

ASSEMBLY BILL NO. 109—COMMITTEE ON EDUCATION

(ON BEHALF OF THE LEGISLATIVE COMMITTEE ON EDUCATION)

FEBRUARY 21, 2005

Referred to Concurrent Committees on Education
and Ways and Means

SUMMARY—Revises provisions governing statewide system of accountability and regional training programs for professional development of teachers and administrators. (BDR 34-479)

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 relating to education; revising provisions governing the statewide system of accountability for public schools; redesignating the four regional training programs for the professional development of teachers and administrators based upon the geographic regions served by those programs; designating the board of trustees of certain school districts as the fiscal agent for the programs; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Existing law establishes the statewide system of accountability for public
- 2 schools. (NRS 385.3455-385.391)
- 3 This bill amends existing law to revise provisions governing the accountability
- 4 measures for schools that have been designated as demonstrating need for
- 5 improvement.
- 6 Existing law provides for the establishment and operation of regional training
- 7 programs for the professional development of teachers and administrators by the
- 8 boards of trustees of four school districts. (NRS 391.512)
- 9 This bill redesignates the four regional training programs to reflect the
- 10 geographic regions served by each program. In addition, this bill provides that the
- 11 four school districts which receive money for the programs serve as the fiscal
- 12 agents for the maintenance and support of the programs.



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

1 **Section 1.** NRS 385.34691 is hereby amended to read as
2 follows:

3 385.34691 1. The State Board shall prepare a plan to improve
4 the achievement of pupils enrolled in the public schools in this
5 State. The plan:

6 (a) Must be prepared in consultation with:

7 (1) Employees of the Department;

8 (2) At least one employee of a school district in a county
9 whose population is 100,000 or more, appointed by the Nevada
10 Association of School Boards;

11 (3) At least one employee of a school district in a county
12 whose population is less than 100,000, appointed by the Nevada
13 Association of School Boards; and

14 (4) At least one representative of the Statewide Council for
15 the Coordination of the Regional Training Programs created by NRS
16 391.516, appointed by the Council; and

17 (b) May be prepared in consultation with:

18 (1) Representatives of institutions of higher education;

19 (2) Representatives of regional educational laboratories;

20 (3) Representatives of outside consultant groups;

21 (4) Representatives of the regional training programs for the
22 professional development of teachers and administrators
23 ~~established pursuant to~~ *created by* NRS 391.512;

24 (5) The Bureau; and

25 (6) Other persons who the State Board determines are
26 appropriate.

27 2. A plan to improve the achievement of pupils enrolled in
28 public schools in this State must include:

29 (a) A review and analysis of the data upon which the report
30 required pursuant to NRS 385.3469 is based and a review and
31 analysis of any data that is more recent than the data upon which the
32 report is based.

33 (b) The identification of any problems or factors common
34 among the school districts or charter schools in this State, as
35 revealed by the review and analysis.

36 (c) Strategies based upon scientifically based research, as
37 defined in 20 U.S.C. § 7801(37), that will strengthen the core
38 academic subjects, as set forth in NRS 389.018.



(d) Strategies to improve the academic achievement of pupils enrolled in public schools in this State, including, without limitation, strategies to:

(1) Instruct pupils who are not achieving to their fullest potential;

(2) Increase the rate of attendance of pupils and reduce the number of pupils who drop out of school;

(3) Integrate technology into the instructional and administrative programs of the school districts;

(4) Manage effectively the discipline of pupils; and

(5) Enhance the professional development offered for the teachers and administrators employed at public schools in this State to include the activities set forth in 20 U.S.C. § 7801(34), as deemed appropriate by the State Board.

(e) Strategies designed to provide to the pupils enrolled in middle school, junior high school and high school, the teachers and counselors who provide instruction to those pupils, and the parents and guardians of those pupils information concerning:

(1) The requirements for admission to an institution of higher education and the opportunities for financial aid;

(2) The availability of millennium scholarships pursuant to NRS 396.911 to 396.938, inclusive; and

(3) The need for a pupil to make informed decisions about his curriculum in middle school, junior high school and high school in preparation for success after graduation.

(f) An identification, by category, of the employees of the Department who are responsible for ensuring that each provision of the plan is carried out effectively.

(g) For each provision of the plan, a timeline for carrying out that provision, including, without limitation, a timeline for monitoring whether the provision is carried out effectively.

(h) For each provision of the plan, measurable criteria for determining whether the provision has contributed toward improving the academic achievement of pupils, increasing the rate of attendance of pupils and reducing the number of pupils who drop out of school.

(i) Strategies to improve the allocation of resources from this State, by program and by school district, in a manner that will improve the academic achievement of pupils. If this State has a financial analysis program that is designed to track educational expenditures and revenues to individual schools, the State Board shall use that statewide program in complying with this paragraph. If a statewide program is not available, the State Board shall use the



1 Department's own financial analysis program in complying with
2 this paragraph.

3 (j) Based upon the reallocation of resources set forth in
4 paragraph (i), the resources available to the State Board and the
5 Department to carry out the plan.

6 (k) A summary of the effectiveness of appropriations made by
7 the Legislature to improve the academic achievement of pupils and
8 programs approved by the Legislature to improve the academic
9 achievement of pupils.

10 3. The State Board shall:

11 (a) Review the plan prepared pursuant to this section annually to
12 evaluate the effectiveness of the plan; and

13 (b) Based upon the evaluation of the plan, make revisions, as
14 necessary, to ensure that the plan is designed to improve the
15 academic achievement of pupils enrolled in public schools in this
16 State.

17 4. On or before December 15 of each year, the State Board
18 shall submit the plan or the revised plan, as applicable, to the:

19 (a) Governor;

20 (b) Committee;

21 (c) Bureau;

22 (d) Board of Regents of the University of Nevada;

23 (e) Council to Establish Academic Standards for Public Schools
24 created by NRS 389.510;

25 (f) Board of trustees of each school district; and

26 (g) Governing body of each charter school.

27 **Sec. 2.** NRS 385.354 is hereby amended to read as follows:

28 385.354 1. If the board of trustees of a school district in a
29 county whose population is 400,000 or more, or the superintendent
30 of schools of such a school district, creates regional subdistricts
31 within the school district, each regional subdistrict shall, on or
32 before August 15 of each year, prepare an annual report. The annual
33 report must include, without limitation, for the immediately
34 preceding school year:

35 (a) A description of the geographic area that comprises the
36 subdistrict.

37 (b) A list of the administrative leadership of the subdistrict.

38 (c) The number of public meetings, if any, held by the
39 subdistrict.

40 (d) The information required by subsection 2 of NRS 385.347,
41 reported for the subdistrict as a whole and for each school within the
42 subdistrict.

43 (e) The total number of administrators employed to provide
44 services within the subdistrict, and the total amount of money paid
45 to those administrators for salaries and benefits.



(f) The total number of teachers and other educational personnel employed to provide instruction and other educational services in schools within the subdistrict, and the total amount of money paid to those teachers and personnel for salaries and benefits.

(g) The number of substitute teachers who were employed to provide instruction in schools within the subdistrict for a period of 30 consecutive days or more and the subject areas taught by those substitute teachers.

(h) The number of administrators, teachers and other educational personnel identified in paragraphs (e) and (f) that attended a regional training program for the professional development of teachers and administrators ~~established pursuant to~~ *created by* NRS 391.512, including, without limitation:

(1) The type of training received; and

(2) A summary of the evaluation of the training by the teachers and administrators who participated.

(i) Demographic information concerning the pupils enrolled in schools within the subdistrict, including, without limitation:

(1) Race;

(2) Ethnicity;

(3) Gender;

(4) The percentage of pupils with disabilities who received special education pursuant to NRS 388.440 to 388.520, inclusive;

(5) The percentage of gifted and talented pupils who received special education pursuant to NRS 388.440 to 388.520, inclusive;

(6) The percentage of pupils who participated in the program for free or reduced-price school lunches pursuant to 42 U.S.C. §§ 1751 et seq.; and

(7) The percentage of pupils who participated in educational programs for migratory children provided pursuant to 20 U.S.C. §§ 6391 et seq.

(j) The number of schools, if any, within the subdistrict that were designated as demonstrating need for improvement.

(k) A summary of each program for remediation, if any, purchased for the schools within the subdistrict, including, without limitation:

(1) The name of the program; and

(2) The costs of the program.

(l) The number of preschool children who participated in early childhood education programs provided by the school district, the subdistrict or schools within the subdistrict.

(m) The budget for the subdistrict, including, without limitation, the:



(1) Amount of money from the school district's total budget that was allocated to the subdistrict or for use to operate the schools within the subdistrict; and

(2) Actual expenditures of the subdistrict or school district, as applicable, expressed on a per pupil basis, to operate the schools within the subdistrict.

(n) The establishment of zones of attendance, if any, or changes made to the existing zones of attendance, if any, that affected the subdistrict and the number of pupils within the subdistrict who were affected by each change.

(o) The number of schools within the subdistrict, if any, that converted to a year-round schedule.

(p) A description of the procedure of the subdistrict for hearing grievances and complaints of parents and legal guardians of pupils enrolled in schools within the subdistrict.

2. On or before August 15 of each year, each regional subdistrict shall submit to the board of trustees of the school district in which the subdistrict is located, the written report prepared pursuant to subsection 1. On or before December 15 of each year, the board of trustees shall submit a written compilation of the reports to the:

(a) Legislative Commission;

(b) Committee; and

(c) Department.

➔ The written compilation must include, without limitation, an analysis and evaluation of the equity among the regional subdistricts based upon the information reported.

3. The board of trustees of a school district that includes regional subdistricts which are required to submit reports pursuant to this section shall prescribe forms for the reports.

Sec. 3. NRS 385.3692 is hereby amended to read as follows:

385.3692 1. Each technical assistance partnership established for a public school shall complete a form prescribed by the Department pursuant to this section or an expanded form, if applicable, that includes:

(a) A review and analysis of the operation of the school, including, without limitation, the design and operation of the instructional program of the school;

(b) A review and analysis of the data pertaining to the school based upon the report required pursuant to subsection 2 of NRS 385.347 and a review and analysis of any data that is more recent;

(c) A review of the most recent plan to improve the achievement of the school's pupils; and



(d) An identification of the problems and factors at the school that contributed to the designation of the school as demonstrating need for improvement.

2. Each technical assistance partnership established for a public school shall:

(a) Assist the school in developing recommendations for improving the performance of pupils who are enrolled in the school; and

(b) Adopt, in consultation with the employees of the school, written revisions to the most recent plan to improve the achievement of the school's pupils for approval pursuant to NRS 385.357. The written revisions must:

(1) Include the data and findings of the technical assistance partnership that provide support for the revisions;

(2) If the school is a Title I school, be developed in consultation with parents and guardians of pupils enrolled in the school and, to the extent deemed appropriate by the entity that created the technical assistance partnership, outside experts;

(3) Set forth a timeline to carry out the revisions;

(4) Set forth priorities for the school in carrying out the revisions; and

(5) Set forth the *names and* duties of each person who is responsible for carrying out the revisions.

3. On or before November 1 of each year, each technical assistance partnership shall submit the form completed pursuant to subsection 1 to the:

(a) Department;

(b) Bureau;

(c) Board of trustees of the school district or governing body of the charter school, as applicable; and

(d) Principal of the school.

4. The Department shall, in consultation with the Bureau:

(a) Prescribe a form that contains the basic information for a technical assistance partnership to carry out its duties pursuant to subsection 1; and

(b) Make the form available on a computer disc for use by technical assistance partnerships and, upon request, in any other manner deemed reasonable by the Department.

5. Except as otherwise provided in this subsection, each technical assistance partnership shall use the form prescribed by the Department to carry out its duties pursuant to subsection 1. A school district or governing body of a charter school may prescribe an expanded form that contains additions to the form prescribed by the Department if the basic information contained in the expanded form complies with the form prescribed by the Department.



1 **6. A technical assistance partnership may require the school**
2 **for which the partnership was established to submit plans,**
3 **strategies, tasks and measures that, in the determination of the**
4 **partnership, will assist the school in improving the achievement**
5 **and proficiency of pupils enrolled in the school.**

6 **Sec. 4.** NRS 385.374 is hereby amended to read as follows:

7 385.374 The membership of each support team established
8 pursuant to NRS 385.3721:

9 1. Must consist of, without limitation:

10 (a) Teachers and principals who are considered highly qualified
11 and who are not employees of the public school for which the
12 support team is established;

13 (b) At least one representative of the Department ~~H~~, **who must**
14 **serve as the facilitator of the support team;**

15 (c) Except for a charter school, at least one administrator at the
16 district level who is employed by the board of trustees of the school
17 district;

18 (d) At least one parent or guardian of a pupil who is enrolled in
19 the public school for which the support team is established; and

20 (e) In addition to the requirements of paragraphs (a) to (d),
21 inclusive, for a charter school:

22 (1) At least one member of the governing body of the charter
23 school, regardless of the sponsor of the charter school; and

24 (2) If the charter school is sponsored by the board of trustees
25 of a school district, at least one employee of the school district,
26 which may include an administrator.

27 2. May consist of, without limitation:

28 (a) Except for a charter school, one or more members of the
29 board of trustees of the school district in which the school is located;

30 (b) Representatives of institutions of higher education;

31 (c) Representatives of regional educational laboratories;

32 (d) Representatives of outside consultant groups;

33 (e) Representatives of the regional training program for the
34 professional development of teachers and administrators
35 ~~established pursuant to~~ **created by** NRS 391.512 that provides
36 services to the school district in which the school is located;

37 (f) The Bureau; and

38 (g) Other persons who the Department determines are
39 appropriate.

40 **Sec. 5.** NRS 385.3741 is hereby amended to read as follows:

41 385.3741 **1.** Each support team established for a public
42 school pursuant to NRS 385.3721 shall:

43 ~~H~~ **(a)** Review and analyze the operation of the school,
44 including, without limitation, the design and operation of the
45 instructional program of the school.



~~[2.]~~ (b) Review and analyze the data pertaining to the school upon which the report required pursuant to subsection 2 of NRS 385.347 is based and review and analyze any data that is more recent than the data upon which the report is based.

~~[3.]~~ (c) Review the most recent plan to improve the achievement of the school's pupils.

~~[4.]~~ (d) Identify and investigate the problems and factors at the school that contributed to the designation of the school as demonstrating need for improvement.

~~[5.]~~ (e) Assist the school in developing recommendations for improving the performance of pupils who are enrolled in the school.

~~[6.]~~ (f) Except as otherwise provided in this ~~[subsection,]~~ *paragraph*, make recommendations to the board of trustees of the school district, the State Board and the Department concerning additional assistance for the school in carrying out the plan for improvement of the school. For a charter school sponsored by the State Board, the support team shall make the recommendations to the State Board and the Department.

~~[7.]~~ (g) In accordance with its findings pursuant to this ~~[subsection]~~ *section* and NRS 385.3742, submit, on or before November 1, written revisions to the most recent plan to improve the achievement of the school's pupils for approval pursuant to NRS 385.357. The written revisions must:

~~[(a)]~~ (I) Comply with NRS 385.357;

~~[(b)]~~ (2) If the school is a Title I school, be developed in consultation with parents and guardians of pupils enrolled in the school and, to the extent deemed appropriate by the entity that created the support team, outside experts;

~~[(c)]~~ (3) Include the data and findings of the support team that provide support for the revisions;

~~[(d)]~~ (4) Set forth goals , ~~[and]~~ objectives , *tasks and measures* for the school that are:

~~[(1)]~~ (I) Designed to improve the achievement of the school's pupils;

~~[(2)]~~ (II) Specific;

~~[(3)]~~ (III) Measurable; and

~~[(4)]~~ (IV) Conducive to reliable evaluation;

~~[(e)]~~ (5) Set forth a timeline to carry out the revisions;

~~[(f)]~~ (6) Set forth priorities for the school in carrying out the revisions; and

~~[(g)]~~ (7) Set forth the *names and* duties of each person who is responsible for carrying out the revisions.

~~[8.]~~ (h) Except as otherwise provided in this ~~[subsection,]~~ *paragraph*, work cooperatively with the board of trustees of the school district in which the school is located, the employees of the



1 school, and the parents and guardians of pupils enrolled in the
2 school to carry out and monitor the plan for improvement of
3 the school. If a charter school is sponsored by the State Board, the
4 Department shall assist the school with carrying out and monitoring
5 the plan for improvement of the school.

6 ~~9-1~~ (i) *Prepare a monthly progress report in the format*
7 *prescribed by the Department and:*

8 (1) *Submit the progress report to the Department.*

9 (2) *Distribute copies of the progress report to each*
10 *employee of the school for review.*

11 (j) In addition to the requirements of this section, if the support
12 team is established for a Title I school, carry out the requirements of
13 20 U.S.C. § 6317(a)(5).

14 2. *A school support team may require the school for which*
15 *the support team was established to submit plans, strategies, tasks*
16 *and measures that, in the determination of the support team, will*
17 *assist the school in improving the achievement and proficiency of*
18 *pupils enrolled in the school.*

19 3. *The Department shall prescribe a concise monthly*
20 *progress report for use by each support team in accordance with*
21 *paragraph (i) of subsection 1.*

22 **Sec. 6.** NRS 391.512 is hereby amended to read as follows:

23 391.512 1. ~~[The Clark County School District, Douglas~~
24 ~~County School District, Elko County School District and Washoe~~
25 ~~County School District shall each]~~ *There are hereby created the*
26 *Southern Nevada Regional Training Program, the Western*
27 *Nevada Regional Training Program, the Northeastern Nevada*
28 *Regional Training Program and the Northwestern Nevada*
29 *Regional Training Program. The governing body of each regional*
30 *training program shall establish and operate a:*

31 (a) Regional training program for the professional development
32 of teachers and administrators.

33 (b) Nevada Early Literacy Intervention Program through the
34 regional training program established pursuant to paragraph (a).

35 2. Except as otherwise provided in subsection 6, the ~~regional~~
36 ~~training program established by the Clark County School District]~~
37 *Southern Nevada Regional Training Program* must primarily
38 provide services to teachers and administrators who are employed
39 by school districts in:

40 (a) Clark County;

41 (b) Esmeralda County;

42 (c) Lincoln County; and

43 (d) Nye County.

44 3. Except as otherwise provided in subsection 6, the ~~regional~~
45 ~~training program established by the Douglas County School~~



~~District]~~ **Western Nevada Regional Training Program** must primarily provide services to teachers and administrators who are employed by school districts in:

- (a) Carson City;
- (b) Churchill County;
- (c) Douglas County;
- (d) Lyon County; and
- (e) Mineral County.

4. Except as otherwise provided in subsection 6, the ~~[regional training program established by the Elko County School District]~~ **Northeastern Nevada Regional Training Program** must primarily provide services to teachers and administrators who are employed by school districts in:

- (a) Elko County;
- (b) Eureka County;
- (c) Lander County;
- (d) Humboldt County; and
- (e) White Pine County.

5. Except as otherwise provided in subsection 6, the ~~[regional training program established by the Washoe County School District]~~ **Northwestern Nevada Regional Training Program** must primarily provide services to teachers and administrators who are employed by school districts in:

- (a) Pershing County;
- (b) Storey County; and
- (c) Washoe County.

6. Each regional training program shall, when practicable, make reasonable accommodations for the attendance of teachers and administrators who are employed by school districts outside the primary jurisdiction of the regional training program.

7. The board of trustees of the:

(a) Clark County School District shall serve as the fiscal agent for the Southern Nevada Regional Training Program.

(b) Douglas County School District shall serve as the fiscal agent for the Western Nevada Regional Training Program.

(c) Elko County School District shall serve as the fiscal agent for the Northeastern Nevada Regional Training Program.

(d) Washoe County School District shall serve as the fiscal agent for the Northwestern Nevada Regional Training Program.

➡ As fiscal agent, each school district is responsible for the payment, collection and holding of all money received from this State for the maintenance and support of the regional training program and Nevada Early Intervention Program established and operated by the applicable governing body.



1 **Sec. 7.** NRS 391.552 is hereby amended to read as follows:
2 391.552 The governing body of each regional training program
3 shall:

4 1. Establish a method for the evaluation of the success of the
5 regional training program, including, without limitation, the Nevada
6 Early Literacy Intervention Program. The method must be consistent
7 with the uniform procedures adopted by the Statewide Council
8 pursuant to NRS 391.520.

9 2. On or before ~~July~~ *September* 1 of each year, submit an
10 annual report to the State Board, the Commission, the Legislative
11 Committee on Education and the Legislative Bureau of Educational
12 Accountability and Program Evaluation that includes:

13 (a) The priorities for training adopted by the governing body
14 pursuant to NRS 391.540.

15 (b) The type of training offered through the program in the
16 immediately preceding year.

17 (c) The number of teachers and administrators who received
18 training through the program in the immediately preceding year.

19 (d) The number of paraprofessionals, if any, who received
20 training through the program in the immediately preceding year.

21 (e) An evaluation of the success of the program, including,
22 without limitation, the Nevada Early Literacy Intervention Program,
23 in accordance with the method established pursuant to subsection 1.

24 (f) A description of the gifts and grants, if any, received by the
25 governing body in the immediately preceding year and the gifts and
26 grants, if any, received by the Statewide Council during the
27 immediately preceding year on behalf of the regional training
28 program. The description must include the manner in which the gifts
29 and grants were expended.

30 (g) The 5-year plan for the program prepared pursuant to NRS
31 391.540 and any revisions to the plan made by the governing body
32 in the immediately preceding year.

33 **Sec. 8.** This act becomes effective on July 1, 2005.

