

Amendment No. 870

Senate Amendment to Senate Bill No. 104	(BDR S-539)
<b>Proposed by:</b> Senate Committee on Finance	
<b>Amends:</b> Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No	

ASSEMBLY ACTION			Initial and Date		SENATE ACTION			Initial and Date	
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

JWC/JFD



Date: 5/28/2025

S.B. No. 104—Makes an appropriation to the Other State Education Programs Account for the creation and maintenance of school gardens.  
(BDR S-539)





SENATE BILL NO. 104—SENATOR PAZINA

PREFILED JANUARY 21, 2025

Referred to Committee on Finance

SUMMARY—Makes an appropriation to the Other State Education Programs Account for the creation and maintenance of school gardens. (BDR S-539)

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 allocation to nonprofit organizations to provide programs for the creation and maintenance of school gardens; and providing other matters properly relating thereto.

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

Section 1. 1. There is hereby appropriated from the State General Fund to the Other State Education Programs Account in the State General Fund for the cost of creating and maintaining programs for school gardens that meet the requirements of subsection 3 the following sums:

For the Fiscal Year 2025-2026 .....	<del>[\$2,000,000]</del>	<u>\$200,000</u>
For the Fiscal Year 2026-2027 .....	<del>[\$2,000,000]</del>	<u>\$200,000</u>

2. The Department of Education shall allocate the money appropriated by subsection 1 to nonprofit organizations to provide at a public school a program for a school garden which meets the requirements set forth in subsection 3.

3. For a nonprofit organization to receive an allocation of money to provide a program for a school garden pursuant to subsection 2, the program must:

- (a) Create and maintain a school garden at the school.
- (b) Have a curriculum that:

(1) Includes a comprehensive science, technology, engineering and mathematics school garden program. Such a program must include, without limitation, a science, technology, engineering and mathematics curriculum for outdoor or hydroponic gardens for pupils in kindergarten through grade 12 that is tailored to pupils of the appropriate grade levels at the school;

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

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

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

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

5 (6) Involves supervised learning experiences for the pupils at the school in  
6 a classroom and a school garden.

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

9 (d) Provide pupils with the:

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

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

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

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

21 4. Money allocated pursuant to subsection 2 may be used to:

22 (a) Provide professional development for teachers regarding the:

23 (1) Use of a school garden to teach pupils with disabilities, including,  
24 without limitation, training for teaching such pupils science, technology,  
25 engineering and mathematics curriculum and vocational training to create a career  
26 path in horticulture;

27 (2) Development and implementation of science, technology, engineering,  
28 arts and mathematics curricula that incorporate the use of a school garden;

29 (3) Development and implementation of training that may be provided to a  
30 group or individually to teachers in how to establish and maintain school gardens to  
31 increase the time teachers allocate to teaching science, technology, engineering and  
32 mathematics; and

33 (4) Development and implementation of a food safety plan designed to  
34 ensure that food grown in a school garden is properly handled and safe to sell and  
35 consume;

36 (b) Pay for any travel expenses associated with the attendance of a teacher at  
37 any training or conference relating to school gardens; and

38 (c) Pay for the costs of a conference regarding school gardens held in this  
39 State.

40 5. As used in this section:

41 (a) "Public school" has the meaning ascribed to it in NRS 385.007.

42 (b) "School garden" includes, without limitation, a hydroponic garden.

43 **Sec. 2.** Upon acceptance of the money allocated pursuant to section 1 of this  
44 act, a nonprofit organization agrees to:

45 1. Prepare and transmit a report to the Interim Finance Committee on or  
46 before October 1, 2026, that describes each expenditure made from the money  
47 allocated pursuant to section 1 of this act from the date on which the money was  
48 received by the nonprofit organization through June 30, 2026;

49 2. Prepare and transmit a final report to the Interim Finance Committee on or  
50 before October 1, 2027, that describes each expenditure made from the money  
51 allocated pursuant to section 1 of this act from the date on which the money was  
52 received by the nonprofit organization through June 30, 2027; and

1           3. Upon request of the Legislative Commission, make available to the  
2 Legislative Auditor any of the books, accounts, claims, reports, vouchers or other  
3 records of information, confidential or otherwise, of the nonprofit organization,  
4 regardless of their form or location, that the Legislative Auditor deems necessary to  
5 conduct an audit of the use of the money allocated pursuant to section 1 of this act.

6           **Sec. 3.** Any balance of the sums appropriated by section 1 of this act  
7 remaining at the end of the respective fiscal years must not be committed for  
8 expenditure after June 30 of the respective fiscal years by the entity to which the  
9 appropriation is made or any entity to which money from the appropriation is  
10 granted or otherwise transferred in any manner, and any portion of the appropriated  
11 money remaining must not be spent for any purpose after September 18, 2026, and  
12 September 17, 2027, respectively, by either the entity to which the money was  
13 appropriated or the entity to which the money was subsequently granted or  
14 transferred, and must be reverted to the State General Fund on or before September  
15 18, 2026, and September 17, 2027, respectively.

16           **Sec. 4.** This act becomes effective on July 1, 2025.