

## Amendment No. 833

Senate Amendment to Assembly Bill No. 485 First Reprint (BDR 34-418)

**Proposed by:** Senate Committee on Human Resources and Education**Amends:** Summary: No Title: No Preamble: Add Joint Sponsorship: No Digest: Yes

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

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold* is newly added transitory language.

SLP/KCR



Date: 5/20/2007

A.B. No. 485—Revises provisions relating to the attendance and truancy of pupils.  
(BDR 34-418)



## ASSEMBLY BILL NO. 485—COMMITTEE ON EDUCATION

(ON BEHALF OF THE LEGISLATIVE COMMITTEE ON EDUCATION)

MARCH 20, 2007

Referred to Committee on Education

SUMMARY—Revises provisions relating to the attendance and truancy of pupils.  
(BDR 34-418)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
Effect on the State: Yes.

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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 relating to reports of accountability to include information relating to pupils who drop out of school in grade 8; revising provisions governing the attendance and truancy of pupils; authorizing a juvenile court to order a parent or guardian of a child to pay a fine under certain circumstances if the child is a habitual truant; authorizing a juvenile court to waive certain fines if the parent or guardian is ordered to pay fines in a court of competent jurisdiction; requiring the Legislative Committee on Education to study issues relating to truancy; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

**Sections 1 and 2** of this bill require a report of pupils who drop out of school in grade 8 to be included in the reports of accountability prepared by the State Board of Education and the boards of trustees of school districts. (NRS 385.3469, 385.347)

**Section 3** of this bill requires the board of trustees of a school district located in a county whose population is 100,000 or more (currently Clark and Washoe Counties) to establish a school attendance council. A board of trustees of a school district located in a county whose population is less than 100,000 (currently counties other than Clark and Washoe Counties) is authorized to establish a school attendance council. A school attendance council is required to implement a program to reduce the truancy of pupils and to monitor incidents of truancy of pupils within the district.

Existing law requires an advisory board to review school attendance created pursuant to NRS 392.126 to establish programs to reduce the truancy of pupils in the school district. (NRS 392.128) **Section 5** of this bill requires those programs to include the coordination of community services that provide assistance for pupils who are truant from school.

**Section 6** of this bill requires the board of trustees of each school district to establish procedures to monitor the attendance and truancy of pupils within the school district.

Existing law makes it unlawful for a person to induce or attempt to induce a child to be unlawfully absent from school. (NRS 392.220) **Section 7** of this bill makes the inducement or attempt unlawful if the person knowingly induces or attempts to induce the child to be unlawfully absent from school. **Section 7** of this bill also clarifies that a parent or guardian

may be in violation of this law if the parent knowingly induces or attempts to induce a child to be unlawfully absent from school.

Under existing law a child who is adjudicated to be in need of supervision because the child is a habitual truant may be ordered to pay a fine. (NRS 62A.430) **Section 9** of this bill authorizes the juvenile court to order the parent or guardian of the child to pay a fine if the parent or guardian knowingly induced the child to be a habitual truant. **Section 9** also authorizes the juvenile court to waive a fine if a parent or guardian is ordered, by a court of competent jurisdiction, to pay a fine arising out of the same circumstances.

**Section 11** of this bill requires the Legislative Committee on Education to ~~form a subcommittee to~~ study the issue of truancy and report its findings to the ~~Committee~~ **Legislature** on or before ~~August~~ **February 1, 2008, 2009.**

**WHEREAS, The graduation rate reported each year by the Department of Education is based on a general count of pupils who entered grade 9 and a count of pupils who receive a diploma or drop out 4 years later; and**

**WHEREAS, The National Governors Association Task Force on State High School Graduation Data is urging states to adopt a new method for calculating the graduation rate which tracks an individual pupil through his educational career to determine whether the pupil graduates; and**

**WHEREAS, Nevada has committed to adopting this new method for calculating the graduation rate; and**

**WHEREAS, The members of the 74th Session of the Nevada Legislature hereby urge the Department of Education to begin using the method for calculating the graduation rate promoted by the National Governors Association as soon as practicable; now, therefore,**

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

**Section 1.** NRS 385.3469 is hereby amended to read as follows:

385.3469 1. The State Board shall prepare an annual report of accountability that includes, without limitation:

(a) Information on the achievement of all pupils based upon the results of the examinations administered pursuant to NRS 389.015 and 389.550, reported for each school district, including, without limitation, each charter school in the district, and for this State as a whole.

(b) Except as otherwise provided in subsection 2, pupil achievement, reported separately by gender and reported separately for the following subgroups of pupils:

(1) Pupils who are economically disadvantaged, as defined by the State Board;

(2) Pupils from major racial and ethnic groups, as defined by the State Board;

(3) Pupils with disabilities;

(4) Pupils who are limited English proficient; and

(5) Pupils who are migratory children, as defined by the State Board.

(c) A comparison of the achievement of pupils in each subgroup identified in paragraph (b) of subsection 1 of NRS 385.361 with the annual measurable objectives of the State Board.

(d) The percentage of all pupils who were not tested, reported for each school district, including, without limitation, each charter school in the district, and for this State as a whole.

(e) Except as otherwise provided in subsection 2, the percentage of pupils who were not tested, reported separately by gender and reported separately for the subgroups identified in paragraph (b).

(f) The most recent 3-year trend in the achievement of pupils in each subject area tested and each grade level tested pursuant to NRS 389.015 and 389.550, reported for each school district, including, without limitation, each charter school in the district, and for this State as a whole, which may include information regarding the trend in the achievement of pupils for more than 3 years, if such information is available.

(g) Information on whether each school district has made adequate yearly progress, including, without limitation, the name of each school district, if any, designated as demonstrating need for improvement pursuant to NRS 385.377 and the number of consecutive years that the school district has carried that designation.

(h) Information on whether each public school, including, without limitation, each charter school, has made adequate yearly progress, including, without limitation, the name of each public school, if any, designated as demonstrating need for improvement pursuant to NRS 385.3623 and the number of consecutive years that the school has carried that designation.

(i) Information on the results of pupils who participated in the examinations of the National Assessment of Educational Progress required pursuant to NRS 389.012.

(j) The ratio of pupils to teachers in kindergarten and at each grade level for all elementary schools, reported for each school district, including, without limitation, each charter school in the district, and for this State as a whole, and the average class size for each core academic subject, as set forth in NRS 389.018, for each secondary school, reported for each school district and for this State as a whole.

(k) For each school district, including, without limitation, each charter school in the district, and for this State as a whole, information on the professional qualifications of teachers employed by the school districts and charter schools, including, without limitation:

(1) The percentage of teachers who are:

(I) Providing instruction pursuant to NRS 391.125;

(II) Providing instruction pursuant to a waiver of the requirements for licensure for the grade level or subject area in which the teachers are employed; or

(III) Otherwise providing instruction without an endorsement for the subject area in which the teachers are employed;

(2) The percentage of classes in the core academic subjects, as set forth in NRS 389.018, in this State that are not taught by highly qualified teachers;

(3) The percentage of classes in the core academic subjects, as set forth in NRS 389.018, in this State that are not taught by highly qualified teachers, in the aggregate and disaggregated by high-poverty compared to low-poverty schools, which for the purposes of this subparagraph means schools in the top quartile of poverty and the bottom quartile of poverty in this State;

(4) For each middle school, junior high school and high school:

(I) On and after July 1, 2005, the number of persons employed as substitute teachers for 20 consecutive days or more in the same classroom or assignment, designated as long-term substitute teachers, including the total number of days long-term substitute teachers were employed at each school, identified by grade level and subject area; and

(II) On and after July 1, 2006, the number of persons employed as substitute teachers for less than 20 consecutive days, designated as short-term substitute teachers, including the total number of days short-term substitute teachers were employed at each school, identified by grade level and subject area; and

1 (5) For each elementary school:

2 (I) On and after July 1, 2005, the number of persons employed as  
3 substitute teachers for 20 consecutive days or more in the same classroom or  
4 assignment, designated as long-term substitute teachers, including the total number  
5 of days long-term substitute teachers were employed at each school, identified by  
6 grade level; and

7 (II) On and after July 1, 2006, the number of persons employed as  
8 substitute teachers for less than 20 consecutive days, designated as short-term  
9 substitute teachers, including the total number of days short-term substitute teachers  
10 were employed at each school, identified by grade level.

11 (l) The total expenditure per pupil for each school district in this State,  
12 including, without limitation, each charter school in the district. If this State has a  
13 financial analysis program that is designed to track educational expenditures and  
14 revenues to individual schools, the State Board shall use that statewide program in  
15 complying with this paragraph. If a statewide program is not available, the State  
16 Board shall use the Department's own financial analysis program in complying  
17 with this paragraph.

18 (m) The total statewide expenditure per pupil. If this State has a financial  
19 analysis program that is designed to track educational expenditures and revenues to  
20 individual schools, the State Board shall use that statewide program in complying  
21 with this paragraph. If a statewide program is not available, the State Board shall  
22 use the Department's own financial analysis program in complying with this  
23 paragraph.

24 (n) For all elementary schools, junior high schools and middle schools, the rate  
25 of attendance, reported for each school district, including, without limitation, each  
26 charter school in the district, and for this State as a whole.

27 (o) The annual rate of pupils who drop out of school in *grade 8 and a separate*  
28 *reporting of the annual rate of pupils who drop out of school in* grades 9 to 12,  
29 inclusive, reported for each school district, including, without limitation, each  
30 charter school in the district, and for this State as a whole . ~~[-excluding]~~ *The*  
31 *reporting for pupils in grades 9 to 12, inclusive, excludes* pupils who:

32 (1) Provide proof to the school district of successful completion of the  
33 examinations of general educational development.

34 (2) Are enrolled in courses that are approved by the Department as meeting  
35 the requirements for an adult standard diploma.

36 (3) Withdraw from school to attend another school.

37 (p) The attendance of teachers who provide instruction, reported for each  
38 school district, including, without limitation, each charter school in the district, and  
39 for this State as a whole.

40 (q) Incidents involving weapons or violence, reported for each school district,  
41 including, without limitation, each charter school in the district, and for this State as  
42 a whole.

43 (r) Incidents involving the use or possession of alcoholic beverages or  
44 controlled substances, reported for each school district, including, without  
45 limitation, each charter school in the district, and for this State as a whole.

46 (s) The suspension and expulsion of pupils required or authorized pursuant to  
47 NRS 392.466 and 392.467, reported for each school district, including, without  
48 limitation, each charter school in the district, and for this State as a whole.

49 (t) The number of pupils who are deemed habitual disciplinary problems  
50 pursuant to NRS 392.4655, reported for each school district, including, without  
51 limitation, each charter school in the district, and for this State as a whole.

1 (u) The number of pupils in each grade who are retained in the same grade  
2 pursuant to NRS 392.033 or 392.125, reported for each school district, including,  
3 without limitation, each charter school in the district, and for this State as a whole.

4 (v) The transiency rate of pupils, reported for each school district, including,  
5 without limitation, each charter school in the district, and for this State as a whole.  
6 For the purposes of this paragraph, a pupil is not a transient if he is transferred to a  
7 different school within the school district as a result of a change in the zone of  
8 attendance by the board of trustees of the school district pursuant to NRS 388.040.

9 (w) Each source of funding for this State to be used for the system of public  
10 education.

11 (x) A compilation of the programs of remedial study purchased in whole or in  
12 part with money received from this State that are used in each school district,  
13 including, without limitation, each charter school in the district. The compilation  
14 must include:

15 (1) The amount and sources of money received for programs of remedial  
16 study.

17 (2) An identification of each program of remedial study, listed by subject  
18 area.

19 (y) The percentage of pupils who graduated from a high school or charter  
20 school in the immediately preceding year and enrolled in remedial courses in  
21 reading, writing or mathematics at a university, state college or community college  
22 within the Nevada System of Higher Education, reported for each school district,  
23 including, without limitation, each charter school in the district, and for this State as  
24 a whole.

25 (z) The technological facilities and equipment available for educational  
26 purposes, reported for each school district, including, without limitation, each  
27 charter school in the district, and for this State as a whole.

28 (aa) For each school district, including, without limitation, each charter school  
29 in the district, and for this State as a whole, the number and percentage of pupils  
30 who received:

31 (1) A standard high school diploma.

32 (2) An adjusted diploma.

33 (3) A certificate of attendance.

34 (bb) The number and percentage of pupils who did not receive a high school  
35 diploma because the pupils failed to pass the high school proficiency examination,  
36 reported for each school district, including, without limitation, each charter school  
37 in the district, and for this State as a whole.

38 (cc) The number of habitual truants who are reported to a school police officer  
39 or local law enforcement agency pursuant to paragraph (a) of subsection 2 of NRS  
40 392.144 and the number of habitual truants who are referred to an advisory board to  
41 review school attendance pursuant to paragraph (b) of subsection 2 of NRS  
42 392.144, reported for each school district, including, without limitation, each  
43 charter school in the district, and for this State as a whole.

44 (dd) Information on the paraprofessionals employed at public schools in this  
45 State, including, without limitation, the charter schools in this State. The  
46 information must include:

47 (1) The number of paraprofessionals employed, reported for each school  
48 district, including, without limitation, each charter school in the district, and for this  
49 State as a whole; and

50 (2) For each school district, including, without limitation, each charter  
51 school in the district, and for this State as a whole, the number and percentage of all  
52 paraprofessionals who do not satisfy the qualifications set forth in 20 U.S.C. §  
53 6319(c). The reporting requirements of this subparagraph apply to

1 paraprofessionals who are employed in programs supported with Title I money and  
2 to paraprofessionals who are not employed in programs supported with Title I  
3 money.

4 (ee) An identification of appropriations made by the Legislature to improve the  
5 academic achievement of pupils and programs approved by the Legislature to  
6 improve the academic achievement of pupils.

7 (ff) A compilation of the special programs available for pupils at individual  
8 schools, listed by school and by school district, including, without limitation, each  
9 charter school in the district.

10 2. A separate reporting for a subgroup of pupils must not be made pursuant to  
11 this section if the number of pupils in that subgroup is insufficient to yield  
12 statistically reliable information or the results would reveal personally identifiable  
13 information about an individual pupil. The State Board shall prescribe a mechanism  
14 for determining the minimum number of pupils that must be in a subgroup for that  
15 subgroup to yield statistically reliable information.

16 3. The annual report of accountability must:

17 (a) Comply with 20 U.S.C. § 6311(h)(1) and the regulations adopted pursuant  
18 thereto;

19 (b) Be prepared in a concise manner; and

20 (c) Be presented in an understandable and uniform format and, to the extent  
21 practicable, provided in a language that parents can understand.

22 4. On or before September 1 of each year, the State Board shall:

23 (a) Provide for public dissemination of the annual report of accountability by  
24 posting a copy of the report on the Internet website maintained by the Department;  
25 and

26 (b) Provide written notice that the report is available on the Internet website  
27 maintained by the Department. The written notice must be provided to the:

28 (1) Governor;

29 (2) Committee;

30 (3) Bureau;

31 (4) Board of Regents of the University of Nevada;

32 (5) Board of trustees of each school district; and

33 (6) Governing body of each charter school.

34 5. Upon the request of the Governor, an entity described in paragraph (b) of  
35 subsection 4 or a member of the general public, the State Board shall provide a  
36 portion or portions of the annual report of accountability.

37 6. As used in this section:

38 (a) "Highly qualified" has the meaning ascribed to it in 20 U.S.C. § 7801(23).

39 (b) "Paraprofessional" has the meaning ascribed to it in NRS 391.008.

40 **Sec. 2.** NRS 385.347 is hereby amended to read as follows:

41 385.347 1. The board of trustees of each school district in this State, in  
42 cooperation with associations recognized by the State Board as representing  
43 licensed *educational* personnel [~~in education~~] in the district, shall adopt a program  
44 providing for the accountability of the school district to the residents of the district  
45 and to the State Board for the quality of the schools and the educational  
46 achievement of the pupils in the district, including, without limitation, pupils  
47 enrolled in charter schools in the school district. The board of trustees of each  
48 school district shall:

49 (a) Report the information required by subsection 2 for each charter school that  
50 is located within the school district, regardless of the sponsor of the charter school.

51 (b) For the information that is reported in an aggregated format, include the  
52 data that is applicable to the charter schools sponsored by the school district but not  
53 the charter schools that are sponsored by the State Board.

(c) Denote separately in the report those charter schools that are located within the school district and sponsored by the State Board.

2. The board of trustees of each school district shall, on or before August 15 of each year, prepare an annual report of accountability concerning:

(a) The educational goals and objectives of the school district.

(b) Pupil achievement for each school in the district and the district as a whole, including, without limitation, each charter school in the district. The board of trustees of the district shall base its report on the results of the examinations administered pursuant to NRS 389.015 and 389.550 and shall compare the results of those examinations for the current school year with those of previous school years. The report must include, for each school in the district, including, without limitation, each charter school in the district, and each grade in which the examinations were administered:

(1) The number of pupils who took the examinations;

(2) A record of attendance for the period in which the examinations were administered, including an explanation of any difference in the number of pupils who took the examinations and the number of pupils who are enrolled in the school;

(3) Except as otherwise provided in this paragraph, pupil achievement, reported separately by gender and reported separately for the following subgroups of pupils:

(I) Pupils who are economically disadvantaged, as defined by the State Board;

(II) Pupils from major racial and ethnic groups, as defined by the State Board;

(III) Pupils with disabilities;

(IV) Pupils who are limited English proficient; and

(V) Pupils who are migratory children, as defined by the State Board;

(4) A comparison of the achievement of pupils in each subgroup identified in paragraph (b) of subsection 1 of NRS 385.361 with the annual measurable objectives of the State Board;

(5) The percentage of pupils who were not tested;

(6) Except as otherwise provided in this paragraph, the percentage of pupils who were not tested, reported separately by gender and reported separately for the subgroups identified in subparagraph (3);

(7) The most recent 3-year trend in pupil achievement in each subject area tested and each grade level tested pursuant to NRS 389.015 and 389.550, which may include information regarding the trend in the achievement of pupils for more than 3 years, if such information is available;

(8) Information that compares the results of pupils in the school district, including, without limitation, pupils enrolled in charter schools in the district, with the results of pupils throughout this State. The information required by this subparagraph must be provided in consultation with the Department to ensure the accuracy of the comparison; and

(9) For each school in the district, including, without limitation, each charter school in the district, information that compares the results of pupils in the school with the results of pupils throughout the school district and throughout this State. The information required by this subparagraph must be provided in consultation with the Department to ensure the accuracy of the comparison.

➤ A separate reporting for a subgroup of pupils must not be made pursuant to this paragraph if the number of pupils in that subgroup is insufficient to yield statistically reliable information or the results would reveal personally identifiable information about an individual pupil. The State Board shall prescribe the



1 mechanism for determining the minimum number of pupils that must be in a  
2 subgroup for that subgroup to yield statistically reliable information.

3 (c) The ratio of pupils to teachers in kindergarten and at each grade level for  
4 each elementary school in the district and the district as a whole, including, without  
5 limitation, each charter school in the district, and the average class size for each  
6 core academic subject, as set forth in NRS 389.018, for each secondary school in  
7 the district and the district as a whole, including, without limitation, each charter  
8 school in the district.

9 (d) Information on the professional qualifications of teachers employed by  
10 each school in the district and the district as a whole, including, without limitation,  
11 each charter school in the district. The information must include, without limitation:

12 (1) The percentage of teachers who are:

13 (I) Providing instruction pursuant to NRS 391.125;

14 (II) Providing instruction pursuant to a waiver of the requirements for  
15 licensure for the grade level or subject area in which the teachers are employed; or

16 (III) Otherwise providing instruction without an endorsement for the  
17 subject area in which the teachers are employed;

18 (2) The percentage of classes in the core academic subjects, as set forth in  
19 NRS 389.018, that are not taught by highly qualified teachers;

20 (3) The percentage of classes in the core academic subjects, as set forth in  
21 NRS 389.018, that are not taught by highly qualified teachers, in the aggregate and  
22 disaggregated by high-poverty compared to low-poverty schools, which for the  
23 purposes of this subparagraph means schools in the top quartile of poverty and the  
24 bottom quartile of poverty in this State;

25 (4) For each middle school, junior high school and high school:

26 (I) On and after July 1, 2005, the number of persons employed as  
27 substitute teachers for 20 consecutive days or more in the same classroom or  
28 assignment, designated as long-term substitute teachers, including the total number  
29 of days long-term substitute teachers were employed at each school, identified by  
30 grade level and subject area; and

31 (II) On and after July 1, 2006, the number of persons employed as  
32 substitute teachers for less than 20 consecutive days, designated as short-term  
33 substitute teachers, including the total number of days short-term substitute teachers  
34 were employed at each school, identified by grade level and subject area; and

35 (5) For each elementary school:

36 (I) On and after July 1, 2005, the number of persons employed as  
37 substitute teachers for 20 consecutive days or more in the same classroom or  
38 assignment, designated as long-term substitute teachers, including the total number  
39 of days long-term substitute teachers were employed at each school, identified by  
40 grade level; and

41 (II) On and after July 1, 2006, the number of persons employed as  
42 substitute teachers for less than 20 consecutive days, designated as short-term  
43 substitute teachers, including the total number of days short-term substitute teachers  
44 were employed at each school, identified by grade level.

45 (e) The total expenditure per pupil for each school in the district and the district  
46 as a whole, including, without limitation, each charter school in the district. If this  
47 State has a financial analysis program that is designed to track educational  
48 expenditures and revenues to individual schools, each school district shall use that  
49 statewide program in complying with this paragraph. If a statewide program is not  
50 available, each school district shall use its own financial analysis program in  
51 complying with this paragraph.

52 (f) The curriculum used by the school district, including:

53 (1) Any special programs for pupils at an individual school; and

(2) The curriculum used by each charter school in the district.  
(g) Records of the attendance and truancy of pupils in all grades, including, without limitation:

(1) The average daily attendance of pupils, for each school in the district and the district as a whole, including, without limitation, each charter school in the district.

(2) For each elementary school, middle school and junior high school in the district, including, without limitation, each charter school in the district that provides instruction to pupils enrolled in a grade level other than high school, information that compares the attendance of the pupils enrolled in the school with the attendance of pupils throughout the district and throughout this State. The information required by this subparagraph must be provided in consultation with the Department to ensure the accuracy of the comparison.

(h) The annual rate of pupils who drop out of school in *grade 8 and a separate reporting of the annual rate of pupils who drop out of school in* grades 9 to 12, inclusive, for each such grade, for each school in the district and for the district as a whole . ~~[-excluding]~~ *The reporting for pupils in grades 9 to 12, inclusive, excludes* pupils who:

(1) Provide proof to the school district of successful completion of the examinations of general educational development.

(2) Are enrolled in courses that are approved by the Department as meeting the requirements for an adult standard diploma.

(3) Withdraw from school to attend another school.

(i) Records of attendance of teachers who provide instruction, for each school in the district and the district as a whole, including, without limitation, each charter school in the district.

(j) Efforts made by the school district and by each school in the district, including, without limitation, each charter school in the district, to increase:

(1) Communication with the parents of pupils in the district; and

(2) The participation of parents in the educational process and activities relating to the school district and each school, including, without limitation, the existence of parent organizations and school advisory committees.

(k) Records of incidents involving weapons or violence for each school in the district, including, without limitation, each charter school in the district.

(l) Records of incidents involving the use or possession of alcoholic beverages or controlled substances for each school in the district, including, without limitation, each charter school in the district.

(m) Records of the suspension and expulsion of pupils required or authorized pursuant to NRS 392.466 and 392.467.

(n) The number of pupils who are deemed habitual disciplinary problems pursuant to NRS 392.4655, for each school in the district and the district as a whole, including, without limitation, each charter school in the district.

(o) The number of pupils in each grade who are retained in the same grade pursuant to NRS 392.033 or 392.125, for each school in the district and the district as a whole, including, without limitation, each charter school in the district.

(p) The transiency rate of pupils for each school in the district and the district as a whole, including, without limitation, each charter school in the district. For the purposes of this paragraph, a pupil is not transient if he is transferred to a different school within the school district as a result of a change in the zone of attendance by the board of trustees of the school district pursuant to NRS 388.040.

(q) Each source of funding for the school district.

(r) A compilation of the programs of remedial study that are purchased in whole or in part with money received from this State, for each school in the district

1 and the district as a whole, including, without limitation, each charter school  
2 sponsored by the district. The compilation must include:

3 (1) The amount and sources of money received for programs of remedial  
4 study for each school in the district and the district as a whole, including, without  
5 limitation, each charter school in the district.

6 (2) An identification of each program of remedial study, listed by subject  
7 area.

8 (s) For each high school in the district, including, without limitation, each  
9 charter school in the district, the percentage of pupils who graduated from that high  
10 school or charter school in the immediately preceding year and enrolled in remedial  
11 courses in reading, writing or mathematics at a university, state college or  
12 community college within the Nevada System of Higher Education.

13 (t) The technological facilities and equipment available at each school,  
14 including, without limitation, each charter school, and the district's plan to  
15 incorporate educational technology at each school.

16 (u) For each school in the district and the district as a whole, including, without  
17 limitation, each charter school in the district, the number and percentage of pupils  
18 who received:

19 (1) A standard high school diploma.

20 (2) An adjusted diploma.

21 (3) A certificate of attendance.

22 (v) For each school in the district and the district as a whole, including, without  
23 limitation, each charter school in the district, the number and percentage of pupils  
24 who did not receive a high school diploma because the pupils failed to pass the high  
25 school proficiency examination.

26 (w) The number of habitual truants who are reported to a school police officer  
27 or law enforcement agency pursuant to paragraph (a) of subsection 2 of NRS  
28 392.144 and the number of habitual truants who are referred to an advisory board to  
29 review school attendance pursuant to paragraph (b) of subsection 2 of NRS  
30 392.144, for each school in the district and for the district as a whole.

31 (x) The amount and sources of money received for the training and  
32 professional development of teachers and other educational personnel for each  
33 school in the district and for the district as a whole, including, without limitation,  
34 each charter school in the district.

35 (y) Whether the school district has made adequate yearly progress. If the  
36 school district has been designated as demonstrating need for improvement  
37 pursuant to NRS 385.377, the report must include a statement indicating the  
38 number of consecutive years the school district has carried that designation.

39 (z) Information on whether each public school in the district, including,  
40 without limitation, each charter school in the district, has made adequate yearly  
41 progress, including, without limitation:

42 (1) The number and percentage of schools in the district, if any, that have  
43 been designated as needing improvement pursuant to NRS 385.3623; and

44 (2) The name of each school, if any, in the district that has been designated  
45 as needing improvement pursuant to NRS 385.3623 and the number of consecutive  
46 years that the school has carried that designation.

47 (aa) Information on the paraprofessionals employed by each public school in  
48 the district, including, without limitation, each charter school the district. The  
49 information must include:

50 (1) The number of paraprofessionals employed at the school; and

51 (2) The number and percentage of all paraprofessionals who do not satisfy  
52 the qualifications set forth in 20 U.S.C. § 6319(c). The reporting requirements of  
53 this subparagraph apply to paraprofessionals who are employed in positions

1 supported with Title I money and to paraprofessionals who are not employed in  
2 positions supported with Title I money.

3 (bb) For each high school in the district, including, without limitation, each  
4 charter school that operates as a high school, information that provides a  
5 comparison of the rate of graduation of pupils enrolled in the high school with the  
6 rate of graduation of pupils throughout the district and throughout this State. The  
7 information required by this paragraph must be provided in consultation with the  
8 Department to ensure the accuracy of the comparison.

9 (cc) An identification of the appropriations made by the Legislature that are  
10 available to the school district or the schools within the district and programs  
11 approved by the Legislature to improve the academic achievement of pupils.

12 (dd) Such other information as is directed by the Superintendent of Public  
13 Instruction.

14 3. The records of attendance maintained by a school for purposes of  
15 paragraph (i) of subsection 2 must include the number of teachers who are in  
16 attendance at school and the number of teachers who are absent from school. A  
17 teacher shall be deemed in attendance if the teacher is excused from being present  
18 in the classroom by the school in which he is employed for one of the following  
19 reasons:

20 (a) Acquisition of knowledge or skills relating to the professional development  
21 of the teacher; or

22 (b) Assignment of the teacher to perform duties for cocurricular or  
23 extracurricular activities of pupils.

24 4. The annual report of accountability prepared pursuant to subsection 2 must:

25 (a) Comply with 20 U.S.C. § 6311(h)(2) and the regulations adopted pursuant  
26 thereto; and

27 (b) Be presented in an understandable and uniform format and, to the extent  
28 practicable, provided in a language that parents can understand.

29 5. The Superintendent of Public Instruction shall:

30 (a) Prescribe forms for the reports required pursuant to subsection 2 and  
31 provide the forms to the respective school districts.

32 (b) Provide statistical information and technical assistance to the school  
33 districts to ensure that the reports provide comparable information with respect to  
34 each school in each district and among the districts throughout this State.

35 (c) Consult with a representative of the:

- 36 (1) Nevada State Education Association;  
37 (2) Nevada Association of School Boards;  
38 (3) Nevada Association of School Administrators;  
39 (4) Nevada Parent Teacher Association;  
40 (5) Budget Division of the Department of Administration; and  
41 (6) Legislative Counsel Bureau,

42 ↪ concerning the program and consider any advice or recommendations submitted  
43 by the representatives with respect to the program.

44 6. The Superintendent of Public Instruction may consult with representatives  
45 of parent groups other than the Nevada Parent Teacher Association concerning the  
46 program and consider any advice or recommendations submitted by the  
47 representatives with respect to the program.

48 7. On or before August 15 of each year, the board of trustees of each school  
49 district shall submit to each advisory board to review school attendance created in  
50 the county pursuant to NRS 392.126 the information required in paragraph (g) of  
51 subsection 2.

52 8. On or before August 15 of each year, the board of trustees of each school  
53 district shall:

(a) Provide written notice that the report required pursuant to subsection 2 is available on the Internet website maintained by the school district, if any, or otherwise provide written notice of the availability of the report. The written notice must be provided to the:

- (1) Governor;
- (2) State Board;
- (3) Department;
- (4) Committee; and
- (5) Bureau.

(b) Provide for public dissemination of the annual report of accountability prepared pursuant to subsection 2 in the manner set forth in 20 U.S.C. § 6311(h)(2)(E) by posting a copy of the report on the Internet website maintained by the school district, if any. If a school district does not maintain a website, the district shall otherwise provide for public dissemination of the annual report by providing a copy of the report to the schools in the school district, including, without limitation, each charter school in the district, the residents of the district, and the parents and guardians of pupils enrolled in schools in the district, including, without limitation, each charter school in the district.

9. Upon the request of the Governor, an entity described in paragraph (a) of subsection 8 or a member of the general public, the board of trustees of a school district shall provide a portion or portions of the report required pursuant to subsection 2.

10. As used in this section:

(a) "Highly qualified" has the meaning ascribed to it in 20 U.S.C. § 7801(23).

(b) "Paraprofessional" has the meaning ascribed to it in NRS 391.008.

**Sec. 3.** Chapter 392 of NRS is hereby amended by adding thereto a new section to read as follows:

**1. The board of trustees of a school district located:**

(a) *In a county whose population is 100,000 or more, shall establish not less than one school attendance council within the school district.*

(b) *In a county whose population is less than 100,000, may establish a school attendance council within the school district.*

**2. A school attendance council established by the board of trustees must consist of members whose professional responsibilities relate to the prevention of truancy and the enforcement of laws relating to truancy, which may include, without limitation, a person in charge of monitoring attendance within the school district or a school, a representative from an agency which provides child welfare services, a representative from a law enforcement agency and a representative of the district attorney.**

**3. A school attendance council shall:**

(a) *Assist in the implementation of a program to reduce the truancy of pupils adopted by the advisory board to review school attendance pursuant to NRS 392.128.*

(b) *Monitor each incident involving the truancy of a pupil within the school district and document the efforts made by each school and the school district to assist the pupil in attending school.*

(c) *Monitor excessive absences of pupils within the school district and document the efforts made by each school and the school district to assist pupils in attending school.*

(d) *Prepare an annual report which includes a compilation of the disposition of incidences involving the truancy of pupils during the immediately preceding school year. On or before August 1 of each year the report must be submitted to*

*the Department and the Legislative Committee on Education. The annual report must not disclose the identity of an individual pupil.*

*(e) Receive and retain a report from a family resource center or other provider of community services that assists pupils who are truant. As used in this paragraph, "family resource center" has the meaning ascribed to it in NRS 430A.040.*

**Sec. 4.** NRS 392.127 is hereby amended to read as follows:

392.127 The board of trustees of each school district shall provide administrative support to ~~each advisory~~:

*1. Each advisory board to review school attendance created in its county pursuant to NRS 392.126.*

*2. If applicable, each school attendance council established pursuant to section 3 of this act.*

**Sec. 5.** NRS 392.128 is hereby amended to read as follows:

392.128 1. Each advisory board to review school attendance created pursuant to NRS 392.126 shall:

(a) Review the records of the attendance and truancy of pupils submitted to the advisory board to review school attendance by the board of trustees of the school district pursuant to subsection 7 of NRS 385.347;

(b) Identify factors that contribute to the truancy of pupils in the school district;

(c) Establish programs to reduce the truancy of pupils in the school district ~~to~~, *including, without limitation, the coordination of services available in the community to assist with the intervention, diversion and discipline of pupils who are truant;*

(d) At least annually, evaluate the effectiveness of those programs;

(e) Establish a procedure for schools and school districts for the reporting of the status of pupils as habitual truants; and

(f) Inform the parents and legal guardians of the pupils who are enrolled in the schools within the district of the policies and procedures adopted pursuant to the provisions of this section.

2. The chairman of an advisory board may divide the advisory board into subcommittees. The advisory board may delegate one or more of the duties of the advisory board to a subcommittee of the advisory board, including, without limitation, holding hearings pursuant to NRS 392.147. If the chairman of an advisory board divides the advisory board into subcommittees, the chairman shall notify the board of trustees of the school district of this action. Upon receipt of such a notice, the board of trustees shall establish rules and procedures for each such subcommittee. A subcommittee shall abide by the applicable rules and procedures when it takes action or makes decisions.

3. *An advisory board to review school attendance may work with a family resource center or other provider of community services to provide assistance to pupils who are truant. The advisory board shall identify areas within the school district in which community services are not available to assist pupils who are truant. As used in this subsection, "family resource center" has the meaning ascribed to it in NRS 430A.040.*

4. An advisory board to review school attendance created in a county pursuant to NRS 392.126 may use money appropriated by the Legislature and any other money made available to the advisory board for the use of programs to reduce the truancy of pupils in the school district. The advisory board to review school attendance shall, on a quarterly basis, provide to the board of trustees of the school district an accounting of the money used by the advisory board to review school attendance to reduce the truancy of pupils in the school district.

1       **Sec. 6.** NRS 392.150 is hereby amended to read as follows:

2       392.150   1. The board of trustees of a school district may ~~fix~~  
3       ~~1. Appoint~~ **appoint** an attendance officer ~~fix~~ **for the school district**, who need  
4       not be a licensed employee of the school district, except that in any school district  
5       where a system of classified employment is in effect, attendance officers must be  
6       classified employees of the school district. **If the board of trustees appoints an**  
7       **attendance officer for the school district, the board of trustees may:**

8       ~~2.~~ (a) Fix his compensation ~~fix~~;

9       ~~3.~~ (b) Prescribe his duties ~~fix~~; and

10       ~~4.~~ (c) Adopt regulations not inconsistent with law for the performance of his  
11       duties.

12       2. **The board of trustees of each school district shall:**

13       (a) **Establish procedures to monitor the attendance and truancy of pupils,**  
14       **including, without limitation, a standard method for reporting the truancy of**  
15       **pupils and a standard method for reporting excessive absences of pupils**  
16       **throughout the school district;**

17       (b) **Coordinate efforts to refer pupils who are truant to appropriate providers**  
18       **of community services; and**

19       (c) **Determine, based on the attendance and truancy of pupils at each school**  
20       **within the school district, whether to employ an attendance clerk for a particular**  
21       **school or group of schools whose primary responsibility is to monitor the**  
22       **attendance and truancy of pupils.**

23       **Sec. 7.** NRS 392.220 is hereby amended to read as follows:

24       392.220   1. Any person, **including, without limitation, a parent or legal**  
25       **guardian of a child**, who **knowingly** induces or attempts to induce any child to be  
26       absent from school unlawfully, **including, without limitation, requiring the child**  
27       **to provide care for a sibling while school is in session**, or who knowingly employs  
28       or harbors, while school is in session, any child absent unlawfully from school, is  
29       guilty of a misdemeanor.

30       2. The attendance officer **for the school district, an attendance clerk** or any  
31       other school officer is empowered to visit any place or establishment where minor  
32       children are employed to ascertain whether the provisions of this title of NRS are  
33       complied with fully, and may demand from all employers of such children a list of  
34       children employed, with their names and ages.

35       **Sec. 8.** NRS 62E.270 is hereby amended to read as follows:

36       62E.270   1. If the juvenile court imposes a fine against:

37       (a) A delinquent child pursuant to NRS 62E.730;

38       (b) A child who has committed a minor traffic offense, except an offense  
39       related to metered parking, pursuant to NRS 62E.700; or

40       (c) A child in need of supervision, **or the parent or guardian of the child**,  
41       because the child is a habitual truant pursuant to NRS 62E.430,  
42       **the juvenile court shall order the child or the parent or guardian of the child to**  
43       **pay an administrative assessment of \$10 in addition to the fine.**

44       2. The juvenile court shall state separately on its docket the amount of money  
45       that the juvenile court collects for the administrative assessment.

46       3. If the child is found not to have committed the alleged act or the charges  
47       are dropped, the juvenile court shall return to the child or the parent or guardian of  
48       the child any money deposited with the juvenile court for the administrative  
49       assessment.

50       4. On or before the fifth day of each month for the preceding month, the clerk  
51       of the court shall pay to the county treasurer the money the juvenile court collects  
52       for administrative assessments.

5. On or before the 15th day of each month, the county treasurer shall deposit the money in the county general fund for credit to a special account for the use of the county's juvenile court or for services to delinquent children.

**Sec. 9.** NRS 62E.430 is hereby amended to read as follows:

62E.430 1. If a child is adjudicated to be in need of supervision because the child is a habitual truant, the juvenile court shall:

(a) The first time the child is adjudicated to be in need of supervision because the child is a habitual truant:

(1) Order ~~{the child to:~~

~~(I) Pay}:~~

(I) *The child to pay* a fine of not more than \$100 and the administrative assessment required by NRS 62E.270 ~~{}~~ *or if the parent or guardian of the child knowingly induced the child to be a habitual truant, order the parent or guardian to pay the fine and the administrative assessment;* or

(II) ~~{Perform}~~ *The child to perform* not less than 8 hours but not more than 16 hours of community service; and

(2) If the child is 14 years of age or older, order the suspension of the driver's license of the child for at least 30 days but not more than 6 months. If the child does not possess a driver's license, the juvenile court shall prohibit the child from applying for a driver's license for 30 days:

(I) Immediately following the date of the order if the child is eligible to apply for a driver's license; or

(II) After the date the child becomes eligible to apply for a driver's license if the child is not eligible to apply for a driver's license.

(b) The second or any subsequent time the child is adjudicated to be in need of supervision because the child is a habitual truant:

(1) Order ~~{the child to:~~

~~(I) Pay}:~~

(I) *The child to pay* a fine of not more than \$200 and the administrative assessment required by NRS 62E.270 ~~{}~~ *or if the parent or guardian of the child knowingly induced the child to be a habitual truant, order the parent or guardian to pay the fine and the administrative assessment;*

(II) ~~{Perform}~~ *The child to perform* not more than 10 hours of community service; or

(III) ~~{Comply}~~ *Compliance* with the requirements set forth in both subparagraphs (I) and (II); and

(2) If the child is 14 years of age or older, order the suspension of the driver's license of the child for at least 60 days but not more than 1 year. If the child does not possess a driver's license, the juvenile court shall prohibit the child from applying for a driver's license for 60 days:

(I) Immediately following the date of the order if the child is eligible to apply for a driver's license; or

(II) After the date the child becomes eligible to apply for a driver's license if the child is not eligible to apply for a driver's license.

2. The juvenile court may suspend the payment of a fine ordered pursuant to paragraph (a) of subsection 1 if the child attends school for 60 consecutive school days, or its equivalent in a school district operating under an alternative schedule authorized pursuant to NRS 388.090, after the imposition of the fine, or has a valid excuse acceptable to his teacher or the principal for any absence from school within that period.

3. *The juvenile court may suspend the payment of a fine ordered pursuant to this section if the parent or guardian of a child is ordered to pay a fine by another court of competent jurisdiction in a case relating to or arising out of the*



1 *same circumstances that caused the juvenile court to adjudicate the child in need*  
2 *of supervision.*

3 4. The community service ordered pursuant to this section must be performed  
4 at the child's school of attendance, if practicable.

5 **Sec. 10.** NRS 430A.160 is hereby amended to read as follows:

6 430A.160 1. Each family resource center shall provide referrals to obtain, if  
7 available, the following services:

8 (a) Education on caring for infants and day care services for infants;

9 (b) Education on parenting;

10 (c) Health care services for children, including all required immunizations;

11 (d) Programs to identify and assist developmentally disabled infants and young  
12 children of up to 5 years of age;

13 (e) Day care for children who are old enough to attend school, both before and  
14 after school;

15 (f) Programs to assist senior citizens;

16 (g) Programs to supplement formal education, including, without limitation,  
17 mentor programs for pupils in elementary and secondary schools, literacy  
18 programs, programs that encourage parental involvement in school, programs that  
19 teach English as a second language, programs to assist in the naturalization process  
20 and other alternative educational programs;

21 (h) Programs to teach adults and children skills for employment and  
22 self-sufficiency;

23 (i) Services that will assist families with physical and mental health issues, the  
24 special needs of children, food and nutritional needs, recreational needs, housing  
25 problems, domestic violence and substance abuse;

26 (j) Programs designed to reduce the rate of pregnancies in unmarried teenage  
27 girls;

28 (k) Programs designed to *assist pupils who are truant from school and to*  
29 *reduce the rate at which pupils drop out of school;*

30 (l) Transportation services, particularly to assist people in traveling to the  
31 social service agencies from which they may be receiving services pursuant to this  
32 section;

33 (m) Classes that teach alternative means of resolving disputes that arise in the  
34 family; and

35 (n) Any other services for which the communities that the family resource  
36 center serves have a need.

37 2. Each family resource center may offer services directly through its own  
38 employees and resources or contract with social service agencies to provide  
39 services, or may do both.

40 3. Any family resource center that offers services directly through its own  
41 employees and resources shall comply with all applicable state and federal laws and  
42 regulations regarding the delivery of the services.

43 **Sec. 11.** 1. The ~~{Chairman of the}~~ Legislative Committee on Education  
44 shall ~~{appoint a subcommittee of the members of the Committee to}~~ study issues  
45 relating to truancy during the 2007-2009 interim.

46 2. The ~~{subcommittee appointed pursuant to subsection 1 shall}~~

47 ~~{(a) Study and evaluate truancy and issues}~~ **study must include, without**  
48 **limitation, a review of:**

49 (a) **Issues** relating to pupils who are truant from school, including, without  
50 limitation, measures of prevention, intervention and diversion and the imposition of  
51 appropriate discipline.

(b) ~~{Examine the}~~ **The** effectiveness of existing programs designed to reduce the number of pupils who are truant from school and identify programs throughout the State or in other states that are effective.

(c) ~~{Develop recommendations}~~ **Recommendations** for a plan to reduce the number of pupils who are truant from school.

3. ~~{On or before August 1, 2008, the subcommittee appointed pursuant to subsection 1 shall submit to the Legislative Committee on Education:~~

~~—(a) A report of its findings; and~~

~~—(b) Requests for the drafting of not more than five legislative measures which relate to matters within the scope of the study conducted by the subcommittee. Such requests are in addition to the number of requests authorized for the Legislative Committee on Education in paragraph (a) of subsection 3 of NRS 218.2429.~~

4. ~~The Legislative Committee on Education shall:~~

~~—(a) Approve or deny the requests for the drafting of legislative measures of the subcommittee; and~~

~~—(b) }~~ On or before February 1, 2009, **the Legislative Committee on Education shall** submit the report of ~~{the subcommittee}~~ **its findings and any recommendations** to the Director of the Legislative Counsel Bureau for transmission to the 75th Session of the Nevada Legislature.

**Sec. 12.** The provisions of section 9 of this act do not apply to a parent or guardian of a child who is adjudicated in need of supervision because he is a habitual truant if all acts of truancy occurred before July 1, 2007.

**Sec. 13.** This act becomes effective on July 1, 2007.