

**Amendment No. 1197**

Assembly Amendment to Assembly Bill No. 335 First Reprint (BDR 34-482)

**Proposed by:** Committee on Ways and Means**Amendment Box:** Replaces Amendment No. 1176.**Resolves Conflicts with:** N/A**Amends:** Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: No

Adoption of this amendment will REMOVE all appropriations from A.B. 335 R1.

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

Amend the bill as a whole by renumbering sections 1 and 2 as sections 3 and 4 and adding new sections designated sections 1 and 2, following the enacting clause, to read as follows:

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

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

(a) Must be prepared in consultation with:

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

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Date: 6/5/2005

A.B. No. 335—Makes various changes regarding education and makes appropriations.



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

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

(b) May be prepared in consultation with:

(1) Representatives of institutions of higher education;

(2) Representatives of regional educational laboratories;

(3) Representatives of outside consultant groups;

(4) Representatives of the regional training programs for the professional development of teachers and administrators established pursuant to NRS 391.512;

(5) The Bureau; and

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

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

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

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

(c) Strategies based upon scientifically based research, as defined in 20 U.S.C. § 7801(37), that will strengthen the core 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 Department's own financial analysis program in complying with this paragraph.

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

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

***(l) Strategies to improve and increase effective involvement by parents and families in support of their children and the education of their children. The strategies must be consistent with the policy adopted by the State Board pursuant to NRS 392.457 regarding effective involvement by parents and families.***

3. The State Board shall:

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

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

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

(a) Governor;

(b) Committee;

(c) Bureau;

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

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

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

(g) Governing body of each charter school.

**Sec. 2.** NRS 385.348 is hereby amended to read as follows:

385.348 1. The board of trustees of each school district shall, in consultation with the employees of the school district, prepare a plan to improve the achievement of pupils enrolled in the school district, excluding pupils who are enrolled in charter schools located in the school district. If the school district is a Title I school district designated as demonstrating need for improvement pursuant to NRS 385.377, the plan must also be prepared in consultation with parents and guardians of pupils enrolled in the school district and other persons who the board of trustees determines are appropriate.

2. Except as otherwise provided in this subsection, the plan must include the items set forth in 20 U.S.C. § 6316(c)(7) and the regulations adopted pursuant thereto. If a school district has not been designated as demonstrating need for improvement pursuant to NRS 385.377, the board of trustees of the school district is not required to include those items set forth in 20 U.S.C. § 6316(c)(7) and the regulations adopted pursuant thereto that directly relate to the status of a school district as needing improvement.

3. In addition to the requirements of subsection 2, a plan to improve the achievement of pupils enrolled in a school district must include:

(a) A review and analysis of the data upon which the report required pursuant to subsection 2 of NRS 385.347 is based and a review and analysis of any data that is more recent than the data upon which the report is based.

(b) The identification of any problems or factors at individual schools that are revealed by the review and analysis.

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

(d) Strategies to improve the academic achievement of pupils enrolled in the school district 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 district;

(4) Manage effectively the discipline of pupils; and

(5) Enhance the professional development offered for the teachers and administrators employed by the school district to include the activities set forth in 20 U.S.C. § 7801(34), as deemed appropriate by the board of trustees of the school district.

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

(f) In consultation with the Department, an identification, by category, of the employees of the Department, if any, who are responsible for overseeing and monitoring whether 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 the school district, by program and by school, 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, each school district shall use that statewide program in complying with this paragraph. If a statewide program is not available, each school district shall use its own financial analysis program in complying with this paragraph.

(j) Based upon the reallocation of resources set forth in paragraph (i), the resources available to the school district to carry out the plan.

(k) A summary of the effectiveness of appropriations made by the Legislature that are available to the school district or the schools within the school district to improve the academic achievement of pupils and programs approved by the Legislature to improve the academic achievement of pupils.

***(l) Strategies to improve and increase effective involvement by parents and families in support of their children and the education of their children. The strategies must be consistent with the policy adopted by the State Board and the policy adopted by the school district pursuant to NRS 392.457 regarding effective involvement by parents and families.***

4. The board of trustees of each school district shall:

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

(b) Based upon the evaluation of the plan, make revisions, as necessary, to ensure that the plan is designed to improve the academic achievement of pupils enrolled in the school district.

5. On or before December 15 of each year, the board of trustees of each school district shall submit the plan or the revised plan, as applicable, to the:

(a) Superintendent of Public Instruction;

(b) Governor;

(c) State Board;

(d) Department;

(e) Committee; and

(f) Bureau.”.

Amend the bill as a whole by deleting sections 3 through 6 and adding new sections designated sections 5 and 6, following sec. 2, to read as follows:



“**Sec. 5.** Chapter 391 of NRS is hereby amended by adding thereto a new section to read as follows:

*The governing body of a regional training program may:*

- 1. Provide training to teachers and administrators on effective methods to communicate with parents and guardians regarding the education of their children; and*
- 2. Otherwise facilitate and coordinate access to information by teachers and administrators concerning effective methods to communicate with parents and guardians regarding the education of their children.*

**Sec. 6.** NRS 391.500 is hereby amended to read as follows:

391.500 As used in NRS 391.500 to 391.556, inclusive, *and section 5 of this act*, unless the context otherwise requires, the words and terms defined in NRS 391.504 and 391.508 have the meanings ascribed to them in those sections.”.

Amend sec. 7, pages 10, 11 and 12, by deleting lines 40 through 44 on page 10, lines 1 through 45 on page 11 and lines 1 and 2 on page 12, and inserting:

“**Sec. 7.** 1. There is hereby created an Advisory Task Force to the Council to Establish Academic Standards for Public Schools created by NRS 389.510 for the Review of Certain Academic Standards and the High School Proficiency Examination. All appointments to the Task Force must be made on or before September 1, 2005.

2. The Chairman of the Council to Establish Academic Standards for Public Schools, upon recommendation of the Superintendent of Public Instruction shall appoint the following members to the Task Force:

- (a) One director of testing of a school district in a county whose population is 100,000 or more and one director of testing of a school district in a county whose population is less than 100,000;
- (b) One director of curriculum of a school district in a county whose population is 100,000 or more and one director of curriculum of a school district in a county whose population is less than 100,000;
- (c) One teacher who provides instruction in a public high school;
- (d) One teacher who provides instruction in a public middle school or junior high school;
- (e) One teacher who provides instruction in a public elementary school;
- (f) Two nonlegislative members of the Council to Establish Academic Standards for Public Schools;
- (g) One parent or legal guardian of a pupil who is enrolled in a public high school;
- (h) One parent or legal guardian of a pupil who is enrolled in a public middle school or junior high school;
- (i) One parent or legal guardian of a pupil who is enrolled in a public elementary school;
- (j) One teacher who provides instruction in an alternative education program of a school district or a program of adult education; and
- (k) One school principal.

➡ The Chairman of the Council to Establish Academic Standards for Public Schools shall appoint a Chairman of the Advisory Task Force from among the members he appoints.

3. If requested by the Task Force, the Council to Establish Academic Standards for Public Schools shall:

(a) Provide all information related to Nevada's academic standards that is necessary for the Task Force to carry out its duties; and

(b) Otherwise work in consultation with the Task Force in carrying out the duties of the Task Force that are related to academic standards.

4. Each member of the Task Force is entitled to receive the per diem allowance and travel expenses provided for state officers and employees generally for each day or portion of a day during which he attends a meeting of the Task Force or is otherwise engaged in the business of the Task Force. The per diem allowance and travel expenses for the members of the Task Force must be paid by the Department of Education.”.

Amend sec. 8, pages 12 and 13, by deleting lines 3 through 43 on page 12 and lines 1 through 22 on page 13, and inserting:

“**Sec. 8.** 1. The Advisory Task Force to Review Certain Academic Standards and the High School Proficiency Examination created pursuant to section 7 of this act shall:

(a) Review the high school proficiency examination to determine:

(1) The percentage of the examination questions that address the academic standards for grades 9 to 12, inclusive;

(2) The percentage of the examination questions that address the academic standards for kindergarten to grade 8, inclusive; and

(3) The percentage of the academic standards for grades 9 to 12, inclusive, which have been assigned priority for state testing by the Council to Establish Academic Standards for Public Schools and that are tested on the examination;

(b) Analyze whether the results of pupils on the high school proficiency examination are delivered in a timely manner to ensure that pupils are able to receive appropriate remediation before the next administration of the examination, including, without limitation, a review of:

(1) The test administration documents and guidelines of the testing company or the Department of Education, as applicable; and

(2) The efficiency of procedures carried out by school districts for the submission of the test booklets for scoring;

(c) Determine the methods and procedures that may be used to ensure more efficient and expedient delivery of the results of pupils on the high school proficiency examination to ensure that pupils who would benefit from remediation before the next administration of the examination are provided with an adequate opportunity to receive that remediation;

(d) Determine if the instruction provided in grades 1 to 8, inclusive, is calibrated to the academic standards established for those grades by the Council to Establish Academic Standards for Public Schools;

(e) Analyze the academic standards in reading and mathematics established for this State to determine the extent to which those standards compare with the standards in reading and mathematics that are tested on the examinations of the National Assessment of Educational Progress; and

(f) On or before August 1, 2006, submit a report of its findings and recommendations for legislation to the Council to Establish Academic Standards for Public Schools.

2. The Council to Establish Academic Standards for Public Schools shall consider the recommendations of the Task Force and shall, on or before February 1, 2007, submit the report of

the Task Force to the Director of the Legislative Counsel Bureau for transmission to the 74th Session of the Nevada Legislature.

3. Notwithstanding the provisions of NRS 389.017 to the contrary, the Superintendent of Public Instruction shall disclose to the Task Force the questions and answers on all forms of the high school proficiency examination to the extent the disclosure is necessary for the Task Force to carry out its duties. The disclosure must be made in a manner that does not violate the confidentiality of the examination.

4. The provisions of chapter 241 of NRS do not apply to a meeting or a portion of a meeting of the Task Force to the extent that it is necessary for the Task Force to maintain the confidentiality of the high school proficiency examination.”.

Amend the bill as a whole by deleting sections 9 through 11, renumbering sec. 12 as sec. 11 and adding new sections designated sections 9 and 10, following sec. 8, to read as follows:

“**Sec. 9.** 1. The Superintendent of Public Instruction shall establish the Advisory Council on Parental Involvement. All appointments to the Advisory Council must be made on or before September 1, 2005.

2. The Superintendent of Public Instruction shall appoint the following members to the Advisory Council:

- (a) Two parents or legal guardians of pupils enrolled in public schools;
- (b) Two teachers in public schools;
- (c) One administrator of a public school;
- (d) One representative of a private business or industry;

(e) One member of the board of trustees of a school district in county whose population is 100,000 or more; and

(f) One member of the board of trustees of a school district in a county whose population is less than 100,000.

➡ The Superintendent of Public Instruction shall, to the extent practicable, ensure that the members he appoints to the Advisory Council reflect the ethnic, economic and geographic diversity of this State.

3. The Speaker of the Assembly shall appoint one Assemblyman to the Advisory Council.

4. The Majority Leader of the Senate shall appoint one Senator to the Advisory Council.

5. The Advisory Council shall elect a Chairman and a Vice Chairman from among its members.

6. The Department of Education shall provide:

(a) Administrative support to the Advisory Council; and

(b) All information that is necessary for the Advisory Council to carry out its duties.

7. For each day or portion of a day during which a member of the Advisory Council who is a Legislator attends a meeting of the Advisory Council or is otherwise engaged in the business of the Advisory Council, except during a regular or special session of the Legislature, the Legislator is entitled to receive the:

(a) Compensation provided for a majority of the members of the Legislature during the first 60 days of the preceding regular session;

(b) Per diem allowance provided for state officers and employees generally; and

(c) Travel expenses provided pursuant to NRS 218.2207.

↪ The compensation, per diem allowances and travel expenses of the legislative members of the Advisory Council must be paid from the Legislative Fund.

8. A member of the Advisory Council who is not a Legislator is entitled to receive the per diem allowance and travel expenses provided for state officers and employees generally for each day or portion of a day during which he attends a meeting of the Advisory Council or is otherwise engaged in the business of the Advisory Council. The per diem allowance and travel expenses for the nonlegislative members of the Advisory Council must be paid by the Department of Education.

**Sec. 10.** The Advisory Council on Parental Involvement created pursuant to section 9 of this act shall:

1. Review any effective practices carried out in individual school districts in this State to increase parental involvement and determine the feasibility of carrying out those practices on a statewide basis;

2. Review any effective practices carried out in other states to increase parental involvement and determine the feasibility of carrying out those practices in this State;

3. Identify methods to effectively communicate and provide outreach to parents and guardians of pupils who have limited time to become involved in the education of their children for various reasons, including, without limitation, work schedules, single-parent homes and other family obligations;

4. Identify the manner in which the level of parental involvement affects the performance, attendance and discipline of pupils;

5. Identify methods to effectively communicate with and provide outreach to parents and guardians of pupils who are limited English proficient;

6. On or before September 1, 2006, submit a preliminary written report to the Legislative Committee on Education; and

7. On or before February 1, 2007, submit a final written report of its findings and any recommendations for legislation to the Director of the Legislative Counsel Bureau for transmission to the next regular session of the Legislature.”.

Amend sec. 12, page 15, by deleting lines 36 through 39 and inserting:

“**Sec. 11.** 1. This section and sections 1, 2, 3 and 5 to 10, inclusive, of this act become effective on July 1, 2005.

2. Section 3 of this act expires by limitation on June 30, 2007.

3. Section 4 of this act becomes effective on July 1, 2007.”.

Amend the title of the bill to read as follows:

“AN ACT relating to education; authorizing the disclosure of certain confidential examinations to a representative of the Statewide Council for the Coordination of the Regional Training Programs; creating an advisory committee to the Council to Establish Academic Standards for Public Schools for the review of the high school proficiency examination; revising provisions governing the plan to improve the achievement of pupils prepared by the State Board of Education and the plans to improve the achievement of pupils prepared by school districts to include strategies to increase and improve parental involvement; authorizing the regional training programs for the professional development of teachers and administrators to provide training and information concerning effective communication with parents; providing for the establishment of the



Advisory Council on Parental Involvement; prescribing the membership and duties of the Advisory Council; and providing other matters properly relating thereto.”.

Amend the summary of the bill to read as follows:

“SUMMARY—Makes various changes regarding education. (BDR 34-482)”.