



5/7/2025

Dear Chair Neal and members of the Senate Committee on Revenue and Economic Development,

On behalf of ExcelinEd in Action, I respectfully submit this letter in **strong opposition to Assembly Bill 441**, which would impose punitive restrictions on scholarship organizations that help provide Nevada families with critical access to the school of their choice.

AB441 may appear administrative in nature, but in practice, it threatens to undercut one of the few lifelines available to low-income families seeking better educational options for their children. By requiring scholarship organizations to fully expend donations that receive payroll tax credits within 18 months—or face retroactive repayment of the tax credit—this bill introduces unnecessary risk and financial uncertainty to donors and scholarship organizations alike.

Here are several reasons why AB441 undermines school choice in Nevada:

- **It punishes responsible fiscal stewardship.** Scholarship organizations often carry over funds to manage fluctuations in enrollment or ensure continuity of aid. This bill would force them into spending quickly rather than wisely, ultimately jeopardizing stability for students who rely on multi-year scholarships.
- **It creates donor uncertainty.** Tying the donor's tax credit to future spending behavior of a third party discourages contributions and undermines confidence in the program. Fewer donations mean fewer scholarships for children in need.
- **It disproportionately hurts low-income families.** Nevada's Educational Choice Scholarship Program exists to help families who cannot afford to wait years for systemic change in their neighborhood schools. These families deserve options now—not after it's too late.
- **It weakens one of Nevada's only private school choice pathways.** Rather than expanding opportunity, this bill adds layers of compliance that will chill charitable giving and restrict the reach of scholarship organizations.

At a time when families are demanding more personalized and effective education options, Nevada should be doing everything in its power to **strengthen** choice-based programs, not introduce legislative barriers that undermine them.

For these reasons, we respectfully urge you to **oppose AB441** and protect access to high-quality educational options for Nevada students.

Sincerely,

A handwritten signature in black ink that reads "Marcos Lopez".

Marcos Lopez
Western Legislative Director
ExcelinEd in Action