

NOTICE OF INTENT TO CIRCULATE STATEWIDE INITIATIVE OR REFERENDUM PETITION

NV505 JAN 11'22

State of Nevada



Secretary of State Barbara K. Cegavske

Pursuant to NRS 295.015, before a petition for initiative or referendum may be presented to registered voters for signatures, the person who intends to circulate the petition must provide the following information:

NAME OF PERSON FILING THE PETITION

Dan H. Stewart

NAME(S) OF PERSON(S) AUTHORIZED TO WITHDRAW OR AMEND THE PETITION (provide up to three)

1. Dan H. Stewart

2. Annalise Castor

3. Bob Sweetin

NAME OF THE POLITICAL ACTION COMMITTEE (PAC) ADVOCATING FOR THE PASSAGE OF THE INITIATIVE OR REFERENDUM (if none, leave blank)

Community Schools Initiative

Please note, if you are creating a Political Action Committee for the purpose of advocating for the passage of the initiative or referendum, you must complete a separate PAC registration form.

Additionally, a copy of the initiative or referendum, including the description of effect, must be filed with the Secretary of State's office at the time you submit this form.

X

A handwritten signature in black ink, appearing to read "Dan H. Stewart", written over a horizontal line.

Signature of Petition Filer

01/07/22

Date

THE COMMUNITY SCHOOL DISTRICTS INITIATIVE

Explanation - Matter in *bolded italics* is new; matter between brackets [~~omitted material~~] is material to be omitted.

THE PEOPLE OF THE STATE OF NEVADA DO ENACT AS FOLLOWS

Sec. 1. Short Title. Sections 1 to 5 of this act may be cited as The Community School Initiative.

Sec. 2. Preamble. The Nevada Legislature hereby finds and declares that:

1. Since at least 1956, public school districts have been coextensive with Nevada's counties, meaning Nevada only has county-sized public school districts.
2. In the last sixty years, Nevada's population has grown significantly and countywide school districts have become difficult to manage effectively and have hampered delivery of quality K-12 education to Nevada's children and families, resulting in poor educational outcomes.
3. Individual municipalities or municipalities working together may, in some instances, prefer to form more appropriately-sized school districts, because communities may determine that they can better represent and serve children, parents, and families in smaller administrative units;
4. Therefore, this statute permits municipalities to opt out of a countywide school district and to create instead "community-based" school districts consistent with municipal political subdivisions, giving communities flexibility and choice in this regard.
5. It is not the intent of this measure to affect county school bonds, employment or union contracts, or to limit the collective purchasing power of the county school districts or unions.
6. Nothing in this measure is meant to affect collective bargaining of teachers or other school-based unions.

Sec. 3. Title 34, Chapter 386 of the Nevada Revised Statutes is hereby amended by adding thereto a new section 386.020, to read as follows:

Sec. 4. *NRS 386.020 Community School Districts.*

1. *Definitions.*

- a. *A "County School District" is a school district created pursuant to NRS 386.010.*
- b. *As used in this section, a "Community" is an incorporated city or municipality created and governed by NRS Chapters 265, 266, 267, and/or 268, and that has an elected governing body.*
- c. *A "Community School District" is a school system governing body formed under this section within and coextensive with the Community's or Communities' recognized city or municipal boundaries.*

2. *Community Right. Each Community has the right to opt out of its respective County School District, and to form a new Community School District.*
3. *Formation of a Community School District.*
 - a. *A Community School District shall be formed, and the State of Nevada and its counties, cities, and each of their respective political subdivisions, and local governments, subsidiaries, boards, and agencies shall recognize the formation, existence, and authority of a new Community School District, separate and apart from, and equal in authority to, the original County School District, when either:*
 - i. *The elected governing body of the Community votes to approve a resolution or ordinance for the formation of a Community School District, subject to the referendum power of the voters of the Community pursuant to NRS 295.200; or*
 - ii. *The elected governing body of the Community approves a resolution placing the question of whether or not to form a Community School District before the voters at the next general election, provided the resolution is approved at least two hundred ten (210) days prior to the general election; and the formation of a Community School District is approved by the voters of the Community at a general election.*
 - b. *Upon approval, the governing body of the Community and any Community School District formed under section 3(a) above shall coordinate with the Nevada State Board of Education for the formation of a Community School District, and shall address all elements under Sections 4 through 7, inclusive, herein.*
 - c. *The Nevada State Board of Education shall have the same jurisdiction over and relationship to each newly created Community School District, and any such Community School District shall have all the rights, powers, and privileges afforded to a County School District under both the Nevada State Constitution and all pertinent chapters of the Nevada Revised Statutes.*
 - d. *The Nevada State Board of Education shall promptly formulate and enact regulations in furtherance of the maintenance and support of any Community School District formed under this section, with all privileges afforded to the related County School District.*
4. *Timing of the Initial School Year for Community School Districts.*
 - a. *The resolution of the governing body of the Community placing the issue on the general election ballot shall indicate the commencement date of the initial school year for the new Community School District, provided such commencement date shall occur within twenty-four (24) months following the general election at which the formation of the Community School District is approved.*

equally-apportioned districts, odd in number, drawn and approved by the governing body, to terms expiring at the end of the first calendar year thereafter during which Nevada’s primary and general election processes permit a fully-elected Board to succeed the initial, appointed Board. At the first election for Board members, the governing body shall randomly designate a bare majority of the seats to an initial two-year term, and a bare minority to initial four-year terms, so that election to the Board thereafter shall be staggered.

- d. Community School Districts may act as local government employers with regard to employee organizations and recognition of bargaining units as defined under Nevada Revised Statutes.*
 - e. The Community School Districts will be bound by and shall have no right to terminate, renegotiate, renew, or void any previously-negotiated and approved collective bargaining agreements between any bargaining units and a County School District, and shall be bound thereby, unless and until such agreements expire by their terms, or are otherwise lawfully terminated, even if this should extend the commencement date of the initial school year of the new Community School District.*
 - f. The provisions of Chapter NRS 288 governing collective bargaining apply to Community School Districts, subject to the direction of the new governing school board.*
- 7. Athletics and Extracurricular Activities. Community School Districts are authorized to allow their schools participate in competitive events, as well as Nevada Interscholastic Activities Association activities, including but not limited to contests in athletics, arts, music, and all other inter-school competitions and events, consistent with NRS 385B.010, et seq., at the discretion of the Community School District Board of Trustees in one of the following methods or any combination thereof, at their discretion:*
- a. Alone; or*
 - b. With the County School District under NRS 386.353; or*
 - c. With the any other Community School District including via agreement amongst the school board(s) of the Community School District(s).*
- 8. Interpretation and Intent. The provisions of this act shall be interpreted liberally for the purpose of permitting and supporting the formation of new Community School Districts in place of existing County School Districts where Communities so desire, on a per student, per capita basis as to their portion of funding and authority, thus allowing Community School Districts to have the same or similar authority as a County School District, including on all related committees.*

- a. It is not the intent of this measure to change or terminate any existing bonds within County School Districts, or to trigger hold-harmless funding laws or clauses, due to the reassignment of students to a Community School District.***
- b. The Nevada State Board of Education shall have the power to create rules and regulations consistent with the provisions of this statute for purposes of its reasonable application.***

Sec. 5. Severability. If any part of this Act be declared invalid, or the application thereof to any person, thing or circumstance is held invalid, such invalidity shall not affect the remaining provisions or application of this Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable. This subsection shall be construed broadly to preserve and effectuate the declared purpose of this Act.

[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

DESCRIPTION OF EFFECT

This petition amends NRS Chapter 386 to give any incorporated city the ability to opt out of a county school district, and to create a new “community-based” city school district. To form a new Community School District, a city’s governing body can either pass a resolution or ordinance subject to a referendum of the voters, or place the question directly on the general election ballot for voter consideration. If approved, the new Community School District would begin student instruction within two years.

Under this measure, a new Community School District will have its own Board of Trustees to create guidelines and policies to govern it. The new district will have all the authority, rights, and powers that county school districts have now, and will retain all funding previously allocated or granted to it by the state or federal governments. The new district will be bound by any existing collective bargaining agreements, and no existing school bonds will be affected. The Nevada State Board of Education will have the same jurisdiction over and relationship to each newly created Community School District as it does to current county school districts.

County of _____ **(Only registered voters of this county may sign below)**

Petition District: _____ **(Only registered voters of this petition district may sign below)**

This Space
For Office
Use Only

1	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
2	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
3	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
4	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
5	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	

DESCRIPTION OF EFFECT

This petition amends NRS Chapter 386 to give any incorporated city the ability to opt out of a county school district, and to create a new “community-based” city school district. To form a new Community School District, a city’s governing body can either pass a resolution or ordinance subject to a referendum of the voters, or place the question directly on the general election ballot for voter consideration. If approved, the new Community School District would begin student instruction within two years.

Under this measure, a new Community School District will have its own Board of Trustees to create guidelines and policies to govern it. The new district will have all the authority, rights, and powers that county school districts have now, and will retain all funding previously allocated or granted to it by the state or federal governments. The new district will be bound by any existing collective bargaining agreements, and no existing school bonds will be affected. The Nevada State Board of Education will have the same jurisdiction over and relationship to each newly created Community School District as it does to current county school districts.

County of _____ **(Only registered voters of this county may sign below)**

Petition District: _____ **(Only registered voters of this petition district may sign below)**

This Space
For Office
Use Only

6	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
7	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
8	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
9	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
10	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	

DESCRIPTION OF EFFECT

This petition amends NRS Chapter 386 to give any incorporated city the ability to opt out of a county school district, and to create a new “community-based” city school district. To form a new Community School District, a city’s governing body can either pass a resolution or ordinance subject to a referendum of the voters, or place the question directly on the general election ballot for voter consideration. If approved, the new Community School District would begin student instruction within two years.

Under this measure, a new Community School District will have its own Board of Trustees to create guidelines and policies to govern it. The new district will have all the authority, rights, and powers that county school districts have now, and will retain all funding previously allocated or granted to it by the state or federal governments. The new district will be bound by any existing collective bargaining agreements, and no existing school bonds will be affected. The Nevada State Board of Education will have the same jurisdiction over and relationship to each newly created Community School District as it does to current county school districts.

County of _____ **(Only registered voters of this county may sign below)**

Petition District: _____ **(Only registered voters of this petition district may sign below)**

This Space
For Office
Use Only

11	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
12	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
13	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
14	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
15	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	

DESCRIPTION OF EFFECT

This petition amends NRS Chapter 386 to give any incorporated city the ability to opt out of a county school district, and to create a new “community-based” city school district. To form a new Community School District, a city’s governing body can either pass a resolution or ordinance subject to a referendum of the voters, or place the question directly on the general election ballot for voter consideration. If approved, the new Community School District would begin student instruction within two years.

Under this measure, a new Community School District will have its own Board of Trustees to create guidelines and policies to govern it. The new district will have all the authority, rights, and powers that county school districts have now, and will retain all funding previously allocated or granted to it by the state or federal governments. The new district will be bound by any existing collective bargaining agreements, and no existing school bonds will be affected. The Nevada State Board of Education will have the same jurisdiction over and relationship to each newly created Community School District as it does to current county school districts.

County of _____ (Only registered voters of this county may sign below)

Petition District: _____ (Only registered voters of this petition district may sign below)

This Space
For Office
Use Only

16	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
17	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
18	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
19	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	
20	PRINT YOUR NAME (first name, initial, last name)	RESIDENCE ADDRESS ONLY		
	YOUR SIGNATURE	DATE / /	CITY COUNTY	

AFFIDAVIT OF CIRCULATOR

(TO BE SIGNED BY CIRCULATOR)

STATE OF NEVADA)
)
COUNTY OF _____)

I, _____, (print name), being first duly sworn under penalty of perjury, depose and say: (1) that I reside at _____ (print street, city and state); (2) that I am 18 years of age or older; (3) that I personally circulated this document; (4) that all signatures were affixed in my presence; (5) that the number of signatures affixed thereon is _____; and (6) that each person who signed had an opportunity before signing to read the full text of the act or resolution on which the initiative or referendum is demanded.

Signature of Circulator

Subscribed and sworn to or affirmed before me this
_____ day of _____, _____, by _____.

Notary Public or person authorized to administer oath