SUMMARY—Authorizes possession of a weapon in a vehicle that is on the property of certain educational entities or child care facilities in certain circumstances. (BDR 15-75)


AN ACT relating to crimes; authorizing possession of a weapon in a vehicle that is on the property of certain educational entities or child care facilities in certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:
Existing law generally makes it a gross misdemeanor to carry or possess certain weapons while on the property of the Nevada System of Higher Education, a private or public school or a child care facility, or while in a vehicle of a private or public school or a child care facility except in certain circumstances. (NRS 202.265) This bill adds an exception so that a person is not prohibited from possessing such weapons on the property of the Nevada System of Higher Education, a private or public school or a child care facility if the weapon remains out of public view and if the weapon is: (1) inside a motor vehicle that is occupied or, if the motor vehicle is unoccupied, the motor vehicle is locked; or (2) stored in a locked container that is affixed securely to the motor vehicle.

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

Section 1. NRS 202.265 is hereby amended to read as follows:

(a) An explosive or incendiary device;
(b) A dirk, dagger or switchblade knife;
(c) A nunchaku or trefoil;
(d) A blackjack or billy club or metal knuckles;
(e) A pistol, revolver or other firearm; or
(f) Any device used to mark any part of a person with paint or any other substance.

2. Any person who violates subsection 1 is guilty of a gross misdemeanor.

3. This section does not prohibit the possession of a weapon listed in subsection 1 on the property of:
   (a) A private or public school or child care facility by a:
       (1) Peace officer;
       (2) School security guard; or
       (3) Person having written permission from the president of a branch or facility of the Nevada System of Higher Education or the principal of the school or the person designated by a child care facility to give permission to carry or possess the weapon.
   (b) A child care facility which is located at or in the home of a natural person by the person who owns or operates the facility so long as the person resides in the home and the person complies with any laws governing the possession of such a weapon.
   (c) The Nevada System of Higher Education, a private or public school or a child care facility if the weapon remains out of common observation and is:
       (1) Inside a motor vehicle, other than a school bus, that is:
           (I) Occupied; or
           (II) Unoccupied and locked; or
       (2) Stored in a locked container that is affixed securely to a motor vehicle, other than a school bus.

4. The provisions of this section apply to a child care facility located at or in the home of a natural person only during the normal hours of business of the facility.

5. For the purposes of this section:
   (a) “Child care facility” means any child care facility that is licensed pursuant to chapter 432A of NRS or licensed by a city or county.
   (b) “Firearm” includes any device from which a metallic projectile, including any ball bearing or pellet, may be expelled by means of spring, gas, air or other force.
   (c) “Nunchaku” has the meaning ascribed to it in NRS 202.350.
   (d) “School bus” has the meaning ascribed to it in NRS 484A.230.
   (e) “Switchblade knife” has the meaning ascribed to it in NRS 202.350.
“(e) ‘Trefoil’ has the meaning ascribed to it in NRS 202.350.

(f) ‘Vehicle’ has the meaning ascribed to ‘school bus’ in NRS 484A.230.]”
AN ACT relating to education; increasing the number of credit hours required for certain students to be eligible for the Governor Guinn Millennium Scholarship; revising the amount of money which a student who is eligible for the Governor Guinn Millennium Scholarship may receive per semester; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law establishes the Governor Guinn Millennium Scholarship Program to provide money to certain students for secondary education and the criteria for eligibility for such a scholarship. Such criteria includes a requirement that a student be enrolled in a certain number of credit hours in a community college or other eligible institution. (NRS 386.926, 396.930) Sections 1 and 2 of this bill increase, over a period of 2 years beginning on July 1, 2015, the number of credit hours in which a community college student must be enrolled to be eligible for a Millennium Scholarship. The number of credit hours is increased from 6 credit hours to 9 credit hours beginning July 1, 2015, and is increased to 12 credit hours beginning on July 1, 2016, and continuing thereafter. Existing law further limits the total amount of money that a student may receive from a Millennium Scholarship to not more than the cost of 12 semester credits per semester and a total amount of not more than $10,000. (NRS 396.934) Sections 3, 4 and 5 of this bill increase the amount of money that a student may receive from a Millennium Scholarship for a semester to not more than the cost of 13 semester credits per semester beginning July 1, 2015, 14 semester credits per semester beginning July 1, 2016, and 15 semester credits per semester beginning July 1, 2017, and continuing thereafter, but the total cumulative maximum amount of money that such a student may receive remains unchanged at $10,000.
THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 396.930 is hereby amended to read as follows:
396.930  1. Except as otherwise provided in subsections 2 and
3, a student may apply to the Board of Regents for a Millennium
Scholarship if the student:
  (a) Except as otherwise provided in paragraph (e) of subsection
2, has been a resident of this State for at least 2 years before the
student applies for the Millennium Scholarship;
  (b) Except as otherwise provided in paragraph (c), graduated
from a public or private high school in this State:
    (1) After May 1, 2000, but not later than May 1, 2003; or
    (2) After May 1, 2003, and, except as otherwise provided in
paragraphs (c), (d) and (f) of subsection 2, not more than 6 years
before the student applies for the Millennium Scholarship;
  (c) Does not satisfy the requirements of paragraph (b) and:
    (1) Was enrolled as a pupil in a public or private high school
in this State with a class of pupils who were regularly scheduled to
graduate after May 1, 2000;
    (2) Received his or her high school diploma within 4 years
after he or she was regularly scheduled to graduate; and
    (3) Applies for the Millennium Scholarship not more than 6
years after he or she was regularly scheduled to graduate from high
school;
  (d) Maintained in high school in the courses designated by the
Board of Regents pursuant to paragraph (b) of subsection 2, at least:
    (1) A 3.00 grade point average on a 4.0 grading scale, if the
student was a member of the graduating class of 2003 or 2004;
    (2) A 3.10 grade point average on a 4.0 grading scale, if the
student was a member of the graduating class of 2005 or 2006; or
    (3) A 3.25 grade point average on a 4.0 grading scale, if the
student was a member of the graduating class of 2007 or a later
graduating class; and
  (e) Is enrolled in at least:
    (1) [Six] Nine semester credit hours in a community college
within the System;
    (2) Twelve semester credit hours in another eligible
institutions; or
    (3) A total of 12 or more semester credit hours in eligible
institutions if the student is enrolled in more than one eligible
institution.
  2. The Board of Regents:
    (a) Shall define the core curriculum that a student must complete
in high school to be eligible for a Millennium Scholarship.
(b) Shall designate the courses in which a student must earn the minimum grade point averages set forth in paragraph (d) of subsection 1.

(c) May establish criteria with respect to students who have been on active duty serving in the Armed Forces of the United States to exempt such students from the 6-year limitation on applications that is set forth in subparagraph (2) of paragraph (b) of subsection 1.

(d) Shall establish criteria with respect to students who have a documented physical or mental disability or who were previously subject to an individualized education program under the Individuals with Disabilities Education Act, 20 U.S.C. §§ 1400 et seq., or a plan under Title V of the Rehabilitation Act of 1973, 29 U.S.C. §§ 791 et seq. The criteria must provide an exemption for those students from:

1. The 6-year limitation on applications that is set forth in subparagraph (2) of paragraph (b) of subsection 1 and subparagraph (3) of paragraph (c) of subsection 1 and any limitation applicable to students who are eligible pursuant to subparagraph (1) of paragraph (b) of subsection 1.

2. The minimum number of credits prescribed in paragraph (e) of subsection 1.

(e) Shall establish criteria with respect to students who have a parent or legal guardian on active duty in the Armed Forces of the United States to exempt such students from the residency requirement set forth in paragraph (a) of subsection 1 or subsection 3.

(f) Shall establish criteria with respect to students who have been actively serving or participating in a charitable, religious or public service assignment or mission to exempt such students from the 6-year limitation on applications that is set forth in subparagraph (2) of paragraph (b) of subsection 1. Such criteria must provide for the award of Millennium Scholarships to those students who qualify for the exemption and who otherwise meet the eligibility criteria to the extent that money is available to award Millennium Scholarships to the students after all other obligations for the award of Millennium Scholarships for the current school year have been satisfied.

3. Except as otherwise provided in paragraph (c) of subsection 1, for students who did not graduate from a public or private high school in this State and who, except as otherwise provided in paragraph (e) of subsection 2, have been residents of this State for at least 2 years, the Board of Regents shall establish:

(a) The minimum score on a standardized test that such students must receive; or
(b) Other criteria that students must meet, to be eligible for Millennium Scholarships.

4. In awarding Millennium Scholarships, the Board of Regents shall enhance its outreach to students who:

(a) Are pursuing a career in education or health care;

(b) Come from families who lack sufficient financial resources to pay for the costs of sending their children to an eligible institution; or

(c) Substantially participated in an antismoking, antidrug or antialcohol program during high school.

5. The Board of Regents shall establish a procedure by which an applicant for a Millennium Scholarship is required to execute an affidavit declaring the applicant’s eligibility for a Millennium Scholarship pursuant to the requirements of this section. The affidavit must include a declaration that the applicant is a citizen of the United States or has lawful immigration status, or that the applicant has filed an application to legalize the applicant’s immigration status or will file an application to legalize his or her immigration status as soon as he or she is eligible to do so.

Sec. 2. NRS 396.930 is hereby amended to read as follows:

396.930 1. Except as otherwise provided in subsection 2 and 3, a student may apply to the Board of Regents for a Millennium Scholarship if the student:

(a) Except as otherwise provided in paragraph (e) of subsection 2, has been a resident of this State for at least 2 years before the student applies for the Millennium Scholarship;

(b) Except as otherwise provided in paragraph (c), graduated from a public or private high school in this State:

(1) After May 1, 2000, but not later than May 1, 2003; or

(2) After May 1, 2003, and, except as otherwise provided in paragraphs (c), (d) and (f) of subsection 2, not more than 6 years before the student applies for the Millennium Scholarship;

(c) Does not satisfy the requirements of paragraph (b) and:

(1) Was enrolled as a pupil in a public or private high school in this State with a class of pupils who were regularly scheduled to graduate after May 1, 2000;

(2) Received his or her high school diploma within 4 years after he or she was regularly scheduled to graduate; and

(3) Applies for the Millennium Scholarship not more than 6 years after he or she was regularly scheduled to graduate from high school;

(d) Maintained in high school in the courses designated by the Board of Regents pursuant to paragraph (b) of subsection 2, at least:

(1) A 3.00 grade point average on a 4.0 grading scale, if the student was a member of the graduating class of 2003 or 2004;
(2) A 3.10 grade point average on a 4.0 grading scale, if the student was a member of the graduating class of 2005 or 2006; or

(3) A 3.25 grade point average on a 4.0 grading scale, if the student was a member of the graduating class of 2007 or a later graduating class; and

(e) Is enrolled in at least:

(1) [Nine] Twelve semester credit hours in a community college within the System;

(2) Twelve semester credit hours in another eligible institution; or

(3) A total of 12 or more semester credit hours in eligible institutions if the student is enrolled in more than one eligible institution.

2. The Board of Regents:

(a) Shall define the core curriculum that a student must complete in high school to be eligible for a Millennium Scholarship.

(b) Shall designate the courses in which a student must earn the minimum grade point averages set forth in paragraph (d) of subsection 1.

(c) May establish criteria with respect to students who have been on active duty serving in the Armed Forces of the United States to exempt such students from the 6-year limitation on applications that is set forth in subparagraph (2) of paragraph (b) of subsection 1.

(d) Shall establish criteria with respect to students who have a documented physical or mental disability or who were previously subject to an individualized education program under the Individuals with Disabilities Education Act, 20 U.S.C. §§ 1400 et seq., or a plan under Title V of the Rehabilitation Act of 1973, 29 U.S.C. §§ 791 et seq. The criteria must provide an exemption for those students from:

(1) The 6-year limitation on applications that is set forth in subparagraph (2) of paragraph (b) of subsection 1 and subparagraph (3) of paragraph (c) of subsection 1 and any limitation applicable to students who are eligible pursuant to subparagraph (1) of paragraph (b) of subsection 1.

(2) The minimum number of credits prescribed in paragraph (e) of subsection 1.

(e) Shall establish criteria with respect to students who have a parent or legal guardian on active duty in the Armed Forces of the United States to exempt such students from the residency requirement set forth in paragraph (a) of subsection 1 or subsection 3.

(f) Shall establish criteria with respect to students who have been actively serving or participating in a charitable, religious or public service assignment or mission to exempt such students from
the 6-year limitation on applications that is set forth in subparagraph (2) of paragraph (b) of subsection 1. Such criteria must provide for the award of Millennium Scholarships to those students who qualify for the exemption and who otherwise meet the eligibility criteria to the extent that money is available to award Millennium Scholarships to the students after all other obligations for the award of Millennium Scholarships for the current school year have been satisfied.

3. Except as otherwise provided in paragraph (c) of subsection 1, for students who did not graduate from a public or private high school in this State and who, except as otherwise provided in paragraph (e) of subsection 2, have been residents of this State for at least 2 years, the Board of Regents shall establish:
   (a) The minimum score on a standardized test that such students must receive; or
   (b) Other criteria that students must meet, to be eligible for Millennium Scholarships.

4. In awarding Millennium Scholarships, the Board of Regents shall enhance its outreach to students who:
   (a) Are pursuing a career in education or health care;
   (b) Come from families who lack sufficient financial resources to pay for the costs of sending their children to an eligible institution; or
   (c) Substantially participated in an antismoking, antidrug or antialcohol program during high school.

5. The Board of Regents shall establish a procedure by which an applicant for a Millennium Scholarship is required to execute an affidavit declaring the applicant’s eligibility for a Millennium Scholarship pursuant to the requirements of this section. The affidavit must include a declaration that the applicant is a citizen of the United States or has lawful immigration status, or that the applicant has filed an application to legalize the applicant’s immigration status or will file an application to legalize his or her immigration status as soon as he or she is eligible to do so.

Sec. 3. NRS 396.934 is hereby amended to read as follows:

396.934 1. Except as otherwise provided in this section, within the limits of money available in the Trust Fund, a student who is eligible for a Millennium Scholarship is entitled to receive:
   (a) If he or she is enrolled in a community college within the System, including, without limitation, a summer academic term, $40 per credit for each lower division course and $60 per credit for each upper division course in which the student is enrolled, or the amount of money that is necessary for the student to pay the costs of attending the community college that are not otherwise satisfied by other grants or scholarships, whichever is less. The Board of
Regents shall provide for the designation of upper and lower
division courses for the purposes of this paragraph.
(b) If he or she is enrolled in a state college within the System,
including, without limitation, a summer academic term, $60 per
credit for which the student is enrolled, or the amount of money that
is necessary for the student to pay the costs of attending the state
college that are not otherwise satisfied by other grants or
scholarships, whichever is less.
(c) If he or she is enrolled in another eligible institution,
including, without limitation, a summer academic term, $80 per
credit for which the student is enrolled, or the amount of money that
is necessary for the student to pay the costs of attending the
university that are not otherwise satisfied by other grants or
scholarships, whichever is less.
(d) If he or she is enrolled in more than one eligible institution,
including, without limitation, a summer academic term, the amount
authorized pursuant to paragraph (a), (b) or (c), or a combination
thereof, in accordance with procedures and guidelines established by
the Board of Regents.

In no event may a student who is eligible for a Millennium
Scholarship receive more than the cost of $1213 semester credits
per semester pursuant to this subsection.

2. No student may be awarded a Millennium Scholarship:
   (a) To pay for remedial courses.
   (b) For a total amount in excess of $10,000.

3. A student who receives a Millennium Scholarship shall:
   (a) Make satisfactory academic progress toward a recognized
degree or certificate, as determined by the Board of Regents
   pursuant to subsection 8; and
   (b) If the student graduated from high school after May 1, 2003,
   maintain:
      (1) At least a 2.60 grade point average on a 4.0 grading scale
      for each semester during the first year of enrollment in the Governor
      Guinn Millennium Scholarship Program.
      (2) At least a 2.75 grade point average on a 4.0 grading scale
      for each semester during the second year of enrollment in the
      Governor Guinn Millennium Scholarship Program and for each
      semester during each year of enrollment thereafter.

4. A student who receives a Millennium Scholarship is
   encouraged to volunteer at least 20 hours of community service for
   this State, a political subdivision of this State or a charitable
   organization that provides service to a community or the residents of
   a community in this State during each year in which the student
   receives a Millennium Scholarship.
5. If a student does not satisfy the requirements of subsection 3
during one semester of enrollment, excluding a summer academic
term, he or she is not eligible for the Millennium Scholarship for the
succeeding semester of enrollment. If such a student:
(a) Subsequently satisfies the requirements of subsection 3 in a
semester in which he or she is not eligible for the Millennium
Scholarship, the student is eligible for the Millennium Scholarship
for the student’s next semester of enrollment.
(b) Fails a second time to satisfy the requirements of subsection
3 during any subsequent semester, excluding a summer academic
term, the student is no longer eligible for a Millennium Scholarship.

6. A Millennium Scholarship must be used only:
(a) For the payment of registration fees and laboratory fees and
expenses;
(b) To purchase required textbooks and course materials; and
(c) For other costs related to the attendance of the student at the
eligible institution.

7. The Board of Regents shall certify a list of eligible students
to the State Treasurer. The State Treasurer shall disburse a
Millennium Scholarship for each semester on behalf of an eligible
student directly to the eligible institution in which the student is
enrolled, upon certification from the eligible institution of the
number of credits for which the student is enrolled, which must
meet or exceed the minimum number of credits required for
eligibility and certification that the student is in good standing and
making satisfactory academic progress toward a recognized degree
or certificate, as determined by the Board of Regents pursuant to
subsection 8. The Millennium Scholarship must be administered by
the eligible institution as other similar scholarships are administered
and may be used only for the expenditures authorized pursuant to
subsection 6. If a student is enrolled in more than one eligible
institution, the Millennium Scholarship must be administered by the
eligible institution at which the student is enrolled in a program of
study leading to a recognized degree or certificate.

8. The Board of Regents shall establish:
(a) Criteria for determining whether a student is making
satisfactory academic progress toward a recognized degree or
certificate for purposes of subsection 7.
(b) Procedures to ensure that all money from a Millennium
Scholarship awarded to a student that is refunded in whole or in part
for any reason is refunded to the Trust Fund and not the student.
(c) Procedures and guidelines for the administration of a
Millennium Scholarship for students who are enrolled in more than
one eligible institution.
Sec. 4. NRS 396.934 is hereby amended to read as follows:

396.934 1. Except as otherwise provided in this section, within the limits of money available in the Trust Fund, a student who is eligible for a Millennium Scholarship is entitled to receive:

(a) If he or she is enrolled in a community college within the System, including, without limitation, a summer academic term, $40 per credit for each lower division course and $60 per credit for each upper division course in which the student is enrolled, or the amount of money that is necessary for the student to pay the costs of attending the community college that are not otherwise satisfied by other grants or scholarships, whichever is less. The Board of Regents shall provide for the designation of upper and lower division courses for the purposes of this paragraph.

(b) If he or she is enrolled in a state college within the System, including, without limitation, a summer academic term, $60 per credit for which the student is enrolled, or the amount of money that is necessary for the student to pay the costs of attending the state college that are not otherwise satisfied by other grants or scholarships, whichever is less.

(c) If he or she is enrolled in another eligible institution, including, without limitation, a summer academic term, $80 per credit for which the student is enrolled, or the amount of money that is necessary for the student to pay the costs of attending the university that are not otherwise satisfied by other grants or scholarships, whichever is less.

(d) If he or she is enrolled in more than one eligible institution, including, without limitation, a summer academic term, the amount authorized pursuant to paragraph (a), (b) or (c), or a combination thereof, in accordance with procedures and guidelines established by the Board of Regents.

In no event may a student who is eligible for a Millennium Scholarship receive more than the cost of 14 semester credits per semester pursuant to this subsection.

2. No student may be awarded a Millennium Scholarship:

(a) To pay for remedial courses.

(b) For a total amount in excess of $10,000.

3. A student who receives a Millennium Scholarship shall:

(a) Make satisfactory academic progress toward a recognized degree or certificate, as determined by the Board of Regents pursuant to subsection 8; and

(b) If the student graduated from high school after May 1, 2003, maintain:

(1) At least a 2.60 grade point average on a 4.0 grading scale for each semester during the first year of enrollment in the Governor Guinn Millennium Scholarship Program.
(2) At least a 2.75 grade point average on a 4.0 grading scale for each semester during the second year of enrollment in the Governor Guinn Millennium Scholarship Program and for each semester during each year of enrollment thereafter.

4. A student who receives a Millennium Scholarship is encouraged to volunteer at least 20 hours of community service for this State, a political subdivision of this State or a charitable organization that provides service to a community or the residents of a community in this State during each year in which the student receives a Millennium Scholarship.

5. If a student does not satisfy the requirements of subsection 3 during one semester of enrollment, excluding a summer academic term, he or she is not eligible for the Millennium Scholarship for the succeeding semester of enrollment. If such a student:

(a) Subsequently satisfies the requirements of subsection 3 in a semester in which he or she is not eligible for the Millennium Scholarship, the student is eligible for the Millennium Scholarship for the student’s next semester of enrollment.

(b) Fails a second time to satisfy the requirements of subsection 3 during any subsequent semester, excluding a summer academic term, the student is no longer eligible for a Millennium Scholarship.

6. A Millennium Scholarship must be used only:

(a) For the payment of registration fees and laboratory fees and expenses;

(b) To purchase required textbooks and course materials; and

(c) For other costs related to the attendance of the student at the eligible institution.

7. The Board of Regents shall certify a list of eligible students to the State Treasurer. The State Treasurer shall disburse a Millennium Scholarship for each semester on behalf of an eligible student directly to the eligible institution in which the student is enrolled, upon certification from the eligible institution of the number of credits for which the student is enrolled, which must meet or exceed the minimum number of credits required for eligibility and certification that the student is in good standing and making satisfactory academic progress toward a recognized degree or certificate, as determined by the Board of Regents pursuant to subsection 8. The Millennium Scholarship must be administered by the eligible institution as other similar scholarships are administered and may be used only for the expenditures authorized pursuant to subsection 6. If a student is enrolled in more than one eligible institution, the Millennium Scholarship must be administered by the eligible institution at which the student is enrolled in a program of study leading to a recognized degree or certificate.

8. The Board of Regents shall establish:
(a) Criteria for determining whether a student is making satisfactory academic progress toward a recognized degree or certificate for purposes of subsection 7.

(b) Procedures to ensure that all money from a Millennium Scholarship awarded to a student that is refunded in whole or in part for any reason is refunded to the Trust Fund and not the student.

(c) Procedures and guidelines for the administration of a Millennium Scholarship for students who are enrolled in more than one eligible institution.

Sec. 5. NRS 396.934 is hereby amended to read as follows:

396.934 1. Except as otherwise provided in this section, within the limits of money available in the Trust Fund, a student who is eligible for a Millennium Scholarship is entitled to receive:

(a) If he or she is enrolled in a community college within the System, including, without limitation, a summer academic term, $40 per credit for each lower division course and $60 per credit for each upper division course in which the student is enrolled, or the amount of money that is necessary for the student to pay the costs of attending the community college that are not otherwise satisfied by other grants or scholarships, whichever is less. The Board of Regents shall provide for the designation of upper and lower division courses for the purposes of this paragraph.

(b) If he or she is enrolled in a state college within the System, including, without limitation, a summer academic term, $60 per credit for which the student is enrolled, or the amount of money that is necessary for the student to pay the costs of attending the state college that are not otherwise satisfied by other grants or scholarships, whichever is less.

(c) If he or she is enrolled in another eligible institution, including, without limitation, a summer academic term, $80 per credit for which the student is enrolled, or the amount of money that is necessary for the student to pay the costs of attending the university that are not otherwise satisfied by other grants or scholarships, whichever is less.

(d) If he or she is enrolled in more than one eligible institution, including, without limitation, a summer academic term, the amount authorized pursuant to paragraph (a), (b) or (c), or a combination thereof, in accordance with procedures and guidelines established by the Board of Regents.

2. In no event may a student who is eligible for a Millennium Scholarship receive more than the cost of 15 semester credits per semester pursuant to this subsection.

2. No student may be awarded a Millennium Scholarship:

(a) To pay for remedial courses.

(b) For a total amount in excess of $10,000.
3. A student who receives a Millennium Scholarship shall:
   (a) Make satisfactory academic progress toward a recognized degree or certificate, as determined by the Board of Regents pursuant to subsection 8; and
   (b) If the student graduated from high school after May 1, 2003, maintain:
      (1) At least a 2.60 grade point average on a 4.0 grading scale for each semester during the first year of enrollment in the Governor Guinn Millennium Scholarship Program.
      (2) At least a 2.75 grade point average on a 4.0 grading scale for each semester during the second year of enrollment in the Governor Guinn Millennium Scholarship Program and for each semester during each year of enrollment thereafter.
4. A student who receives a Millennium Scholarship is encouraged to volunteer at least 20 hours of community service for this State, a political subdivision of this State or a charitable organization that provides service to a community or the residents of a community in this State during each year in which the student receives a Millennium Scholarship.
5. If a student does not satisfy the requirements of subsection 3 during one semester of enrollment, excluding a summer academic term, he or she is not eligible for the Millennium Scholarship for the succeeding semester of enrollment. If such a student:
   (a) Subsequently satisfies the requirements of subsection 3 in a semester in which he or she is not eligible for the Millennium Scholarship, the student is eligible for the Millennium Scholarship for the student’s next semester of enrollment.
   (b) Fails a second time to satisfy the requirements of subsection 3 during any subsequent semester, excluding a summer academic term, the student is no longer eligible for a Millennium Scholarship.
6. A Millennium Scholarship must be used only:
   (a) For the payment of registration fees and laboratory fees and expenses;
   (b) To purchase required textbooks and course materials; and
   (c) For other costs related to the attendance of the student at the eligible institution.
7. The Board of Regents shall certify a list of eligible students to the State Treasurer. The State Treasurer shall disburse a Millennium Scholarship for each semester on behalf of an eligible student directly to the eligible institution in which the student is enrolled, upon certification from the eligible institution of the number of credits for which the student is enrolled, which must meet or exceed the minimum number of credits required for eligibility and certification that the student is in good standing and making satisfactory academic progress toward a recognized degree.
or certificate, as determined by the Board of Regents pursuant to subsection 8. The Millennium Scholarship must be administered by the eligible institution as other similar scholarships are administered and may be used only for the expenditures authorized pursuant to subsection 6. If a student is enrolled in more than one eligible institution, the Millennium Scholarship must be administered by the eligible institution at which the student is enrolled in a program of study leading to a recognized degree or certificate.

8. The Board of Regents shall establish:

(a) Criteria for determining whether a student is making satisfactory academic progress toward a recognized degree or certificate for purposes of subsection 7.

(b) Procedures to ensure that all money from a Millennium Scholarship awarded to a student that is refunded in whole or in part for any reason is refunded to the Trust Fund and not the student.

(c) Procedures and guidelines for the administration of a Millennium Scholarship for students who are enrolled in more than one eligible institution.

Sec. 6. 1. This section and sections 1 and 3 of this act become effective on July 1, 2015.

2. Sections 2 and 4 of this act become effective on July 1, 2016.

3. Section 5 of this act becomes effective on July 1, 2017.
ASSEMBLY BILL NO. 148—ASSEMBLYMEN FIORE, SEAMAN, DICKMAN, SHELTON, OSCARSON; ARMSTRONG, DOOLING, ELLISON, GARDNER, HAMBRICK, HANSEN, JONES, KIRNER, MOORE, O’NEILL, TITUS, TROWBRIDGE, WHEELER AND WOODBURY

FEBRUARY 13, 2015

JOINT SPONSORS: SENATORS GUSTAVSON; AND GOICOECHEA

Referred to Committee on Judiciary

SUMMARY—Revises provisions governing concealed firearms. (BDR 20-242)


EXPLANATION—Matter in bolded italics is new; matter between brackets [omitted material] is material to be omitted.

AN ACT relating to concealed firearms; authorizing a sheriff to provide certain information concerning the availability of certain courses relating to firearm safety; authorizing a person who holds a permit to carry a concealed firearm to do so on certain property of a public airport and on the property of the Nevada System of Higher Education, a private or public school or child care facility under certain circumstances; authorizing the Police Department for the System to provide certain information concerning the availability of certain courses relating to firearm safety; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Section 1 of this bill authorizes the sheriff of a county to provide to persons who hold a permit to carry a concealed firearm information concerning instructors and organizations that offer courses in firearm safety which focus on issues relating to firearm safety in an educational environment. Existing law prohibits a person from carrying a concealed firearm while on the property of the Nevada System of Higher Education, a private or public school or a child care facility, unless the person holds a permit to carry a concealed firearm and...
THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 248 of NRS is hereby amended by adding
thereto a new section to read as follows:

The sheriff of each county may, within the limits of available
money, provide to persons who are authorized to carry a concealed
firearm pursuant to the provisions of NRS 202.3653 to 202.369,
inclusive, information concerning instructors and organizations
that offer courses in firearm safety which focus on issues relating
to firearm safety in an educational environment.

Sec. 2. NRS 62C.060 is hereby amended to read as follows:

62C.060 1. If a child is taken into custody for an unlawful act
that involves the possession, use or threatened use of a firearm, the
child must not be released before a detention hearing is held
pursuant to NRS 62C.040.
2. At the detention hearing, the juvenile court shall, if the child
was taken into custody for:
(a) Carrying or possessing a firearm while on the property of the
Nevada System of Higher Education, a private or public school or
child care facility, or while in a vehicle of a private or public school
or child care facility, order the child to:
(1) Be evaluated by a qualified professional; and
(2) Submit to a test to determine whether the child is using
any controlled substance.
(b) Committing an unlawful act involving a firearm other than
the act described in paragraph (a), determine whether to order the
child to be evaluated by a qualified professional.
3. If the juvenile court orders the child to be evaluated by a
qualified professional or to submit to a test to determine whether the
child is using any controlled substance, the evaluation or the results
from the test must be completed not later than 14 days after the
detention hearing. Until the evaluation or the test is completed, the child must be:

(a) Detained at a facility for the detention of children; or
(b) Placed under a program of supervision in the home of the child that may include electronic surveillance of the child.

4. If a child is evaluated by a qualified professional pursuant to this section, the statements made by the child to the qualified professional during the evaluation and any evidence directly or indirectly derived from those statements may not be used for any purpose in a proceeding which is conducted to prove that the child committed a delinquent act or criminal offense. The provisions of this subsection do not prohibit the district attorney from proving that the child committed a delinquent act or criminal offense based upon evidence obtained from sources or by means that are independent of the statements made by the child to the qualified professional during the evaluation.

5. As used in this section, “child care facility” has the meaning ascribed to it in paragraph (a) of subsection 6 of NRS 202.265.

Sec. 3. NRS 202.265 is hereby amended to read as follows:

202.265 1. Except as otherwise provided in this section, a person shall not carry or possess while on the property of the Nevada System of Higher Education, a private or public school or child care facility, or while in a vehicle of a private or public school or child care facility:

(a) An explosive or incendiary device;
(b) A dirk, dagger or switchblade knife;
(c) A nunchaku or trefoil;
(d) A blackjack or billy club or metal knuckles;
(e) A pistol, revolver or other firearm; or
(f) Any device used to mark any part of a person with paint or any other substance.

2. Any person who violates subsection 1 is guilty of a gross misdemeanor.

3. This section does not prohibit the possession of a weapon listed in subsection 1 while on the property of:

(a) The Nevada System of Higher Education, a private or public school or child care facility by a:
(1) Peace officer;
(2) School security guard; or
(3) Person having written permission from the president of a branch or facility of the Nevada System of Higher Education or the principal of the school or the person designated by a child care facility to give permission to carry or possess the weapon.

(b) A child care facility which is located at or in the home of a natural person by the person who owns or operates the facility so
long as the person resides in the home and the person complies with any laws governing the possession of such a weapon.

4. This section does not prohibit the possession of a firearm while on the property of the Nevada System of Higher Education, a private or public school or a child care facility by a person who is authorized to carry a concealed firearm pursuant to the provisions of NRS 202.3653 to 202.369, inclusive.

5. The provisions of this section apply to a child care facility located at or in the home of a natural person only during the normal hours of business of the facility.

5a. For the purposes of this section:
(a) “Child care facility” means any child care facility that is licensed pursuant to chapter 432A of NRS or licensed by a city or county.
(b) “Firearm” includes any device from which a metallic projectile, including any ball bearing or pellet, may be expelled by means of spring, gas, air or other force.
(c) “Nunchaku” has the meaning ascribed to it in NRS 202.350.
(d) “Switchblade knife” has the meaning ascribed to it in NRS 202.350.
(e) “Trefoil” has the meaning ascribed to it in NRS 202.350.
(f) “Vehicle” has the meaning ascribed to “school bus” in NRS 484A.230.

Sec. 4. NRS 202.3673 is hereby amended to read as follows:
202.3673 1. Except as otherwise provided in subsections 2 and 3, a permittee may carry a concealed firearm while the permittee is on the premises of any public building.
2. A permittee shall not carry a concealed firearm while the permittee is on the premises of a public building that is located on the property of a public airport.
3. A permittee shall not carry a concealed firearm while the permittee is on the premises of a public building that has a metal detector at each public entrance or a sign posted at each public entrance indicating that no firearms are allowed in the building, unless the permittee is not prohibited from carrying a concealed firearm while he or she is on the premises of the public building pursuant to subsection 4.
4. The provisions of subsection 3 do not prohibit:
(a) A permittee who is a judge from carrying a concealed firearm in the courthouse or courtroom in which the judge presides or from authorizing a permittee to carry a concealed firearm while in the courtroom of the judge and while traveling to and from the courtroom of the judge.

(b) A permittee who is a prosecuting attorney of an agency or political subdivision of the United States or of this State from carrying a concealed firearm while he or she is on the premises of a public building.

(c) A permittee who is employed in the public building from carrying a concealed firearm while he or she is on the premises of the public building.

(d) A permittee from carrying a concealed firearm while he or she is on the premises of the public building if the permittee has received written permission from the person in control of the public building to carry a concealed firearm while the permittee is on the premises of the public building.

5. A person who violates subsection 2 or 3 is guilty of a misdemeanor.

6. As used in this section:

(a) “Child care facility” has the meaning ascribed to it in paragraph (a) of subsection 5 of NRS 202.265.

(b) “Public building” means any building or office space occupied by:

(1) Any component of the Nevada System of Higher Education and used for any purpose related to the System; or

(2) The Federal Government, the State of Nevada or any county, city, school district or other political subdivision of the State of Nevada and used for any public purpose.

If only part of the building is occupied by an entity described in this subsection, paragraph, the term means only that portion of the building which is so occupied.

(b) “Secure area” means a portion of a public airport to which access is generally controlled through the screening of persons and property in accordance with an airport security program approved by the Transportation Security Administration of the United States Department of Homeland Security pursuant to 49 C.F.R. § 1542.101.

Sec. 5. Chapter 396 of NRS is hereby amended by adding thereto a new section to read as follows:

The Police Department for the System may, within the limits of available money, provide to persons who are authorized to carry a concealed firearm pursuant to the provisions of NRS 202.3653 to 202.369, inclusive, information concerning instructors and
organizations that offer courses in firearm safety which focus on
issues relating to firearm safety in an educational environment.

Sec. 6. NRS 396.110 is hereby amended to read as follows:
396.110 1. The Board of Regents may prescribe rules for:
(a) Its own government; and
(b) The government of the System.
2. The Board of Regents shall prescribe rules for the granting
of permission to carry or possess a weapon pursuant to NRS
202.265. The rules prescribed by the Board of Regents pursuant to
this subsection must not require a person who is authorized to
carry a concealed firearm pursuant to the provisions of NRS
202.3653 to 202.369, inclusive, to obtain permission to carry a
concealed firearm.
3. Any rules prescribed by the Board of Regents pursuant to
subsection 2 before, on or after July 1, 2015, that are inconsistent
with the provisions of subsection 2 are void.

Sec. 7. The Board of Regents of the University of Nevada
shall, on or before September 1, 2015, prescribe the rules for the
granting of permission to carry or possess a weapon pursuant to
NRS 202.265 required by subsection 2 of NRS 396.110, as amended
by section 6 of this act.

Sec. 8. This act becomes effective on July 1, 2015.
AN ACT relating to education; revising the eligibility criteria for a student to receive a Governor Guinn Millennium Scholarship; and providing other matters properly relating thereto.

Legislative Counsel's Digest:
Existing law requires a student to maintain a certain grade point average based on his or her year of graduation to be eligible for a Governor Guinn Millennium Scholarship. (NRS 396.930) This bill extends eligibility for such a scholarship to students who do not meet the minimum grade point average requirement, but who receive a certain score on a college entrance examination offered in this State. This bill requires the Board of Regents of the University of Nevada to establish such score requirements.

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

Section 1. NRS 396.930 is hereby amended to read as follows:

396.930 1. Except as otherwise provided in subsections 2 and 3, a student may apply to the Board of Regents for a Millennium Scholarship if the student:
(a) Except as otherwise provided in paragraph (e) of subsection 2, has been a resident of this State for at least 2 years before the student applies for the Millennium Scholarship;
(b) Except as otherwise provided in paragraph (e), graduated from a public or private high school in this State:
(1) After May 1, 2000, but not later than May 1, 2003; or
(2) After May 1, 2003, and, except as otherwise provided in paragraphs (c), (d) and (f) of subsection 2, not more than 6 years before the student applies for the Millennium Scholarship;
(c) Does not satisfy the requirements of paragraph (b) and:
(1) Was enrolled as a pupil in a public or private high school in this State with a class of pupils who were regularly scheduled to graduate after May 1, 2000;
(2) Received his or her high school diploma within 4 years after he or she was regularly scheduled to graduate; and
(3) Applies for the Millennium Scholarship not more than 6 years after he or she was regularly scheduled to graduate from high school;
(d) Except as otherwise provided in paragraph (e), maintained in high school in the courses designated by the Board of Regents pursuant to paragraph (b) of subsection 2, at least:
(1) A 3.00 grade point average on a 4.0 grading scale, if the student was a member of the graduating class of 2003 or 2004;
(2) A 3.10 grade point average on a 4.0 grading scale, if the student was a member of the graduating class of 2005 or 2006; or
(3) A 3.25 grade point average on a 4.0 grading scale, if the student was a member of the graduating class of 2007 or a later graduating class;
(e) Does not satisfy the requirements of paragraph (d) and received at least the minimum score established by the Board of Regents on a college entrance examination approved by the Board of Regents; and
(f) Is enrolled in at least:
(1) Six semester credit hours in a community college within the System;
(2) Twelve semester credit hours in another eligible institution; or
(3) A total of 12 or more semester credit hours in eligible institutions if the student is enrolled in more than one eligible institution.

2. The Board of Regents:
(a) Shall define the core curriculum that a student must complete in high school to be eligible for a Millennium Scholarship.
(b) Shall designate the courses in which a student must earn the minimum grade point averages set forth in paragraph (d) of subsection 1.
(c) May establish criteria with respect to students who have been on active duty serving in the Armed Forces of the United States to exempt such students from the 6-year limitation on applications that is set forth in subparagraph (2) of paragraph (b) of subsection 1.
(d) Shall establish criteria with respect to students who have a documented physical or mental disability or who were previously subject to an individualized education program under the Individuals with Disabilities Education Act, 20 U.S.C. §§ 1400 et seq., or a plan under Title V of the Rehabilitation Act of 1973, 29 U.S.C. §§ 791 et seq. The criteria must provide an exemption for those students from:

(1) The 6-year limitation on applications that is set forth in subparagraph (2) of paragraph (b) of subsection 1 and subparagraph (3) of paragraph (c) of subsection 1 and any limitation applicable to students who are eligible pursuant to subparagraph (1) of paragraph (b) of subsection 1.

(2) The minimum number of credits prescribed in paragraph (e) of subsection 1.

(e) Shall establish criteria with respect to students who have a parent or legal guardian on active duty in the Armed Forces of the United States to exempt such students from the residency requirement set forth in paragraph (a) of subsection 1 or subsection 3.

(f) Shall establish criteria with respect to students who have been actively serving or participating in a charitable, religious or public service assignment or mission to exempt such students from the 6-year limitation on applications that is set forth in subparagraph (2) of paragraph (b) of subsection 1. Such criteria must provide for the award of Millennium Scholarships to those students who qualify for the exemption and who otherwise meet the eligibility criteria to the extent that money is available to award Millennium Scholarships to the students after all other obligations for the award of Millennium Scholarships for the current school year have been satisfied.

3. Except as otherwise provided in paragraph (c) of subsection 1, for students who did not graduate from a public or private high school in this State and who, except as otherwise provided in paragraph (e) of subsection 2, have been residents of this State for at least 2 years, the Board of Regents shall establish:

(a) The minimum score on a standardized test that such students must receive; or

(b) Other criteria that students must meet,

4. In awarding Millennium Scholarships, the Board of Regents shall enhance its outreach to students who:

(a) Are pursuing a career in education or health care;

(b) Come from families who lack sufficient financial resources to pay for the costs of sending their children to an eligible institution; or
(c) Substantially participated in an antismoking, antidrug or antialcohol program during high school.

5. The Board of Regents shall establish a procedure by which an applicant for a Millennium Scholarship is required to execute an affidavit declaring the applicant’s eligibility for a Millennium Scholarship pursuant to the requirements of this section. The affidavit must include a declaration that the applicant is a citizen of the United States or has lawful immigration status, or that the applicant has filed an application to legalize the applicant’s immigration status or will file an application to legalize his or her immigration status as soon as he or she is eligible to do so.

Sec. 2. This act becomes effective on July 1, 2015.
AN ACT relating to education; revising provisions relating to tuition charges for attending a campus of the Nevada System of Higher Education assessed against students whose families do not reside in this State; requiring a student who receives a Governor Guinn Millennium Scholarship to perform community service; creating the Office of the Western Regional Higher Education Compact within the Office of the Governor; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes the Board of Regents of the University of Nevada to assess a tuition charge against certain students who are not residents of the State of Nevada in addition to registration fees or other fees assessed against students who are residents of the State of Nevada. Under existing law, a student at certain schools in the Nevada System of Higher Education whose family resides outside of this State may not be assessed a tuition charge if the student has been a resident of this State for at least 12 months before his or her matriculation. (NRS 396.540) Section 7 of this bill expands this exemption from tuition charges by allowing such a student to attend such a school without being assessed a tuition charge if the student has been a resident of this State for at least 12 months before the last day of regular registration for the semester in which the student proposes to attend school.

Existing law establishes the Governor Guinn Millennium Scholarship Program and prescribes eligibility requirements for the continued receipt of such a scholarship. (NRS 396.926, 396.934) Existing law also encourages a student who receives such a scholarship to provide at least 20 hours of community service each year that the student receives a scholarship. (NRS 396.934) Section 2 of this bill requires a student who receives such a scholarship to provide community service each year the student receives a scholarship. Although section 2 does not require a
specific number of hours, it continues to encourage the student to provide at least 19 hours of community service each such year.

Existing law authorizes the Governor to employ certain persons to provide an appropriate staff for the Office of the Governor, including, without limitation, the Office of Economic Development, the Office of Science, Innovation and Technology and the Governor’s mansion. (NRS 223.085) Section 4 of this bill additionally authorizes the Governor to employ certain persons to provide an appropriate staff for the Office of the Western Regional Higher Education Compact.

Existing law directs the Governor to execute a compact with certain other states for the purpose of forming a Western Interstate Commission for Higher Education. (NRS 397.010) The compact requires the Western Interstate Commission for Higher Education to enter into certain contractual agreements with certain institutions offering graduate or professional education in other member states in order to increase the opportunities for residents of member states to obtain graduate or professional degrees. (NRS 397.020) Sections 3 and 5 of this bill create the Office of the Western Regional Higher Education Compact within the Office of the Governor.

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

Section 1. NRS 396.540 is hereby amended to read as follows:

396.540  1. For the purposes of this section:

(a) “Bona fide resident” shall be construed in accordance with the provisions of NRS 10.155 and policies established by the Board of Regents, to the extent that those policies do not conflict with any statute. The qualification “bona fide” is intended to ensure that the residence is genuine and established for purposes other than the avoidance of tuition.

(b) “Matriculation” has the meaning ascribed to it in regulations adopted by the Board of Regents.

(c) “Tuition charge” means a charge assessed against students who are not residents of Nevada and which is in addition to registration fees or other fees assessed against students who are residents of Nevada.

2. The Board of Regents may fix a tuition charge for students at all campuses of the System, but tuition charges must not be assessed against:

(a) All students whose families have been bona fide residents of the State of Nevada for at least 12 months before the matriculation of the student at a university, state college or community college within the System;

(b) All students whose families reside outside of the State of Nevada, providing such students have themselves been bona fide residents of the State of Nevada for at least 12 months before [their matriculation] the last day of regular registration at a university,
state college or community college within the System for the semester in which the student plans to attend;
(c) All public school teachers who are employed full-time by school districts in the State of Nevada;
(d) All full-time teachers in private elementary, secondary and postsecondary educational institutions in the State of Nevada whose curricula meet the requirements of chapter 394 of NRS;
(e) Employees of the System who take classes other than during their regular working hours;
(f) Members of the Armed Forces of the United States who are on active duty and stationed at a military installation in the State of Nevada; and
(g) Except as otherwise provided in subsection 3, veterans of the Armed Forces of the United States who were honorably discharged within the 2 years immediately preceding the date of matriculation of the veteran at a university, state college or community college within the System.
3. The Board of Regents may grant more favorable exemptions from tuition charges for veterans of the Armed Forces of the United States who were honorably discharged than the exemption provided pursuant to paragraph (g) of subsection 2, if required for the receipt of federal money.
4. The Board of Regents may grant exemptions from tuition charges each semester to other worthwhile and deserving students from other states and foreign countries, in a number not to exceed a number equal to 3 percent of the total matriculated enrollment of students for the last preceding fall semester.
Sec. 2. NRS 396.934 is hereby amended to read as follows:
396.934 1. Except as otherwise provided in this section, within the limits of money available in the Trust Fund, a student who is eligible for a Millennium Scholarship is entitled to receive:
(a) If he or she is enrolled in a community college within the System, including, without limitation, a summer academic term, $40 per credit for each lower division course and $60 per credit for each upper division course in which the student is enrolled, or the amount of money that is necessary for the student to pay the costs of attending the community college that are not otherwise satisfied by other grants or scholarships, whichever is less. The Board of Regents shall provide for the designation of upper and lower division courses for the purposes of this paragraph.
(b) If he or she is enrolled in a state college within the System, including, without limitation, a summer academic term, $60 per credit for which the student is enrolled, or the amount of money that is necessary for the student to pay the costs of attending the state
college that are not otherwise satisfied by other grants or scholarships, whichever is less.

(c) If he or she is enrolled in another eligible institution, including, without limitation, a summer academic term, $80 per credit for which the student is enrolled, or the amount of money that is necessary for the student to pay the costs of attending the university that are not otherwise satisfied by other grants or scholarships, whichever is less.

(d) If he or she is enrolled in more than one eligible institution, including, without limitation, a summer academic term, the amount authorized pursuant to paragraph (a), (b) or (c), or a combination thereof, in accordance with procedures and guidelines established by the Board of Regents.

In no event may a student who is eligible for a Millennium Scholarship receive more than the cost of 12 semester credits per semester pursuant to this subsection.

2. No student may be awarded a Millennium Scholarship:

(a) To pay for remedial courses.

(b) For a total amount in excess of $10,000.

3. A student who receives a Millennium Scholarship shall:

(a) Make satisfactory academic progress toward a recognized degree or certificate, as determined by the Board of Regents pursuant to subsection 8; and

(b) If the student graduated from high school after May 1, 2003, maintain:

(1) At least a 2.60 grade point average on a 4.0 grading scale for each semester during the first year of enrollment in the Governor Guinn Millennium Scholarship Program.

(2) At least a 2.75 grade point average on a 4.0 grading scale for each semester during the second year of enrollment in the Governor Guinn Millennium Scholarship Program and for each semester during each year of enrollment thereafter.

4. A student who receives a Millennium Scholarship is encouraged to volunteer at least 20 hours of community service for this State, a political subdivision of this State or a charitable organization that provides service to a community or the residents of a community in this State during each year in which the student receives a Millennium Scholarship.

A student who receives a Millennium Scholarship is encouraged to volunteer at least 20 hours of community service during each year in which the student receives a Millennium Scholarship.

5. If a student does not satisfy the requirements of subsection 3 during one semester of enrollment, excluding a summer academic term, he or she is not eligible for the Millennium Scholarship for the succeeding semester of enrollment. If such a student:
(a) Subsequently satisfies the requirements of subsection 3 in a semester in which he or she is not eligible for the Millennium Scholarship, the student is eligible for the Millennium Scholarship for the student's next semester of enrollment.

(b) Fails a second time to satisfy the requirements of subsection 3 during any subsequent semester, excluding a summer academic term, the student is no longer eligible for a Millennium Scholarship.

6. A Millennium Scholarship must be used only:

(a) For the payment of registration fees and laboratory fees and expenses;

(b) To purchase required textbooks and course materials; and

(c) For other costs related to the attendance of the student at the eligible institution.

7. The Board of Regents shall certify a list of eligible students to the State Treasurer. The State Treasurer shall disburse a Millennium Scholarship for each semester on behalf of an eligible student directly to the eligible institution in which the student is enrolled, upon certification from the eligible institution of the number of credits for which the student is enrolled, which must meet or exceed the minimum number of credits required for eligibility and certification that the student is in good standing and making satisfactory academic progress toward a recognized degree or certificate, as determined by the Board of Regents pursuant to subsection 8. The Millennium Scholarship must be administered by the eligible institution as other similar scholarships are administered and may be used only for the expenditures authorized pursuant to subsection 6. If a student is enrolled in more than one eligible institution, the Millennium Scholarship must be administered by the eligible institution at which the student is enrolled in a program of study leading to a recognized degree or certificate.

8. The Board of Regents shall establish:

(a) Criteria for determining whether a student is making satisfactory academic progress toward a recognized degree or certificate for purposes of subsection 7.

(b) Procedures to ensure that all money from a Millennium Scholarship awarded to a student that is refunded in whole or in part for any reason is refunded to the Trust Fund and not the student.

(c) Procedures and guidelines for the administration of a Millennium Scholarship for students who are enrolled in more than one eligible institution.

Sec. 3. NRS 397.030 is hereby amended to read as follows:

397.030 1. In furtherance of the provisions contained in the Compact, there must be three Commissioners from the State of Nevada, appointed by the Governor to serve in the Office of the
Western Regional Higher Education Compact created by section 5 of this act.

2. The qualifications and terms of the three Nevada State Commissioners must be in accordance with Article 4 of the Compact. A Nevada State Commissioner shall hold office until his or her successor is appointed and qualified, but the successor’s term expires 4 years after the legal date of expiration of the term of his or her predecessor.

3. Any Nevada State Commissioner may be removed from office by the Governor upon charges and after a hearing.

4. The term of any Nevada State Commissioner who ceases to hold the required qualifications terminates when a successor is appointed.

Sec. 4. NRS 223.085 is hereby amended to read as follows:

223.085 1. The Governor may, within the limits of available money, employ such persons as he or she deems necessary to provide an appropriate staff for the Office of the Governor, including, without limitation, the Office of Economic Development, the Office of Science, Innovation and Technology, the Office of the Western Regional Higher Education Compact and the Governor’s mansion. Any such employees are not in the classified or unclassified service of the State and, except as otherwise provided in NRS 231.043 and 231.047, and section 5 of this act, serve at the pleasure of the Governor.

2. The Governor shall:

(a) Determine the salaries and benefits of the persons employed pursuant to subsection 1, within limits of money available for that purpose; and

(b) Adopt such rules and policies as he or she deems appropriate to establish the duties and employment rights of the persons employed pursuant to subsection 1.

3. The Governor may:

(a) Appoint a Chief Information Officer of the State; or

(b) Designate the Administrator as the Chief Information Officer of the State.

If the Administrator is so appointed, the Administrator shall serve as the Chief Information Officer of the State without additional compensation.

4. As used in this section, “Administrator” means the Administrator of the Division of Enterprise Information Technology Services of the Department of Administration.

Sec. 5. Chapter 232 of NRS is hereby amended by adding thereto a new section to read as follows:

1. There is hereby created within the Office of the Governor the Office of the Western Regional Higher Education Compact.
2. The Governor shall propose a budget for the Office of the Western Regional Higher Education Compact.

3. Employees of the Office of the Western Regional Higher Education Compact are not in the classified or unclassified service of this State and serve at the pleasure of the Governor.

Sec. 6. This act becomes effective on July 1, 2015.