new state (BDR R-3)

Fiscal Impact

Effect on Local Government: May have Fiscal Impact.

Effect on the State: Yes.

PURPOSE/BACKGROUND:

Urging Congress to enact legislation creating a new state from within the present State of Nevada, to be called South Nevada, consisting of territory added to the State of Nevada in 1867 and gives the consent of the Legislature to the creation of the new state (BDR R-3)

RECOMMENDATION:

None

BACKUP DOCUMENTATION:

Senate Joint Resolution 1

SUMMARY—Urges Congress to enact legislation creating a new state from within the present State of Nevada, to be called South Nevada, consisting of the territory added to the State of Nevada in 1867 and gives the consent of the Legislature to the creation of the new state. (BDR R-3)

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

Effect on the State: Yes.

SENATE JOINT RESOLUTION—Urging Congress to enact legislation creating a new state from within the present State of Nevada, to be called South Nevada, consisting of the territory added to the State of Nevada in 1867 and giving the consent of the Legislature to the creation of the new state.

WHEREAS, When the State of Nevada was admitted to the Union in 1864, its original southern boundary was established as a straight line running from east to west along the thirty-seventh degree of north latitude; and

WHEREAS, In 1866, the United States ceded to the State of Nevada, subject to its consent, certain new territory that lay immediately south of the original boundary of the State consisting of all that extent of territory lying within the following boundaries, to wit: commencing on the thirty-seventh degree of north latitude, at the thirty-seventh degree of longitude west from Washington; and running thence south on said degree of longitude to the middle of the River Colorado of the West; thence down the middle of the said river to the eastern boundary of the



State of California; thence northwesterly along said boundary of California to the thirty-seventh degree of north latitude; and thence east along said degree of latitude to the point of beginning; and

WHEREAS, In 1867, the Legislature of the State of Nevada consented to the new territory ceded by the United States being added to and made a part of the State of Nevada; and

WHEREAS, The new territory so added to and made a part of the State of Nevada consists of all of what is now Clark County as well as the very southernmost portions of Lincoln, Nye and Esmeralda Counties; and

WHEREAS, The overwhelming majority of the growth of the population of this State in recent years has occurred in Clark County, whose population now constitutes more than 70 percent of the total population of the State of Nevada; and

WHEREAS, The increasing concentration of population in Clark County has led directly to a corresponding concentration of political power and has had the effect of progressively diminishing the ability of residents in the remaining parts of this State to participate meaningfully in the political process and to elect to State Government representatives of their choice; and

WHEREAS, The principles of representative government upon which this nation was founded require that its citizens be actually represented in its governing councils and reject the notion that it is sufficient if citizens are virtually represented therein by persons whose interests and loyalties may be remote from those of the citizens they purport to represent; and

WHEREAS, The creation of a new state from within the present State of Nevada consisting of the territory added to the State of Nevada in 1867 would restore and protect the political rights of



residents of this State who reside outside of Clark County and provide more representative governments to the residents of both states; and

WHEREAS, Section 3 of Article IV of the Constitution of the United States provides, in part, that: “New States may be admitted by the Congress into this Union; but no new State shall be formed or erected within the Jurisdiction of any other State; nor any State be formed by the Junction of two or more States, or Parts of States, without the Consent of the Legislatures of the States concerned as well as of the Congress”; now, therefore, be it

RESOLVED BY THE SENATE AND ASSEMBLY OF THE STATE OF NEVADA, JOINTLY, That the Legislature of this State hereby consents to the creation of a new state from within the present State of Nevada consisting of the new territory that was added to and made a part of the State of Nevada in 1867; and be it further

RESOLVED, That the members of this present Legislature urge Congress and the Nevada Congressional Delegation to enact legislation creating a new state from within the present State of Nevada, to be called South Nevada, consisting of the territory added to and made a part of the State of Nevada in 1867; and be it further

RESOLVED, That the Secretary of the Senate prepare and transmit a copy of this resolution to the President of the United States, the Vice President of the United States as the presiding officer of the Senate, the Speaker of the House of Representatives and each member of the Nevada Congressional Delegation; and be it further

RESOLVED, That this resolution becomes effective upon passage.



AGENDA SUMMARY PAGE
ULEGSLATE (SESSION ONE) MEETING OF: JUNE 4, 2014

SUBJECT:

SB4 - Discussion for possible action regarding Senate Bill No. 4 - Committee on Education - Requires completion of a course in creative arts for graduation from public high school. (BDR34-5)

Fiscal Impact

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

PURPOSE/BACKGROUND:

An Act relating to education; requiring pupils enrolled in public high school to complete a course in creative arts to graduate from high school with a standard high school diploma; and providing other matters properly relating thereto.

RECOMMENDATION:

None

BACKUP DOCUMENTATION:

Senate Bill 4

SENATE BILL NO. 4—COMMITTEE ON EDUCATION

OCTOBER 1, 2013

Referred to Committee on Education

SUMMARY—Requires completion of a course in creative arts for graduation from public high school. (BDR 34-5)

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 education; requiring pupils enrolled in public high school to complete a course in creative arts to graduate from high school with a standard high school diploma; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Under existing law, a pupil enrolled in a public high school must earn certain
2 credits in the following courses of study to graduate from high school with a
3 standard high school diploma: (1) English; (2) mathematics; (3) science; and (4)
4 social studies. (NRS 389.018) Existing regulations adopted by the State Board of
5 Education require completion of a course of study in arts and humanities or career
6 and technical education for graduation from high school. (NAC 389.450) This bill
7 codifies in statute the requirement for a course of study in the arts by requiring a
8 pupil enrolled in public high school to complete one unit of credit in creative arts to
9 graduate from high school with a standard high school diploma. This bill also
10 requires the State Board of Education to adopt regulations identifying the subject
11 areas that satisfy the requirement and specifies some subject areas that must be
12 included.

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

1 **Section 1.** NRS 389.018 is hereby amended to read as follows:
2 389.018 1. The following subjects are designated as the core
3 academic subjects that must be taught, as applicable for grade
4 levels, in all public schools, the Caliente Youth Center, the Nevada



1 Youth Training Center and any other state facility for the detention
2 of children that is operated pursuant to title 5 of NRS:

- 3 (a) English, including reading, composition and writing;
- 4 (b) Mathematics;
- 5 (c) Science; and
- 6 (d) Social studies, which includes only the subjects of history,
7 geography, economics and government.

8 2. Except as otherwise provided in this subsection, a pupil
9 enrolled in a public high school must enroll in a minimum of ~~1+~~ *the*
10 *following credits to graduate with a standard high school diploma:*

- 11 (a) Four units of credit in English;
- 12 (b) Four units of credit in mathematics, including, without
13 limitation, Algebra I and geometry, or an equivalent course of study
14 that integrates Algebra I and geometry;
- 15 (c) Three units of credit in science, including two laboratory
16 courses; ~~and~~

17 (d) *One unit of credit in creative arts in one or more of the*
18 *subject areas identified by the State Board pursuant to subsection*
19 *3; and*

20 (e) Three units of credit in social studies, including, without
21 limitation:

- 22 (1) American government;
- 23 (2) American history; and
- 24 (3) World history or geography.

25 ➔ A pupil is not required to enroll in the courses of study and
26 credits required by this subsection if the pupil, the parent or legal
27 guardian of the pupil and an administrator or a counselor at the
28 school in which the pupil is enrolled mutually agree to a modified
29 course of study for the pupil and that modified course of study
30 satisfies at least the requirements for a standard high school diploma
31 or an adjusted diploma, as applicable.

32 3. *The State Board shall adopt regulations identifying the*
33 *subject areas that satisfy the requirements for a course in creative*
34 *arts in high school required by paragraph (d) of subsection 2,*
35 *which must include, without limitation:*

- 36 (a) *Art, including without limitation, ceramics, drawing and*
37 *painting;*
- 38 (b) *Band;*
- 39 (c) *Choir;*
- 40 (d) *Dance;*
- 41 (e) *Drama or theater;*
- 42 (f) *Photography; and*
- 43 (g) *Speech communication and debate.*

44 4. Except as otherwise provided in this subsection, in addition
45 to the core academic subjects, the following subjects must be taught



1 as applicable for grade levels and to the extent practicable in all
2 public schools, the Caliente Youth Center, the Nevada Youth
3 Training Center and any other state facility for the detention of
4 children that is operated pursuant to title 5 of NRS:

- 5 (a) The arts ~~†~~, *which must include creative arts for pupils*
6 *enrolled in public high school;*
7 (b) Computer education and technology;
8 (c) Health; and
9 (d) Physical education.

10 ➤ If the ~~{State Board requires the}~~ completion of course work in a
11 subject area set forth in this subsection *is required* for graduation
12 from high school or promotion to the next grade, a public school
13 shall offer the required course work. Except as otherwise provided
14 for a course of study in health prescribed by subsection 1 of NRS
15 389.0185, unless a subject is required for graduation from high
16 school or promotion to the next grade, a charter school is not
17 required to comply with this subsection.

18 **Sec. 2.** This act becomes effective on the July 1 immediately
19 following the passage and approval of this act.



AGENDA SUMMARY PAGE
ULEGSLATE (SESSION ONE) MEETING OF: JUNE 4, 2014

SUBJECT:

SB4 - Discussion for possible action regarding Senate Bill No. 4 - Committee on Education - Requires completion of a course in creative arts for graduation from public high school. (BDR34-5)

Fiscal Impact

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

PURPOSE/BACKGROUND:

An Act relating to education; requiring pupils enrolled in public high school to complete a course in creative arts to graduate from high school with a standard high school diploma; and providing other matters properly relating thereto.

RECOMMENDATION:

None

BACKUP DOCUMENTATION:

Senate Bill 4

SENATE BILL NO. 4—COMMITTEE ON EDUCATION

OCTOBER 1, 2013

Referred to Committee on Education

SUMMARY—Requires completion of a course in creative arts for graduation from public high school. (BDR 34-5)

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 education; requiring pupils enrolled in public high school to complete a course in creative arts to graduate from high school with a standard high school diploma; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Under existing law, a pupil enrolled in a public high school must earn certain
2 credits in the following courses of study to graduate from high school with a
3 standard high school diploma: (1) English; (2) mathematics; (3) science; and (4)
4 social studies. (NRS 389.018) Existing regulations adopted by the State Board of
5 Education require completion of a course of study in arts and humanities or career
6 and technical education for graduation from high school. (NAC 389.450) This bill
7 codifies in statute the requirement for a course of study in the arts by requiring a
8 pupil enrolled in public high school to complete one unit of credit in creative arts to
9 graduate from high school with a standard high school diploma. This bill also
10 requires the State Board of Education to adopt regulations identifying the subject
11 areas that satisfy the requirement and specifies some subject areas that must be
12 included.

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

1 **Section 1.** NRS 389.018 is hereby amended to read as follows:
2 389.018 1. The following subjects are designated as the core
3 academic subjects that must be taught, as applicable for grade
4 levels, in all public schools, the Caliente Youth Center, the Nevada



1 Youth Training Center and any other state facility for the detention
2 of children that is operated pursuant to title 5 of NRS:

- 3 (a) English, including reading, composition and writing;
- 4 (b) Mathematics;
- 5 (c) Science; and
- 6 (d) Social studies, which includes only the subjects of history,
7 geography, economics and government.

8 2. Except as otherwise provided in this subsection, a pupil
9 enrolled in a public high school must enroll in a minimum of ~~1+~~ *the*
10 *following credits to graduate with a standard high school diploma:*

- 11 (a) Four units of credit in English;
- 12 (b) Four units of credit in mathematics, including, without
13 limitation, Algebra I and geometry, or an equivalent course of study
14 that integrates Algebra I and geometry;
- 15 (c) Three units of credit in science, including two laboratory
16 courses; ~~and~~

17 (d) *One unit of credit in creative arts in one or more of the*
18 *subject areas identified by the State Board pursuant to subsection*
19 *3; and*

20 (e) Three units of credit in social studies, including, without
21 limitation:

- 22 (1) American government;
- 23 (2) American history; and
- 24 (3) World history or geography.

25 ➔ A pupil is not required to enroll in the courses of study and
26 credits required by this subsection if the pupil, the parent or legal
27 guardian of the pupil and an administrator or a counselor at the
28 school in which the pupil is enrolled mutually agree to a modified
29 course of study for the pupil and that modified course of study
30 satisfies at least the requirements for a standard high school diploma
31 or an adjusted diploma, as applicable.

32 3. *The State Board shall adopt regulations identifying the*
33 *subject areas that satisfy the requirements for a course in creative*
34 *arts in high school required by paragraph (d) of subsection 2,*
35 *which must include, without limitation:*

- 36 (a) *Art, including without limitation, ceramics, drawing and*
37 *painting;*
- 38 (b) *Band;*
- 39 (c) *Choir;*
- 40 (d) *Dance;*
- 41 (e) *Drama or theater;*
- 42 (f) *Photography; and*
- 43 (g) *Speech communication and debate.*

44 4. Except as otherwise provided in this subsection, in addition
45 to the core academic subjects, the following subjects must be taught



1 as applicable for grade levels and to the extent practicable in all
2 public schools, the Caliente Youth Center, the Nevada Youth
3 Training Center and any other state facility for the detention of
4 children that is operated pursuant to title 5 of NRS:

- 5 (a) The arts ~~†~~, *which must include creative arts for pupils*
6 *enrolled in public high school;*
7 (b) Computer education and technology;
8 (c) Health; and
9 (d) Physical education.

10 ➤ If the ~~{State Board requires the}~~ completion of course work in a
11 subject area set forth in this subsection *is required* for graduation
12 from high school or promotion to the next grade, a public school
13 shall offer the required course work. Except as otherwise provided
14 for a course of study in health prescribed by subsection 1 of NRS
15 389.0185, unless a subject is required for graduation from high
16 school or promotion to the next grade, a charter school is not
17 required to comply with this subsection.

18 **Sec. 2.** This act becomes effective on the July 1 immediately
19 following the passage and approval of this act.



AGENDA SUMMARY PAGE
ULEGSLATE (SESSION ONE) MEETING OF: JUNE 4, 2014

SUBJECT:

SB7 - Discussion for possible action regarding Senate Bill No. 7 - Committee on Education – Prohibits the use of certain electronic communication devices by pupils during certain times while on the premises of a public school. (BDR34-6)

Fiscal Impact

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

PURPOSE/BACKGROUND:

An Act relating to education; requiring pupils enrolled in public high school to complete a course in creative arts to graduate from high school with a standard high school diploma; and providing other matters properly relating thereto.

RECOMMENDATION:

None

BACKUP DOCUMENTATION:

Senate Bill 4

SENATE BILL NO. 7—COMMITTEE ON EDUCATION

OCTOBER 1, 2013

Referred to Committee on Education

SUMMARY—Prohibits the use of certain electronic communication devices by pupils during certain times while on the premises of a public school. (BDR 34-6)

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 pupils; prohibiting pupils from using certain electronic communication devices while on the premises of a public school during regular school hours; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the board of trustees of each school district to adopt a policy concerning the use and possession by pupils of a pager, cellular telephone or any other similar electronic device used for communication while on the premises of a public school or while at an activity sponsored by a public school. (NRS 392.4637) **Section 1** of this bill instead prohibits pupils from using such electronic communication devices while on the premises of a public school during regular school hours and provides specific disciplinary measures that must be taken for violations of that prohibition. **Section 2** of this bill continues to require the board of trustees of each school district to adopt policies concerning the use by pupils of such electronic devices while on the premises of a public school during other times and while at an activity sponsored by the school.

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

Section 1. Chapter 392 of NRS is hereby amended by adding thereto a new section to read as follows:

1. A pupil shall not use a pager, cellular telephone or any other similar electronic device used for communication while on the premises of a public school during regular school hours unless



1 *a teacher or school administrator gives the pupil permission to use*
2 *such a device.*

3 *2. A public school shall discipline a pupil who violates*
4 *subsection 1:*

5 *(a) For a first violation during a school year, by issuing a*
6 *warning to the pupil and confiscating the pager, cellular telephone*
7 *or other similar electronic device used for communication for the*
8 *remainder of the school day.*

9 *(b) For a second violation during a school year, by*
10 *confiscating the pager, cellular telephone or other similar*
11 *electronic device used for communication and requiring the*
12 *parent or legal guardian of the pupil to meet with a school*
13 *administrator before returning the device.*

14 *(c) For any subsequent violation during a school year, by*
15 *suspending the pupil for 2 days.*

16 *3. The board of trustees of each school district shall include*
17 *the disciplinary measures set forth in subsection 2 within each*
18 *copy of the rules of behavior for pupils that the school district*
19 *provides to pupils pursuant to NRS 392.463.*

20 **Sec. 2.** NRS 392.4637 is hereby amended to read as follows:

21 392.4637 1. The board of trustees of each school district shall
22 adopt a policy concerning ~~the use and~~ :

23 *(a) The possession by pupils of a pager, cellular telephone or*
24 *any other similar electronic device used for communication while on*
25 *the premises of a public school ~~for~~ and the use of any such device*
26 *by pupils while on the premises of a public school at any time not*
27 *prohibited pursuant to section 1 of this act; and*

28 *(b) The use and possession by pupils of a pager, cellular*
29 *telephone or any other similar electronic device used for*
30 *communication while at an activity sponsored by a public school.*

31 2. ~~The~~ **Each** policy adopted pursuant to subsection 1 must:

32 (a) Prescribe appropriate measures for disciplining a pupil who
33 violates the policy.

34 (b) Be included within each copy of the rules of behavior for
35 pupils that the school district provides to pupils pursuant to
36 NRS 392.463.

37 **Sec. 3.** This act becomes effective on the July 1 immediately
38 following the passage and approval of this act.

