

## Amendment No. 1015

Senate Amendment to Assembly Bill No. 505 Third Reprint (BDR 34-784)

**Proposed by:** Senators Horsford and Washington**Amendment Box:** Consistent with Amendment No. 1011.**Amends:** Summary: Yes Title: Yes Preamble: No 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 dashed underlining is newly added transitory language.

SLP



Date: 6/1/2009

A.B. No. 505—Revises provisions governing pupils enrolled in high school.  
(BDR 34-784)



## ASSEMBLY BILL NO. 505—COMMITTEE ON EDUCATION

MARCH 23, 2009

Referred to Committee on Education

SUMMARY—Revises provisions governing charter schools and pupils enrolled in high school. (BDR 34-784)

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; requiring the Department of Education to work in consultation with the Nevada System of Higher Education to establish a plan to ensure that high school pupils are ready for postsecondary education and the workplace; establishing the Nevada Charter School Institute; revising provisions relating to charter schools; revising provisions governing the academic plans for ninth grade pupils; requiring instruction on financial responsibility in high school; authorizing the issuance of an adjusted adult diploma for certain persons; requiring the school districts to adopt programs of teen mentoring; requiring school districts to adopt a policy for the remediation of deficient credits to the extent money is available; requiring school districts to adopt a policy for pupils to report unlawful activities; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

**Section 1** of this bill requires the Department of Education to work in consultation with the Nevada System of Higher Education to establish clearly defined goals and benchmarks for pupils enrolled in high schools to be adequately prepared for the educational requirements of postsecondary education and for success in the workplace.

Existing law requires the board of trustees of a school district to adopt a policy for each public school in the school district in which ninth grade pupils are enrolled to develop a 4-year academic plan for each of those pupils. (NRS 388.205) **Section 5** of this bill requires the policy to ensure that each ninth grade pupil and his parent or legal guardian are adequately notified of certain courses and programs available to the pupil which will assist in the advancement of the education of the pupil as well as the requirements for graduation, for admission to the Nevada System of Higher Education and for receipt of a Governor Guinn Millennium Scholarship.

Existing law authorizes the formation of charter schools and authorizes school districts, the State Board of Education and colleges and universities within the Nevada System of Higher Education to sponsor charter schools. (NRS 386.500-386.610) Sections 4.21-4.31 of this bill establish the Nevada Charter School Institute and prescribe the membership and authority of the Charter School Institute. Section 4.34 of this bill removes the authority of the State Board of Education to sponsor charter schools and

authorizes the Nevada Charter School Institute to sponsor charter schools. (NRS 386.515).

**Section 6** of this bill requires the board of trustees of each school district and the governing body of each charter school that operates as a high school to ensure that instruction on financial responsibility is provided to pupils enrolled in the public high schools in each school district and in each charter school that operates as a high school.

Existing law provides that a pupil with a disability who does not satisfy the requirements for receipt of a standard high school diploma may receive an adjusted diploma if he satisfies the requirements set forth in his individualized education program. (NRS 389.805) **Section 7** of this bill requires the State Board of Education to create an adjusted adult diploma.

**Section 9** of this bill requires the board of trustees of each school district to adopt a policy for a program of teen mentoring, which may include a component of adult mentoring, for the public high schools in the district designed to: (1) increase pupil participation in school and community activities; or (2) assist ninth grade pupils in the transition from middle school or junior high school to high school, or both. **Section 9** further provides that the principal of each high school shall, to the extent that money is available for that purpose, carry out the program of teen mentoring at that school. **Section 17** of this bill provides that **section 9** becomes effective on July 1, 2011.

**Section 10** of this bill requires the board of trustees of each school district, to the extent money is available for this purpose, to adopt a policy which ensures that a pupil who is deficient in the number of credits required for promotion to the next grade or graduation from high school has sufficient opportunities to remediate his deficient credits.

**Section 11** of this bill requires the board of trustees of each school district to adopt a policy that allows pupils enrolled in a school within the school district to report, anonymously if the pupils choose, any unlawful activities that are being conducted on school property, at an activity sponsored by a public school or on a school bus, commonly referred to as a "secret witness program."

**Section 16** of this bill repeals NRS 392.090, 392.100 and 392.110, relating to the exemption of certain children from compulsory school attendance.

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

**Section 1.** Chapter 385 of NRS is hereby amended by adding thereto a new section to read as follows:

*1. The Department shall work in consultation with the Nevada System of Higher Education to establish a plan which sets forth clearly defined goals and benchmarks for pupils enrolled in the public high schools to ensure that those pupils are adequately prepared for the educational requirements of postsecondary education and for success in the workplace, including, without limitation, methods to ensure that the high school standards, graduation requirements and assessments are aligned with college and workforce readiness expectations.*

*2. The Superintendent of Public Instruction shall:*

*(a) On or before February 1 of each odd-numbered year, submit a report on the progress of the plan to the Director of the Legislative Counsel Bureau for transmission to the next regular session of the Legislature; and*

*(b) On or before February 1 of each even-numbered year, submit a report on the progress of the plan to the Legislative Committee on Education.*

**Sec. 2.** 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 groups 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 group 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 groups 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:

(I) 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

(5) For each elementary 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

(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.

(l) The total expenditure per pupil for each school district in this State, including, without limitation, each charter school in the district. 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.

(m) The total statewide expenditure per pupil. 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.

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

(o) 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, reported for each school district, including, without limitation, each charter school in the district, and for this State as a whole. 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.

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

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

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

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

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

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

(v) The transiency rate of pupils, reported for each school district, including, without limitation, each charter school in the district, and for this State as a whole. For the purposes of this paragraph, a pupil is not a 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.

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

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

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

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

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

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

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

(1) A standard high school diploma, reported separately for pupils who received the diploma pursuant to:

(I) Paragraph (a) of subsection 1 of NRS 389.805; and

(II) Paragraph (b) of subsection 1 of NRS 389.805.

(2) *An adult diploma.*

(3) *An adjusted diploma.*

~~(4)~~ (4) *An adjusted adult diploma.*

(5) *A certificate of attendance.*

1           *(6) A certificate of educational equivalence for passage of the tests of*  
2           *general educational development for those pupils who are eligible pursuant to*  
3           *NRS 385.448.*

4           (bb) For each school district, including, without limitation, each charter school  
5           in the district, and for this State as a whole, the number and percentage of pupils  
6           who failed to pass the high school proficiency examination.

7           (cc) The number of habitual truants who are reported to a school police officer  
8           or local law enforcement agency pursuant to paragraph (a) of subsection 2 of NRS  
9           392.144 and the number of habitual truants who are referred to an advisory board to  
10          review school attendance pursuant to paragraph (b) of subsection 2 of NRS  
11          392.144, reported for each school district, including, without limitation, each  
12          charter school in the district, and for this State as a whole.

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

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

19           (2) For each school district, including, without limitation, each charter  
20           school in the district, and for this State as a whole, the number and percentage of all  
21           paraprofessionals who do not satisfy the qualifications set forth in 20 U.S.C. §  
22           6319(c). The reporting requirements of this subparagraph apply to  
23           paraprofessionals who are employed in programs supported with Title I money and  
24           to paraprofessionals who are not employed in programs supported with Title I  
25           money.

26          (ee) An identification of appropriations made by the Legislature to improve the  
27          academic achievement of pupils and programs approved by the Legislature to  
28          improve the academic achievement of pupils.

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

32          (gg) For each school district, including, without limitation, each charter school  
33          in the district and for this State as a whole, information on pupils enrolled in career  
34          and technical education, including, without limitation:

35           (1) The number of pupils enrolled in a course of career and technical  
36           education;

37           (2) The number of pupils who completed a course of career and technical  
38           education;

39           (3) The average daily attendance of pupils who are enrolled in a program  
40           of career and technical education;

41           (4) The annual rate of pupils who dropped out of school and were enrolled  
42           in a program of career and technical education before dropping out;

43           (5) The number and percentage of pupils who completed a program of  
44           career and technical education and who received a standard high school diploma, an  
45           adjusted diploma or a certificate of attendance; and

46           (6) The number and percentage of pupils who completed a program of  
47           career and technical education and who did not receive a high school diploma  
48           because the pupils failed to pass the high school proficiency examination.

49          2. A separate reporting for a group of pupils must not be made pursuant to  
50          this section if the number of pupils in that group is insufficient to yield statistically  
51          reliable information or the results would reveal personally identifiable information  
52          about an individual pupil. The State Board shall prescribe a mechanism for

determining the minimum number of pupils that must be in a group for that group to yield statistically reliable information.

3. The annual report of accountability must:

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

(b) Be prepared in a concise manner; and

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

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

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

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

(1) Governor;

(2) Committee;

(3) Bureau;

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

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

(6) Governing body of each charter school.

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

6. 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.** NRS 385.34692 is hereby amended to read as follows:

385.34692 1. The State Board shall prepare a summary of the annual report of accountability prepared pursuant to NRS 385.3469 that includes, without limitation, a summary of the following information for each school district, each charter school and the State as a whole:

(a) Demographic information of pupils, including, without limitation, the number and percentage of pupils:

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

(2) Who are from major racial or ethnic groups, as defined by the State Board;

(3) With disabilities;

(4) Who are limited English proficient; and

(5) Who are migratory children, as defined by the State Board;

(b) The average daily attendance of pupils, reported separately for the groups identified in paragraph (a);

(c) The transiency rate of pupils;

(d) The percentage of pupils who are habitual truants;

(e) The percentage of pupils who are deemed habitual disciplinary problems pursuant to NRS 392.4655;

(f) The number of incidents resulting in suspension or expulsion for:

(1) Violence to other pupils or to school personnel;

(2) Possession of a weapon;

(3) Distribution of a controlled substance;

(4) Possession or use of a controlled substance; and

(5) Possession or use of alcohol;

(g) For kindergarten through grade 8, the number and percentage of pupils who are retained in the same grade;



(h) For grades 9 to 12, inclusive, the number and percentage of pupils who are deficient in the number of credits required for promotion to the next grade or graduation from high school;

(i) The pupil-teacher ratio for kindergarten and grades 1 to 8, inclusive;

(j) The average class size for the subject area of mathematics, English, science and social studies in schools where pupils rotate to different teachers for different subjects;

(k) The number and percentage of pupils who graduated from high school;

(l) The number and percentage of pupils who received a:

(1) Standard diploma;

(2) Adult diploma;

(3) Adjusted diploma; ~~and~~

(4) *Adjusted adult diploma;*

(5) *Certificate of attendance; and*

(6) *Certificate of educational equivalence for passage of the tests of general educational development for those pupils who are eligible pursuant to NRS 385.448.*

(m) The number and percentage of pupils who graduated from high school and enrolled in remedial courses at the Nevada System of Higher Education;

(n) Per pupil expenditures;

(o) Information on the professional qualifications of teachers;

(p) The average daily attendance of teachers and licensure information;

(q) Information on the adequate yearly progress of the schools and school districts;

(r) Pupil achievement based upon the examinations administered pursuant to NRS 389.550 and the high school proficiency examination;

(s) To the extent practicable, pupil achievement based upon the examinations administered pursuant to NRS 389.015 for grades 4, 7 and 10; and

(t) Other information required by the Superintendent of Public Instruction in consultation with the Bureau.

2. The summary prepared pursuant to subsection 1 must:

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

(b) Be prepared in a concise manner; and

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

3. On or before September 7 of each year, the State Board shall:

(a) Provide for public dissemination of the summary prepared pursuant to subsection 1 by posting the summary on the Internet website maintained by the Department; and

(b) Submit a copy of the summary in an electronic format to the:

(1) Governor;

(2) Committee;

(3) Bureau;

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

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

(6) Governing body of each charter school.

4. The board of trustees of each school district and the governing body of each charter school shall ensure that the parents and guardians of pupils enrolled in the school district or charter school, as applicable, have sufficient information concerning the availability of the summary prepared by the State Board pursuant to subsection 1, including, without limitation, information that describes how to access the summary on the Internet website maintained by the Department. Upon

the request of a parent or guardian of a pupil, the Department shall provide the parent or guardian with a written copy of the summary.

5. The Department shall, in consultation with the Bureau and the school districts, prescribe a form for the summary required by this section.

**Sec. 4.** ~~NRS 385.347 is hereby amended to read as follows:~~

~~385.347 1. The board of trustees of each school district in this State, in cooperation with associations recognized by the State Board as representing licensed educational personnel in the district, shall adopt a program providing for the accountability of the school district to the residents of the district and to the State Board for the quality of the schools and the educational achievement of the pupils in the district, including, without limitation, pupils enrolled in charter schools in the school district. The board of trustees of each school district shall report the information required by subsection 2 for each charter school that is located within the school district, regardless of the sponsor of the charter school. The information for charter schools must be reported separately and must denote the charter schools sponsored by the school district, the charter schools sponsored by the State Board and the charter schools sponsored by a college or university within the Nevada System of Higher Education.~~

~~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 groups 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 group 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 groups 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~~

1 may include information regarding the trend in the achievement of pupils for more  
2 than 3 years, if such information is available.

3 ~~\_\_\_\_\_ (8) Information that compares the results of pupils in the school district,~~  
4 ~~including, without limitation, pupils enrolled in charter schools in the district, with~~  
5 ~~the results of pupils throughout this State. The information required by this~~  
6 ~~subparagraph must be provided in consultation with the Department to ensure the~~  
7 ~~accuracy of the comparison.~~

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

13 ~~\_\_\_\_\_ A separate reporting for a group of pupils must not be made pursuant to this~~  
14 ~~paragraph if the number of pupils in that group is insufficient to yield statistically~~  
15 ~~reliable information or the results would reveal personally identifiable information~~  
16 ~~about an individual pupil. The State Board shall prescribe the mechanism for~~  
17 ~~determining the minimum number of pupils that must be in a group for that group~~  
18 ~~to yield statistically reliable information.~~

19 ~~\_\_\_\_\_ (c) The ratio of pupils to teachers in kindergarten and at each grade level for~~  
20 ~~each elementary school in the district and the district as a whole, including, without~~  
21 ~~limitation, each charter school in the district, and the average class size for each~~  
22 ~~core academic subject, as set forth in NRS 389.018, for each secondary school in~~  
23 ~~the district and the district as a whole, including, without limitation, each charter~~  
24 ~~school in the district.~~

25 ~~\_\_\_\_\_ (d) Information on the professional qualifications of teachers employed by~~  
26 ~~each school in the district and the district as a whole, including, without limitation,~~  
27 ~~each charter school in the district. The information must include, without limitation:~~

28 ~~\_\_\_\_\_ (1) The percentage of teachers who are:~~

29 ~~\_\_\_\_\_ (I) Providing instruction pursuant to NRS 391.125;~~

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

32 ~~\_\_\_\_\_ (III) Otherwise providing instruction without an endorsement for the~~  
33 ~~subject area in which the teachers are employed;~~

34 ~~\_\_\_\_\_ (2) The percentage of classes in the core academic subjects, as set forth in~~  
35 ~~NRS 389.018, that are not taught by highly qualified teachers;~~

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

41 ~~\_\_\_\_\_ (4) For each middle school, junior high school and high school:~~

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

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

51 ~~\_\_\_\_\_ (5) For each elementary school:~~

52 ~~\_\_\_\_\_ (I) On and after July 1, 2005, the number of persons employed as~~  
53 ~~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~~

~~(H) 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.~~

~~(c) The total expenditure per pupil for each school in the district and the district as a whole, including, without limitation, each charter school in the district. 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.~~

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

~~(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. 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 392.032 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 and the district as a whole, including, without limitation, each charter school sponsored by the district. The compilation must include:~~

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

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

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

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

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

~~(1) A standard high school diploma, reported separately for pupils who received the diploma pursuant to:~~

~~(I) Paragraph (a) of subsection 1 of NRS 389.805; and~~

~~(II) Paragraph (b) of subsection 1 of NRS 389.805.~~

~~(2) An adult diploma.~~

~~(3) An adjusted diploma.~~

~~[(3)] (4) An adjusted adult diploma.~~

~~(5) A certificate of attendance.~~

~~(6) A certificate of educational equivalence for passage of the tests of general educational development for those pupils who are eligible pursuant to NRS 385.448.~~

~~(v) For each school in the district and the district as a whole, including, without limitation, each charter school in the district, the number and percentage of pupils who failed to pass the high school proficiency examination.~~

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

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

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

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

~~(1) The number and percentage of schools in the district, if any, that have been designated as needing improvement pursuant to NRS 385.3622; and~~

~~(2) The name of each school, if any, in the district that has been designated as needing improvement pursuant to NRS 385.3622 and the number of consecutive years that the school has carried that designation;~~

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

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

~~(2) The number and percentage of all paraprofessionals who do not satisfy the qualifications set forth in 20 U.S.C. § 6319(c). The reporting requirements of this subparagraph apply to paraprofessionals who are employed in positions supported with Title I money and to paraprofessionals who are not employed in positions supported with Title I money;~~

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

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

~~(dd) For each school in the district and the district as a whole, including, without limitation, each charter school in the district, information on pupils enrolled in career and technical education, including, without limitation:~~

~~(1) The number of pupils enrolled in a course of career and technical education;~~

~~(2) The number of pupils who completed a course of career and technical education;~~

~~(3) The average daily attendance of pupils who are enrolled in a program of career and technical education;~~

~~(4) The annual rate of pupils who dropped out of school and were enrolled in a program of career and technical education before dropping out;~~

~~(5) The number and percentage of pupils who completed a program of career and technical education and who received a standard high school diploma, an adjusted diploma or a certificate of attendance; and~~

~~(6) The number and percentage of pupils who completed a program of career and technical education and who did not receive a high school diploma because the pupils failed to pass the high school proficiency examination;~~

~~(ee) Such other information as is directed by the Superintendent of Public Instruction.~~

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

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

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

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

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

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

~~5. The Superintendent of Public Instruction shall:~~

~~(a) Prescribe forms for the reports required pursuant to subsection 2 and provide the forms to the respective school districts;~~

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

~~(c) Consult with a representative of the:~~

~~(1) Nevada State Education Association;~~

~~(2) Nevada Association of School Boards;~~

~~(3) Nevada Association of School Administrators;~~

~~(4) Nevada Parent Teacher Association;~~

~~(5) Budget Division of the Department of Administration; and~~

~~(6) Legislative Counsel Bureau;~~

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

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

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

~~8. On or before August 15 of each year, the board of trustees of each school 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(22);~~

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

~~(Deleted by amendment.)~~

**Sec. 4.01. NRS 385.347 is hereby amended to read as follows:**

385.347 1. The board of trustees of each school district in this State, in cooperation with associations recognized by the State Board as representing licensed educational personnel in the district, shall adopt a program providing for the accountability of the school district to the residents of the district and to the State Board for the quality of the schools and the educational achievement of the pupils in the district. ~~[, including, without limitation, pupils enrolled in charter schools in the school district. The board of trustees of each school district shall report the information required by subsection 2 for each charter school that is located within the school district, regardless of the sponsor of the charter school. The information for charter schools must be reported separately and must denote the charter schools sponsored by the school district, the charter schools sponsored by the State Board and the charter schools sponsored by a college or university within the Nevada System of Higher Education.]~~

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 groups 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 group 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 groups 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.

(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 group of pupils must not be made pursuant to this paragraph if the number of pupils in that group 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 mechanism for determining the minimum number of pupils that must be in a group for that group to yield statistically reliable information.

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

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

(5) For each elementary school:

(I) ~~On and after July 1, 2005, the~~ 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

(II) ~~On and after July 1, 2006, the~~ 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.

(e) The total expenditure per pupil for each school in the district and the district as a whole ~~, including, without limitation, each charter school in the district.~~ 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.

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

~~(1) Any~~ any special programs for pupils at an individual school. ~~f, 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. 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 and the district as a whole. ~~[including, without limitation, each charter school sponsored by the district.]~~ The compilation must include:

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

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

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

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

(u) For each school in the district and the district as a whole. ~~[including, without limitation, each charter school in the district.]~~ the number and percentage of pupils who received:

(1) A standard high school diploma, reported separately for pupils who received the diploma pursuant to:

(I) Paragraph (a) of subsection 1 of NRS 389.805; and

(II) Paragraph (b) of subsection 1 of NRS 389.805.

(2) An adjusted diploma.

(3) A certificate of attendance.

(v) For each school in the district and the district as a whole, ~~[including, without limitation, each charter school in the district.]~~ the number and percentage of pupils who failed to pass the high school proficiency examination.

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

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

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

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

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

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

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

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

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

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

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

(dd) For each school in the district and the district as a whole, ~~including, without limitation, each charter school in the district,~~ information on pupils enrolled in career and technical education, including, without limitation:

(1) The number of pupils enrolled in a course of career and technical education;

(2) The number of pupils who completed a course of career and technical education;

(3) The average daily attendance of pupils who are enrolled in a program of career and technical education;

(4) The annual rate of pupils who dropped out of school and were enrolled in a program of career and technical education before dropping out;

(5) The number and percentage of pupils who completed a program of career and technical education and who received a standard high school diploma, an adjusted diploma or a certificate of attendance; and

(6) The number and percentage of pupils who completed a program of career and technical education and who did not receive a high school diploma because the pupils failed to pass the high school proficiency examination.

(ee) Such other information as is directed by the Superintendent of Public Instruction.

3. The Nevada Charter School Institute shall, on or before August 15 of each year, prepare an annual report of accountability of charter schools in this State concerning the accountability information prescribed by the Department pursuant to this section. The Department shall prescribe by regulation the information that must be prepared by the Nevada Charter School Institute, which must include, without limitation, the information contained in paragraphs (a) to (ee), inclusive, of subsection 2, as applicable for charter schools.

4. The records of attendance maintained by a school for purposes of paragraph (i) of subsection 2 or maintained by a charter school for purposes of the reporting required pursuant to subsection 3 must include the number of teachers who are in attendance at school and the number of teachers who are absent from school. A teacher shall be deemed in attendance if the teacher is excused from being present in the classroom by the school in which he is employed for one of the following reasons:

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

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

~~44~~ 5. The annual report of accountability prepared pursuant to subsection 2 or 3, as applicable, must:

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

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

~~54~~ 6. The Superintendent of Public Instruction shall:

(a) Prescribe forms for the reports required pursuant to ~~subsection~~ subsections 2 and 3 and provide the forms to the respective school districts, ~~and~~ and the Nevada Charter School Institute.

(b) Provide statistical information and technical assistance to the school districts and the Nevada Charter School Institute to ensure that the reports provide comparable information with respect to each school in each district, each charter school and among the districts and charter schools throughout this State.

(c) Consult with a representative of the:

(1) Nevada State Education Association;

(2) Nevada Association of School Boards;

(3) Nevada Association of School Administrators;

(4) Nevada Parent Teacher Association;

(5) Budget Division of the Department of Administration; and

(6) Legislative Counsel Bureau,

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

~~64~~ 7. The Superintendent of Public Instruction may consult with representatives of parent groups other than the Nevada Parent Teacher Association concerning the program and consider any advice or recommendations submitted by the representatives with respect to the program.

~~74~~ 8. On or before August 15 of each year ~~the~~ :

(a) The board of trustees of each school district and the Nevada Charter School Institute shall submit to each advisory board to review school attendance

created in the county pursuant to NRS 392.126 the information required in paragraph (g) of subsection 2.

~~8.4~~ (b) The Nevada Charter School Institute shall submit to each advisory board to review school attendance created in a county pursuant to NRS 392.126 the information regarding the records of the attendance and truancy of pupils enrolled in each charter school located in that county, if any, in accordance with the regulations prescribed by the Department pursuant to subsection 3.

9. On or before August 15 of each year, the board of trustees of each school district and the Nevada Charter School Institute shall:

(a) Provide written notice that the report required pursuant to subsection 2 or 3, as applicable, is available on the Internet website maintained by the school district ~~or the Nevada Charter School Institute~~, 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 or 3, as applicable, 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 ~~or the Nevada Charter School Institute~~, 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]~~.

~~9.4~~ If the Nevada Charter School Institute does not maintain a website, the Nevada Charter School Institute shall otherwise provide for public dissemination of the annual report by providing a copy of the report to each charter school in this State and the parents and guardians of pupils enrolled in each charter school in this State.

10. Upon the request of the Governor, an entity described in paragraph (a) of subsection ~~8.4~~ 9 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 ~~or~~

~~10.4~~ or 3, as applicable.

11. 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. 4.02. NRS 385.349 is hereby amended to read as follows:

385.349 1. The board of trustees of each school district and the Nevada Charter School Institute shall prepare a summary of the annual report of accountability prepared pursuant to NRS 385.347 on the form prescribed by the Department pursuant to subsection 3 or an expanded form, as applicable. The summary must include, without limitation:

(a) ~~[The]~~ If prepared by a school district, the information set forth in subsection 1 of NRS 385.34692, reported for the school district as a whole and for each school within the school district;

(b) If prepared by the Nevada Charter School Institute, the information set forth in subsection 1 of NRS 385.34692, reported for the charter schools in this State as a whole and for each charter school in this State;



1 (c) Information on the involvement of parents and legal guardians in the  
2 education of their children; and

3 ~~(d)~~ (d) Other information required by the Superintendent of Public  
4 Instruction in consultation with the Bureau.

5 2. The summary prepared pursuant to subsection 1 must:

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

8 (b) Be presented in an understandable and uniform format and, to the extent  
9 practicable, provided in a language that parents will likely understand.

10 3. The Department shall, in consultation with the Bureau, ~~and~~ the school  
11 districts ~~and the Nevada Charter School Institute~~, prescribe a form that contains  
12 the basic information required by subsection 1. The board of trustees of a school  
13 district or the Nevada Charter School Institute may use an expanded form that  
14 contains additions to the form prescribed by the Department if the basic information  
15 contained in the expanded form complies with the form prescribed by the  
16 Department.

17 4. On or before September 7 of each year, the board of trustees of each school  
18 district and the Nevada Charter School Institute shall:

19 (a) Submit the summary in an electronic format to the:

20 (1) Governor;

21 (2) State Board;

22 (3) Department;

23 (4) Committee;

24 (5) Bureau; and

25 (6) Schools within the school district ~~or charter schools, as applicable.~~

26 (b) Provide for the public dissemination of the summary of the school district  
27 or the Nevada Charter School Institute, as applicable, by posting a copy of the  
28 summary on the Internet website maintained by the school district ~~or the Nevada~~  
29 Charter School Institute, if any. If a school district or the Nevada Charter School  
30 Institute does not maintain a website, the district or the Nevada Charter School  
31 Institute shall otherwise provide for public dissemination of the summary. The  
32 board of trustees of each school district and the Nevada Charter School Institute  
33 shall ensure that the parents and guardians of pupils enrolled in the school district  
34 or each charter school, as applicable, have sufficient information concerning the  
35 availability of the summary, including, without limitation, information that  
36 describes how to access the summary on the Internet website maintained by the  
37 school district ~~or the Nevada Charter School Institute~~, if any. Upon the request  
38 of a parent or legal guardian, the school district or the Nevada Charter School  
39 Institute, as applicable, shall provide the parent or legal guardian with a written  
40 copy of the summary.

41 ~~[5. The board of trustees of each school district shall report the information~~  
42 ~~required by this section for each charter school that is located within the school~~  
43 ~~district, regardless of the sponsor of the charter school. The information for charter~~  
44 ~~schools must be reported separately and must denote the charter schools sponsored~~  
45 ~~by the school district, the charter schools sponsored by the State Board and the~~  
46 ~~charter schools sponsored by a college or university within the Nevada System of~~  
47 ~~Higher Education.]~~

48 **Sec. 4.03. NRS 385.357 is hereby amended to read as follows:**

49 385.357 1. The principal of each school, including, without limitation, each  
50 charter school, shall, in consultation with the employees of the school, prepare a  
51 plan to improve the achievement of the pupils enrolled in the school.

52 2. The plan developed pursuant to subsection 1 must include:

(a) A review and analysis of the data pertaining to the school upon which the report required pursuant to subsection 2 or 3 of NRS 385.347, as applicable, 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 the school 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 defined in NRS 389.018.

(d) Policies and practices concerning the core academic subjects which have the greatest likelihood of ensuring that each group of pupils identified in paragraph (b) of subsection 1 of NRS 385.361 who are enrolled in the school will make adequate yearly progress and meet the minimum level of proficiency prescribed by the State Board.

(e) Annual measurable objectives, consistent with the annual measurable objectives established by the State Board pursuant to NRS 385.361, for the continuous and substantial progress by each group of pupils identified in paragraph (b) of subsection 1 of that section who are enrolled in the school to ensure that each group will make adequate yearly progress and meet the level of proficiency prescribed by the State Board.

(f) Strategies, consistent with the policy adopted pursuant to NRS 392.457 by the board of trustees of the school district in which the school is located, to promote effective involvement by parents and families of pupils enrolled in the school in the education of their children.

(g) As appropriate, programs of remedial education or tutoring to be offered before and after school, during the summer, or between sessions if the school operates on a year-round calendar for pupils enrolled in the school who need additional instructional time to pass or to reach a level considered proficient.

(h) Strategies to improve the academic achievement of pupils enrolled in the school, including, without limitation, strategies to:

(1) Instruct pupils who are not achieving to their fullest potential, including, without limitation:

(I) The curriculum appropriate to improve achievement;

(II) The manner by which the instruction will improve the achievement and proficiency of pupils on the examinations administered pursuant to NRS 389.015 and 389.550; and

(III) An identification of the instruction and curriculum that is specifically designed to improve the achievement and proficiency of pupils in each group identified in paragraph (b) of subsection 1 of NRS 385.361;

(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;

(4) Manage effectively the discipline of pupils; and

(5) Enhance the professional development offered for the teachers and administrators employed at the school to include the activities set forth in 20 U.S.C. § 7801(34) and to address the specific needs of pupils enrolled in the school, as deemed appropriate by the principal.

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

(j) In consultation with the school district or governing body, as applicable, an identification, by category, of the employees of the school district or governing



body, if any, who are responsible for ensuring that the plan is carried out effectively or for overseeing and monitoring whether the plan is carried out effectively.

(k) 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.

(l) 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.

(m) 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.

(n) The resources available to the school to carry out the plan. If this State has a financial analysis program that is designed to track educational expenditures and revenues to individual schools, each school shall use that statewide program in complying with this paragraph. If a statewide program is not available, each school shall use the financial analysis program used by the school district in which the school is located in complying with this paragraph.

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

(p) A budget of the overall cost for carrying out the plan.

3. In addition to the requirements of subsection 2, if a school has been designated as demonstrating need for improvement pursuant to NRS 385.3623, the plan must comply with 20 U.S.C. § 6316(b)(3) and the regulations adopted pursuant thereto.

4. Except as otherwise provided in subsection 5, the principal of each school shall, in consultation with the employees of the school:

(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.

5. If a school has been designated as demonstrating need for improvement pursuant to NRS 385.3623 and a support team has been established for the school, the support team shall review the plan and make revisions to the most recent plan for improvement of the school pursuant to NRS 385.3741. If the school is a Title I school that has been designated as demonstrating need for improvement, the support team established for the school shall, in making revisions to the plan, work in consultation with parents and guardians of pupils enrolled in the school and, to the extent deemed appropriate by the entity responsible for creating the support team, outside experts.

6. On or before November 1 of each year, the principal of each school or the support team established for the school, as applicable, shall submit the plan or the revised plan, as applicable, to:

(a) If the school is a public school of the school district, the superintendent of schools of the school district.

(b) If the school is a charter school, the governing body of the charter school.

7. If a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623, the superintendent of schools of the school district or the governing body, as applicable, shall carry out a process for peer review of the plan or the revised plan, as applicable, in accordance with 20 U.S.C. §

6316(b)(3)(E) and the regulations adopted pursuant thereto. Not later than 45 days after receipt of the plan, the superintendent of schools of the school district or the governing body, as applicable, shall approve the plan or the revised plan, as applicable, if it meets the requirements of 20 U.S.C. § 6316(b)(3) and the regulations adopted pursuant thereto and the requirements of this section. The superintendent of schools of the school district or the governing body, as applicable, may condition approval of the plan or the revised plan, as applicable, in the manner set forth in 20 U.S.C. § 6316(b)(3)(B) and the regulations adopted pursuant thereto. The State Board shall prescribe the requirements for the process of peer review, including, without limitation, the qualifications of persons who may serve as peer reviewers.

8. If a school is designated as demonstrating exemplary achievement, high achievement or adequate achievement, or if a school that is not a Title I school is designated as demonstrating need for improvement, not later than 45 days after receipt of the plan or the revised plan, as applicable, the superintendent of schools of the school district or the governing body, as applicable, shall approve the plan or the revised plan if it meets the requirements of this section.

9. On or before December 15 of each year, the principal of each school or the support team established for the school, as applicable, shall submit the final plan or the final revised plan, as applicable, to the:

(a) Superintendent of Public Instruction;

(b) Governor;

(c) State Board;

(d) Department;

(e) Committee;

(f) Bureau; and

(g) Board of trustees of the school district in which the school is located ~~or~~, if the school is a charter school, the sponsor of the charter school.

10. A plan for the improvement of a school must be carried out expeditiously, but not later than January 1 after approval of the plan pursuant to subsection 7 or 8, as applicable.

**Sec. 4.04. NRS 385.358 is hereby amended to read as follows:**

385.358 1. The principal of each public school, including, without limitation, each charter school, shall prepare a summary of accountability information on the form prescribed by the Department pursuant to subsection 3 or an expanded form, as applicable. The summary must include, without limitation:

(a) The information set forth in subsection 1 of NRS 385.34692, reported only for the school;

(b) Information on the involvement of parents and legal guardians in the education of their children; and

(c) Such other information as is directed by the Superintendent of Public Instruction in consultation with the Bureau.

2. The summary prepared pursuant to subsection 1 must be presented in an understandable and uniform format and, to the extent practicable, provided in a language that parents will likely understand.

3. The Department shall, in consultation with the Bureau, ~~and~~ the school districts ~~and~~ and the Nevada Charter School Institute, prescribe a form that contains the basic information required by subsection 1. The principal of a school may use 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.

4. On or before September 7 of each year:

(a) The principal of each public school shall submit the summary in electronic format to the:

(1) Department;

(2) Bureau; and

(3) Board of trustees of the school district in which the school is located ~~and~~ or, if the school is a charter school, to the sponsor of the charter school.

(b) The school district in which the school is located shall ensure that the summary is posted on the Internet website maintained by the school, if any, or the Internet website maintained by the school district, if any. The sponsor of a charter school shall ensure that each summary of the charter school is posted on the Internet website maintained by the charter school, if any, or the Internet website maintained by the sponsor, if any. If the summary is not posted on the website of the school, ~~and~~ the school district ~~and~~ or the sponsor of the charter school, as applicable, the school district or the sponsor of the charter school, as applicable, shall otherwise provide for public dissemination of the summary.

(c) The principal of each public school shall ensure that the parents and legal guardians of the pupils enrolled in the school have sufficient information concerning the availability of the summary, including, without limitation, information that describes how to access the summary on the Internet website, if any, and how a parent or guardian may otherwise access the summary.

(d) The principal of each public school shall provide a written copy of the summary to each parent and legal guardian of a pupil enrolled in the school.

**Sec. 4.05. NRS 385.359 is hereby amended to read as follows:**

385.359 1. The Bureau shall contract with a person or entity to:

(a) Review and analyze, in accordance with the standards prescribed by the Committee pursuant to subsection 2 of NRS 218.5354, the:

(1) Annual report of accountability prepared by:

(I) The State Board pursuant to NRS 385.3469; ~~and~~

(II) The board of trustees of each school district pursuant to subsection 2 of NRS 385.347 and

(III) The Nevada Charter School Institute pursuant to subsection 3 of NRS 385.347.

(2) Plan to improve the achievement of pupils prepared by:

(I) The State Board pursuant to NRS 385.34691;

(II) The board of trustees of each school district pursuant to NRS 385.348; and

(III) Each school pursuant to NRS 385.357 identified by the Bureau for review, if any.

(b) Submit a written report to and consult with the State Board and the Department regarding any methods by which the State Board may improve the accuracy of the report of accountability required pursuant to NRS 385.3469 and the plan to improve the achievement of pupils required pursuant to NRS 385.34691, and the purposes for which the report and plan to improve are used.

(c) Submit a written report to and consult with each school district and the Nevada Charter School Institute regarding any methods by which the district or the Nevada Charter School Institute may improve the accuracy of the report required pursuant to subsection 2 or 3 of NRS 385.347, as applicable, and the plan to improve the achievement of pupils required pursuant to NRS 385.348, and the purposes for which the report and plan to improve are used.

(d) If requested by the Bureau, submit a written report to and consult with individual schools identified by the Bureau regarding any methods by which the school may improve the accuracy of the information required to be reported for the

1 school pursuant to subsection 2 or 3 of NRS 385.347 ,as applicable, and the plan  
2 to improve the achievement of pupils required pursuant to NRS 385.357.

3 (e) Submit written reports and any recommendations to the Committee and the  
4 Bureau concerning:

5 (1) The effectiveness of the provisions of NRS 385.3455 to 385.391,  
6 inclusive, in improving the accountability of the schools of this State;

7 (2) The status of each school district that is designated as demonstrating  
8 need for improvement pursuant to NRS 385.377 and each school that is designated  
9 as demonstrating need for improvement pursuant to NRS 385.3623; and

10 (3) Any other matter related to the accountability of the public schools of  
11 this State, as deemed necessary by the Bureau.

12 2. The consultant with whom the Bureau contracts to perform the duties  
13 required pursuant to subsection 1 must possess the experience and knowledge  
14 necessary to perform those duties, as determined by the Committee.

15 **Sec. 4.06. NRS 385.3613 is hereby amended to read as follows:**

16 385.3613 1. Except as otherwise provided in subsection 2, on or before June  
17 15 of each year, the Department shall determine whether each public school is  
18 making adequate yearly progress, as defined by the State Board pursuant to NRS  
19 385.361.

20 2. On or before June 30 of each year, the Department shall determine whether  
21 each public school that operates on a schedule other than a traditional 9-month  
22 schedule is making adequate yearly progress, as defined by the State Board  
23 pursuant to NRS 385.361.

24 3. The determination pursuant to subsection 1 or 2, as applicable, for a public  
25 school, including, without limitation, a charter school sponsored by the board of  
26 trustees of the school district, must be made in consultation with the board of  
27 trustees of the school district in which the public school is located. If a charter  
28 school is sponsored by the ~~[State Board]~~ Nevada Charter School Institute or by a  
29 college or university within the Nevada System of Higher Education, the  
30 Department shall make a determination for the charter school in consultation with  
31 the ~~[State Board]~~ Charter School Institute or the institution within the Nevada  
32 System of Higher Education that sponsors the charter school, as applicable. The  
33 determination made for each school must be based only upon the information and  
34 data for those pupils who are enrolled in the school for a full academic year. On or  
35 before June 15 or June 30 of each year, as applicable, the Department shall  
36 transmit:

37 (a) Except as otherwise provided in paragraph (b) or (c), the determination  
38 made for each public school to the board of trustees of the school district in which  
39 the public school is located.

40 (b) To the ~~[State Board]~~ Nevada Charter School Institute the determination  
41 made for each charter school that is sponsored by the ~~[State Board]~~ Institute.

42 (c) The determination made for the charter school to the institution that  
43 sponsors the charter school if a charter school is sponsored by a college or  
44 university within the Nevada System of Higher Education.

45 4. Except as otherwise provided in this subsection, the Department shall  
46 determine that a public school has failed to make adequate yearly progress if any  
47 group identified in paragraph (b) of subsection 1 of NRS 385.361 does not satisfy  
48 the annual measurable objectives established by the State Board pursuant to that  
49 section. To comply with 20 U.S.C. § 6311(b)(2)(I) and the regulations adopted  
50 pursuant thereto, the State Board shall prescribe by regulation the conditions under  
51 which a school shall be deemed to have made adequate yearly progress even though  
52 a group identified in paragraph (b) of subsection 1 of NRS 385.361 did not satisfy  
53 the annual measurable objectives of the State Board.

5. In addition to the provisions of subsection 4, the Department shall determine that a public school has failed to make adequate yearly progress if:

(a) The number of pupils enrolled in the school who took the examinations administered pursuant to NRS 389.550 or the high school proficiency examination, as applicable, is less than 95 percent of all pupils enrolled in the school who were required to take the examinations; or

(b) Except as otherwise provided in subsection 6, for each group of pupils identified in paragraph (b) of subsection 1 of NRS 385.361, the number of pupils in the group enrolled in the school who took the examinations administered pursuant to NRS 389.550 or the high school proficiency examination, as applicable, is less than 95 percent of all pupils in that group enrolled in the school who were required to take the examinations.

6. If the number of pupils in a particular group who are enrolled in a public school is insufficient to yield statistically reliable information:

(a) The Department shall not determine that the school has failed to make adequate yearly progress pursuant to paragraph (b) of subsection 5 based solely upon that particular group.

(b) The pupils in such a group must be included in the overall count of pupils enrolled in the school who took the examinations.

➤ The State Board shall prescribe the mechanism for determining the number of pupils that must be in a group for that group to yield statistically reliable information.

7. If an irregularity in testing administration or an irregularity in testing security occurs at a school and the irregularity invalidates the test scores of pupils, those test scores must be included in the scores of pupils reported for the school, the attendance of those pupils must be counted towards the total number of pupils who took the examinations and the pupils must be included in the total number of pupils who were required to take the examinations.

8. As used in this section:

(a) "Irregularity in testing administration" has the meaning ascribed to it in NRS 389.604.

(b) "Irregularity in testing security" has the meaning ascribed to it in NRS 389.608.

**Sec. 4.07. NRS 385.362 is hereby amended to read as follows:**

385.362 1. If a public school fails to make adequate yearly progress for 1 year:

(a) Except as otherwise provided in ~~paragraph (b).~~ paragraphs (b) and (c). the board of trustees of the school district in which the school is located shall ensure that the school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto. For a charter school sponsored by the school district, the board of trustees shall provide the technical assistance to the charter school in conjunction with the governing body of the charter school.

(b) For a charter school sponsored by the Nevada Charter School Institute, the Institute shall ensure, in conjunction with the governing body of the charter school, that the charter school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

(c) For a charter school sponsored by ~~the State Board or by~~ a college or university within the Nevada System of Higher Education, the Department shall ensure, in conjunction with the governing body of the charter school, that the school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

2. If a public school fails to make adequate yearly progress for 1 year, the principal of the school shall ensure that the plan to improve the achievement of pupils enrolled in the school is reviewed, revised and approved in accordance with NRS 385.357.

**Sec. 4.08. NRS 385.366 is hereby amended to read as follows:**

385.366 1. Based upon the information received from the Department pursuant to NRS 385.3613, the board of trustees of each school district shall, on or before July 1 of each year, issue a preliminary designation for each public school in the school district in accordance with the criteria set forth in NRS 385.3623, excluding charter schools sponsored by the ~~{State Board}~~ Nevada Charter School Institute or by a college or university within the Nevada System of Higher Education. The board of trustees shall make preliminary designations for all charter schools that are sponsored by the board of trustees. The Department shall make preliminary designations for all charter schools that are sponsored by the ~~{State Board}~~ Nevada Charter School Institute and all charter schools sponsored by a college or university within the Nevada System of Higher Education. The initial designation of a school as demonstrating need for improvement must be based upon 2 consecutive years of data and information for that school.

2. Before making a final designation for a school, the board of trustees of the school district or the Department, as applicable, shall provide the school an opportunity to review the data upon which the preliminary designation is based and to present evidence in the manner set forth in 20 U.S.C. § 6316(b)(2) and the regulations adopted pursuant thereto. If the school is a public school of the school district or a charter school sponsored by the board of trustees, the board of trustees of the school district shall, in consultation with the Department, make a final determination concerning the designation for the school on August 1. If the school is a charter school sponsored by the ~~{State Board}~~ Nevada Charter School Institute or by a college or university within the Nevada System of Higher Education, the Department shall make a final determination concerning the designation for the school on August 1.

3. On or before August 1 of each year, the Department shall provide written notice of the determinations made pursuant to NRS 385.3613 and the final designations made pursuant to this section as follows:

(a) The determinations and final designations made for all schools in this State to the:

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

(b) The determinations and final designations made for all schools within a school district to the:

- (1) Superintendent of schools of the school district; and
- (2) Board of trustees of the school district.

(c) The determination and final designation made for each school to the principal of the school.

**(d) The determination and final designation made for each charter school sponsored by the Nevada Charter School Institute to the Institute.**

**Sec. 4.09. NRS 385.3661 is hereby amended to read as follows:**

385.3661 1. Except as otherwise provided in subsection 2, if a public school is designated as demonstrating need for improvement pursuant to NRS 385.3623 and the provisions of NRS 385.3693, 385.3721 or 385.3745 do not apply, the board of trustees of the school district shall:

(a) Provide notice of the designation to the parents and guardians of pupils enrolled in the school on the form prescribed by the Department pursuant to NRS 385.382; and

(b) Ensure that the school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

2. If a charter school is designated as demonstrating need for improvement pursuant to NRS 385.3623 and the provisions of NRS 385.3693, 385.3721 or 385.3745 do not apply:

(a) The governing body of the charter school shall provide notice of the designation to the parents and guardians of pupils enrolled in the charter school on the form prescribed by the Department pursuant to NRS 385.382.

(b) For a charter school sponsored by the board of trustees of a school district, the board of trustees shall, in conjunction with the governing body of the charter school, ensure that the charter school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

(c) For a charter school sponsored by the Nevada Charter School Institute, the Institute shall, in conjunction with the governing body of the charter school, ensure that the charter school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

(d) For a charter school sponsored by ~~the State Board or by~~ a college or university within the Nevada System of Higher Education, the Department shall, in conjunction with the governing body of the charter school, ensure that the charter school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

3. In addition to the requirements of subsection 1 or 2, as applicable, if a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 and the provisions of NRS 385.3693, 385.3721 or 385.3745 do not apply:

(a) Except as otherwise provided in ~~paragraph (b).~~ paragraphs (b) and (c). the board of trustees of the school district shall provide school choice to the parents and guardians of pupils enrolled in the school, including, without limitation, a charter school sponsored by the school district, in accordance with 20 U.S.C. § 6316(b)(1) and the regulations adopted pursuant thereto.

(b) For a charter school sponsored by the Nevada Charter School Institute, the Institute shall work cooperatively with the board of trustees of the school district in which the charter school is located to provide school choice to the parents and guardians of pupils enrolled in the charter school in accordance with 20 U.S.C. § 6316(b)(1) and the regulations adopted pursuant thereto.

(c) For a charter school sponsored by ~~the State Board or by~~ a college or university within the Nevada System of Higher Education, the Department shall work cooperatively with the board of trustees of the school district in which the charter school is located to provide school choice to the parents and guardians of pupils enrolled in the charter school in accordance with 20 U.S.C. § 6316(b)(1) and the regulations adopted pursuant thereto.

**Sec. 4.10. NRS 385.3693 is hereby amended to read as follows:**

385.3693 1. Except as otherwise provided in subsection 2, if a public school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 2 consecutive years, the board of trustees of the school district shall:

(a) Provide notice of the designation to the parents and guardians of pupils enrolled in the school on the form prescribed by the Department pursuant to NRS 385.382; and

(b) Ensure that the school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.



2. If a charter school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 2 consecutive years:

(a) The governing body of the charter school shall provide notice of the designation to the parents and guardians of pupils enrolled in the school on the form prescribed by the Department pursuant to NRS 385.382.

(b) For a charter school sponsored by the board of trustees of a school district, the board of trustees shall, in conjunction with the governing body of the charter school, ensure that the charter school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

(c) For a charter school sponsored by the Nevada Charter School Institute, the Institute shall, in conjunction with the governing body of the charter school, ensure that the charter school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

~~(d) For a charter school sponsored by the State Board or by~~ a college or university within the Nevada System of Higher Education, the Department shall, in conjunction with the governing body of the charter school, ensure that the charter school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

**Sec. 4.11. NRS 385.372 is hereby amended to read as follows:**

385.372 1. In addition to the requirements of NRS 385.3693, if a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 2 consecutive years for failing to make adequate yearly progress:

(a) Except as otherwise provided in paragraph (b), the board of trustees of the school district shall:

(1) Provide school choice to the parents and guardians of pupils enrolled in the school in accordance with 20 U.S.C. § 6316(b)(1) and the regulations adopted pursuant thereto.

(2) Except as otherwise provided in subsection 2, provide supplemental educational services in accordance with 20 U.S.C. § 6316(e) and the regulations adopted pursuant thereto from a provider approved pursuant to NRS 385.384, unless a waiver is granted pursuant to that provision of federal law.

(b) If the school is a charter school:

(1) Sponsored by the board of trustees of a school district, the board of trustees shall provide school choice to the parents and guardians of pupils enrolled in the school in accordance with 20 U.S.C. § 6316(b)(1) and the regulations adopted pursuant thereto.

(2) Sponsored by the Nevada Charter School Institute, the Institute shall work cooperatively with the board of trustees of the school district in which the charter school is located to provide school choice to the parents and guardians of pupils enrolled in the charter school in accordance with 20 U.S.C. § 6316(b)(1) and the regulations adopted pursuant thereto.

~~(3) Sponsored by the State Board or by~~ a college or university within the Nevada System of Higher Education, the Department shall work cooperatively with the board of trustees of the school district in which the charter school is located to provide school choice to the parents and guardians of pupils enrolled in the charter school in accordance with 20 U.S.C. § 6316(b)(1) and the regulations adopted pursuant thereto.

~~(3)~~ (4) Except as otherwise provided in subsection 3, the governing body of the charter school shall provide supplemental educational services in accordance with 20 U.S.C. § 6316(e) and the regulations adopted pursuant thereto from a provider approved pursuant to NRS 385.384, unless a waiver is granted pursuant to that provision of federal law.



2. The board of trustees of a school district shall grant a delay from the imposition of supplemental educational services for a school for a period not to exceed 1 year if the school qualifies for a delay pursuant to 20 U.S.C. § 6316(b)(7)(D). If the school fails to make adequate yearly progress during the period of the delay, the provisions of NRS 385.3721 apply to the school as if the delay never occurred.

3. The sponsor of a charter school shall grant a delay from the imposition of supplemental educational services for the charter school for a period not to exceed 1 year if the charter school qualifies for a delay pursuant to 20 U.S.C. § 6316(b)(7)(D). If the charter school fails to make adequate yearly progress during the period of the delay, the provisions of NRS 385.3721 apply to the charter school as if the delay never occurred.

**Sec. 4.12. NRS 385.3721 is hereby amended to read as follows:**

385.3721 1. If a public school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 3 consecutive years, the support team established for the school pursuant to this section shall carry out the requirements of NRS 385.3741 and 385.3742.

2. Except as otherwise provided in subsection 3, if a public school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 3 consecutive years:

(a) The board of trustees of the school district shall:

(1) Provide notice of the designation to the parents and guardians of pupils enrolled in the school on the form prescribed by the Department pursuant to NRS 385.382; and

(2) Ensure that the school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

(b) The Department shall establish a support team for the school, with the membership prescribed pursuant to NRS 385.374.

3. If a charter school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 3 consecutive years:

(a) The governing body of the charter school shall provide notice of the designation to the parents and guardians of pupils enrolled in the charter school on the form prescribed by the Department pursuant to NRS 385.382.

(b) For a charter school sponsored by the board of trustees of a school district, the board of trustees shall, in conjunction with the governing body of the charter school, ensure that the charter school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

(c) For a charter school sponsored by the Nevada Charter School Institute, the Institute shall, in conjunction with the governing body of the charter school, ensure that the charter school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

(d) For a charter school sponsored by ~~the State Board or by~~ a college or university within the Nevada System of Higher Education, the Department shall, in conjunction with the governing body of the charter school, ensure that the charter school receives technical assistance in the manner set forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

~~(d)~~ (e) The Department shall establish a support team for the school, with the membership prescribed pursuant to NRS 385.374.

**Sec. 4.13. NRS 385.3741 is hereby amended to read as follows:**

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

(a) Review and analyze the operation of the school, including, without limitation, the design and operation of the instructional program of the school.

(b) Review and analyze the data pertaining to the school upon which the report required pursuant to subsection 2 or 3 of NRS 385.347, as applicable, is based and review and analyze any data that is more recent than the data upon which the report is based.

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

(d) Review the information concerning the educational involvement accords provided to the support team pursuant to NRS 392.4575 and the information concerning the reports provided to the support team pursuant to NRS 392.456.

(e) Identify and investigate the problems and factors at the school that contributed to the designation of the school as demonstrating need for improvement.

(f) Assist the school in developing recommendations for improving the performance of pupils who are enrolled in the school.

(g) Except as otherwise provided in this 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]~~ Nevada Charter School Institute, the support team shall make the recommendations to the ~~[State Board]~~ Institute and the Department. For a charter school sponsored by a college or university within the Nevada System of Higher Education, the support team shall make the recommendations to the sponsor, the State Board and the Department.

(h) In accordance with its findings pursuant to this 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:

(1) Comply with NRS 385.357;

(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;

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

(4) Set forth goals, objectives, tasks and measures for the school that are:

(I) Designed to improve the achievement of the school's pupils;

(II) Specific;

(III) Measurable; and

(IV) Conducive to reliable evaluation;

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

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

(7) Set forth the name and duties of each person who is responsible for carrying out the revisions.

(i) Except as otherwise provided in this paragraph, work cooperatively with the board of trustees of the school district in which the school is located, the employees of the school, and the parents and guardians of pupils enrolled in the school to carry out and monitor the plan for improvement of the school. If a charter school is sponsored by the ~~[State Board, the Department]~~ Nevada Charter School Institute, the Institute shall assist the school with carrying out and monitoring the plan for improvement of the school. If a charter school is sponsored by a college or university within the Nevada System of Higher Education, ~~that~~ the institution that sponsors the charter school shall assist the school with carrying out and monitoring the plan for improvement of the school.

(j) Prepare a quarterly progress report in the format prescribed by the Department and:

(1) Submit the progress report to the Department.

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

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

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

3. The Department shall prescribe a concise quarterly progress report for use by each support team in accordance with paragraph (j) of subsection 1.

**Sec. 4.14. NRS 385.3742 is hereby amended to read as follows:**

385.3742 1. In addition to the duties prescribed in NRS 385.3741, a support team established for a school shall prepare an annual written report that includes:

(a) Information concerning the most recent plan to improve the achievement of the school's pupils, including, without limitation, an evaluation of:

(1) The appropriateness of the plan for the school; and

(2) Whether the school has achieved the goals and objectives set forth in the plan;

(b) The written revisions to the plan to improve the achievement of the school's pupils submitted by the support team pursuant to NRS 385.3741;

(c) A summary of each program for remediation, if any, purchased for the school with money that is available from the Federal Government, this state and the school district in which the school is located, including, without limitation:

(1) The name of the program;

(2) The date on which the program was purchased and the date on which the program was carried out by the school;

(3) The percentage of personnel at the school who were trained regarding the use of the program;

(4) The satisfaction of the personnel at the school with the program; and

(5) An evaluation of whether the program has improved the academic achievement of the pupils enrolled in the school who participated in the program;

(d) An analysis of the problems and factors at the school which contributed to the designation of the school as demonstrating need for improvement, including, without limitation, issues relating to:

(1) The financial resources of the school;

(2) The administrative and educational personnel of the school;

(3) The curriculum of the school;

(4) The facilities available at the school, including the availability and accessibility of educational technology; and

(5) Any other factors that the support team believes contributed to the designation of the school as demonstrating need for improvement; and

(e) Other information concerning the school, including, without limitation:

(1) The results of the pupils who are enrolled in the school on the examinations that are administered pursuant to NRS 389.550 or the high school proficiency examination, as applicable;

(2) Records of the attendance and truancy of pupils who are enrolled in the school;

(3) The transiency rate of pupils who are enrolled in the school;

(4) A description of the number of years that each teacher has provided instruction at the school and the rate of turnover of teachers and other educational personnel employed at the school;

(5) A description of the participation of parents and legal guardians in the educational process and other activities relating to the school;

(6) A description of each source of money for the remediation of pupils who are enrolled in the school; and

(7) ~~FA~~ Except as otherwise provided in subparagraph (8), a description of the disciplinary problems of the pupils who are enrolled in the school, including, without limitation, the information contained in paragraphs (k) to (n), inclusive, of subsection 2 of NRS 385.347.

(8) For a charter school, a description of the disciplinary problems of the pupils enrolled in the charter school as reported in the annual report of accountability prepared by the Nevada Charter School Institute pursuant to subsection 3 of NRS 385.347.

2. On or before November 1, the support team of a school other than a charter school shall submit a copy of the final written report to the:

(a) Principal of the school;

(b) Board of trustees of the school district in which the school is located;

(c) Superintendent of schools of the school district in which the school is located;

(d) Department; and

(e) Bureau.

➤ The support team shall make the written report available, upon request, to each parent or legal guardian of a pupil who is enrolled in the school.

3. On or before November 1, the support team for a charter school shall submit a copy of the final written report to the:

(a) Principal of the school;

(b) Sponsor of the charter school;

(c) Department; and

(d) Bureau.

➤ The support team shall make the written report available, upon request, to each parent or legal guardian of a pupil who is enrolled in the charter school.

**Sec. 4.15. NRS 385.743 is hereby amended to read as follows:**

385.3743 1. In addition to the requirements of NRS 385.3721, if a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 3 consecutive years:

(a) Except as otherwise provided in paragraph (b), the board of trustees of the school district shall:

(1) Provide school choice to the parents and guardians of pupils enrolled in the school in accordance with 20 U.S.C. § 6316(b)(1) and the regulations adopted pursuant thereto;

(2) Provide supplemental educational services in accordance with 20 U.S.C. § 6316(e) and the regulations adopted pursuant thereto from a provider approved pursuant to NRS 385.384, unless a waiver is granted pursuant to that provision of federal law; and

(3) Except as otherwise provided in subsection 2, take corrective action pursuant to 20 U.S.C. § 6316(b)(7) and the regulations adopted pursuant thereto.

(b) If the school is a charter school:

(1) Sponsored by the board of trustees of a school district, the board of trustees shall:

(I) Provide school choice to the parents and guardians of pupils enrolled in the charter school in accordance with 20 U.S.C. § 6316(b)(1); and

(II) Except as otherwise provided in subsection 3, take corrective action pursuant to 20 U.S.C. § 6316(b)(7) and the regulations adopted pursuant thereto.

(2) Sponsored by the Nevada Charter School Institute, the Institute shall:

(I) Work cooperatively with the board of trustees of the school district in which the charter school is located to provide school choice to the parents and guardians of pupils enrolled in the school in accordance with 20 U.S.C. § 6316(b)(1) and the regulations adopted pursuant thereto; and

(II) Except as otherwise provided in subsection 3, take corrective action pursuant to 20 U.S.C. § 6316(b)(7) and the regulations adopted pursuant thereto.

(3) Sponsored by ~~the State Board or by~~ a college or university within the Nevada System of Higher Education, the Department shall:

(I) Work cooperatively with the board of trustees of the school district in which the charter school is located to provide school choice to the parents and guardians of pupils enrolled in the school in accordance with 20 U.S.C. § 6316(b)(1) and the regulations adopted pursuant thereto; and

(II) Except as otherwise provided in subsection 3, take corrective action pursuant to 20 U.S.C. § 6316(b)(7) and the regulations adopted pursuant thereto.

~~(3)~~ (4) Regardless of the sponsor, the governing body of the charter school shall provide supplemental educational services in accordance with 20 U.S.C. § 6316(e) and the regulations adopted pursuant thereto from a provider approved pursuant to NRS 385.384, unless a waiver is granted pursuant to that provision of federal law.

2. The board of trustees of a school district shall grant a delay from the imposition of corrective action for a school for a period not to exceed 1 year if the school qualifies for a delay pursuant to 20 U.S.C. 6316(b)(7)(D). If the school fails to make adequate yearly progress during the period of the delay, the provisions of NRS 385.3745 apply as if the delay never occurred.

3. The sponsor of a charter school shall grant a delay from the imposition of corrective action for the charter school for a period not to exceed 1 year if the charter school qualifies for a delay pursuant to 20 U.S.C. 6316(b)(7)(D). If the charter school fails to make adequate yearly progress during the period of the delay, the provisions of NRS 385.3745 apply as if the delay never occurred.

**Sec. 4.16. NRS 385.3744 is here by amended to read as follows:**

385.3744 1. Except as otherwise provided in subsection 3, if a public school that is not a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 3 consecutive years for failing to make adequate yearly progress, the support team established for the school shall consider whether corrective action is appropriate for the school. If the support team determines that corrective action is appropriate, the support team shall make a recommendation for corrective action for the school, including, without limitation, the type of corrective action that is recommended from the list of corrective actions authorized pursuant to subsection 2. The recommendation must be submitted to:

(a) For a school of the school district or a charter school sponsored by the board of trustees of the school district, the board of trustees.

(b) For a charter school sponsored by the Nevada Charter School Institute, the Institute.

(c) For a charter school sponsored by ~~the State Board or by~~ a college or university within the Nevada System of Higher Education, the Department.

2. Regardless of whether a support team recommends corrective action for a school, the Nevada Charter School Institute may, for a charter school sponsored

1 by the Institute, the Department may, for a charter school sponsored by ~~the State~~  
2 ~~Board or by~~ a college or university within the Nevada System of Higher  
3 Education, and the board of trustees of a school district may, for a school of the  
4 school district or a charter school sponsored by the board of trustees, take one or  
5 more of the following corrective actions for the school:

6 (a) Develop and carry out a new curriculum at the school, including the  
7 provision of appropriate professional development relating to the new curriculum.

8 (b) Significantly decrease the managerial authority of the employees at the  
9 school.

10 (c) Extend the school year or the school day.

11 3. The Nevada Charter School Institute, the Department or the board of  
12 trustees of a school district, as applicable, shall grant a delay from the imposition of  
13 corrective action for a school for a period not to exceed 1 year if the school  
14 qualifies for a delay in the manner set forth in 20 U.S.C. § 6316(b)(7)(D). If the  
15 school fails to make adequate yearly progress during the period of the delay, the  
16 Nevada Charter School Institute, the Department or the board of trustees, as  
17 applicable, may proceed with corrective action as if the delay never occurred.

18 **Sec. 4.17. NRS 385.3745 is hereby amended to read as follows:**

19 385.3745 1. If a public school is designated as demonstrating need for  
20 improvement pursuant to NRS 385.3623 for 4 or more consecutive years, the  
21 support team established for the school pursuant to NRS 385.3721 shall carry out  
22 the requirements of NRS 385.3741, 385.3742 and 385.3744, as applicable.

23 2. Except as otherwise provided in subsection 3, if a public school is  
24 designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4  
25 or more consecutive years:

26 (a) The board of trustees of the school district shall:

27 (1) Provide notice of the designation to the parents and guardians of pupils  
28 enrolled in the school on the form prescribed by the Department pursuant to NRS  
29 385.382; and

30 (2) Ensure that the school receives technical assistance in the manner set  
31 forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

32 (b) The Department shall continue a support team for the school.

33 3. If a charter school is designated as demonstrating need for improvement  
34 pursuant to NRS 385.3623 for 4 or more consecutive years:

35 (a) The governing body of the charter school shall provide notice of the  
36 designation to the parents and guardians of pupils enrolled in the school on the form  
37 prescribed by the Department pursuant to NRS 385.382.

38 (b) For a charter school sponsored by the board of trustees of a school district,  
39 the board of trustees shall, in conjunction with the governing body of the charter  
40 school, ensure that the charter school receives technical assistance in the manner set  
41 forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

42 (c) For a charter school sponsored by the Nevada Charter School Institute,  
43 the Institute shall, in conjunction with the governing body of the charter school,  
44 ensure that the charter school receives technical assistance in the manner set  
45 forth in 20 U.S.C. § 6316(b)(4) and the regulations adopted pursuant thereto.

46 (d) For a charter school sponsored by ~~the State Board or by~~ a college or  
47 university within the Nevada System of Higher Education, the Department shall, in  
48 conjunction with the governing body of the charter school, ensure that the charter  
49 school receives technical assistance in the manner set forth in 20 U.S.C. §  
50 6316(b)(4) and the regulations adopted pursuant thereto.

51 ~~(d)~~ (e) The Department shall continue a support team for the charter school.

52 **Sec. 4.18. NRS 385.3746 is hereby amended to read as follows:**

385.3746 1. In addition to the requirements of NRS 385.3745, if a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 or more consecutive years:

(a) Except as otherwise provided in paragraph (b), the board of trustees of the school district shall:

(1) Provide school choice to the parents and guardians of pupils enrolled in the school in accordance with 20 U.S.C. § 6316(b)(1) and the regulations adopted pursuant thereto;

(2) Provide supplemental educational services in accordance with 20 U.S.C. § 6316(e) and the regulations adopted pursuant thereto from a provider approved pursuant to NRS 385.384, unless a waiver is granted pursuant to that provision of federal law; and

(3) Except as otherwise provided in subsection 2, proceed with a plan for restructuring the school if required by 20 U.S.C. § 6316(b)(8) and the regulations adopted pursuant thereto.

(b) If the school is a charter school:

(1) Sponsored by the board of trustees of a school district, the board of trustees shall:

(I) Provide school choice to the parents and guardians of pupils enrolled in the charter school in accordance with 20 U.S.C. § 6316(b)(1); and

(II) Except as otherwise provided in subsection 3, proceed with a plan for restructuring the school if required by 20 U.S.C. § 6316(b)(8) and the regulations adopted pursuant thereto.

(2) Sponsored by the Nevada Charter School Institute, the Institute shall:

(I) Work cooperatively with the board of trustees of the school district in which the charter school is located to provide school choice to the parents and guardians of pupils enrolled in the school in accordance with 20 U.S.C. § 6316(b)(1) and the regulations adopted pursuant thereto; and

(II) Except as otherwise provided in subsection 3, proceed with a plan for restructuring the school if required by 20 U.S.C. § 6316(b)(8) and the regulations adopted pursuant thereto.

(3) Sponsored by ~~the State Board or by~~ a college or university within the Nevada System of Higher Education, the Department shall:

(I) Work cooperatively with the board of trustees of the school district in which the charter school is located to provide school choice to the parents and guardians of pupils enrolled in the school in accordance with 20 U.S.C. § 6316(b)(1) and the regulations adopted pursuant thereto; and

(II) Except as otherwise provided in subsection 3, proceed with a plan for restructuring the school if required by 20 U.S.C. § 6316(b)(8) and the regulations adopted pursuant thereto.

~~(3)~~ (4) Regardless of the sponsor, the governing body of the charter school shall provide supplemental educational services in accordance with 20 U.S.C. § 6316(e) and the regulations adopted pursuant thereto from a provider approved pursuant to NRS 385.384, unless a waiver is granted pursuant to that provision of federal law.

2. The board of trustees of a school district shall grant a delay from the imposition of a plan for restructuring for a school for a period not to exceed 1 year if the school qualifies for a delay pursuant to 20 U.S.C. § 6316(b)(7)(D). If the school fails to make adequate yearly progress during the period of the delay, the board of trustees shall proceed with a plan for restructuring the school as if the delay never occurred.

3. The sponsor of a charter school shall grant a delay from the imposition of a plan for restructuring for the charter school for a period not to exceed 1 year if the



1 charter school qualifies for a delay pursuant to 20 U.S.C. § 6316(b)(7)(D). If the  
2 charter school fails to make adequate yearly progress during the period of the delay,  
3 the Department shall proceed with a plan for restructuring the charter school as if  
4 the delay never occurred.

5 4. Before the board of trustees of a school district, the Nevada Charter  
6 School Institute or the Department proceeds with a plan for restructuring, the board  
7 of trustees, the Institute or the Department, as applicable, shall provide to the  
8 administrators, teachers and other educational personnel employed at that school,  
9 and parents and guardians of pupils enrolled in the school:

10 (a) Notice that the board of trustees, the Institute or the Department, as  
11 applicable, will develop a plan for restructuring the school;

12 (b) An opportunity to comment before the plan to restructure is developed; and

13 (c) An opportunity to participate in the development of the plan to restructure.

14 **Sec. 4.19. NRS 385.376 is hereby amended to read as follows:**

15 385.376 1. Except as otherwise provided in subsection 3, if a public school  
16 that is not a Title I school is designated as demonstrating need for improvement  
17 pursuant to NRS 385.3623 for 4 or more consecutive years for failure to make  
18 adequate yearly progress, the support team for the school shall:

19 (a) If corrective action was not taken against the school pursuant to NRS  
20 385.3744, consider whether corrective action is appropriate for the school.

21 (b) If corrective action was taken against the school pursuant to NRS 385.3744,  
22 consider whether further corrective action is appropriate or whether consequences  
23 or sanctions, or both, are appropriate for the school.

24 2. Regardless of whether a support team recommends corrective action or  
25 consequences or sanctions for a school, the Nevada Charter School Institute may,  
26 for a charter school sponsored by the Institute, the Department may, for a charter  
27 school sponsored by ~~the State Board or by~~ a college or university within the  
28 Nevada System of Higher Education, and the board of trustees of a school district  
29 may, for a school of the school district or a charter school sponsored by the board  
30 of trustees, take corrective action as set forth in NRS 385.3744 or proceed with  
31 consequences or sanctions, or both, as prescribed by the State Board pursuant to  
32 NRS 385.361.

33 3. The Nevada Charter School Institute, the Department or the board of  
34 trustees of a school district, as applicable, shall grant a delay from the imposition of  
35 corrective action or restructuring pursuant to this section for a school for a period  
36 not to exceed 1 year if the school qualifies for a delay in the manner set forth in 20  
37 U.S.C. § 6316(b)(7)(D). If the school fails to make adequate yearly progress during  
38 the period of the delay, the Nevada Charter School Institute, the Department or the  
39 board of trustees, as applicable, may proceed with corrective action or with  
40 consequences or sanctions, or both, for the school, as appropriate, as if the delay  
41 never occurred.

42 4. Before the board of trustees, the Nevada Charter School Institute or the  
43 Department proceeds with consequences or sanctions, the board of trustees, the  
44 Charter School Institute or the Department, as applicable, shall provide to the  
45 administrators, teachers and other educational personnel employed at that school,  
46 and parents and guardians of pupils enrolled in the school:

47 (a) Notice that the board of trustees, the Charter School Institute or the  
48 Department, as applicable, will proceed with consequences or sanctions for the  
49 school;

50 (b) An opportunity to comment before the consequences or sanctions are  
51 carried out; and

52 (c) An opportunity to participate in the development of the consequences or  
53 sanctions.



1        **Sec. 4.20. NRS 385.620 is hereby amended to read as follows:**

2        385.620 The Advisory Council shall:

3        1. Review the policy of parental involvement adopted by the State Board and  
4        the policy of parental involvement adopted by the board of trustees of each school  
5        district pursuant to NRS 392.457;

6        2. Review the information relating to communication with and participation  
7        of parents that is included in the annual report of accountability for each school  
8        district pursuant to paragraph (j) of subsection 2 of NRS 385.347 ~~and~~ **and similar**  
9        **information in the annual report of accountability prepared by the Nevada**  
10       **Charter School Institute pursuant to subsection 3 of NRS 385.347.**

11       3. Review any effective practices carried out in individual school districts to  
12       increase parental involvement and determine the feasibility of carrying out those  
13       practices on a statewide basis;

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

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

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

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

25       8. Determine the necessity for the appointment of a statewide parental  
26       involvement coordinator or a parental involvement coordinator in each school  
27       district, or both;

28       9. On or before July 1 of each year, submit a report to the Legislative  
29       Committee on Education describing the activities of the Advisory Council and any  
30       recommendations for legislation; and

31       10. On or before February 1 of each odd-numbered year, submit a report to  
32       the Director of the Legislative Counsel Bureau for transmission to the next regular  
33       session of the Legislature describing the activities of the Advisory Council and any  
34       recommendations for legislation.

35       **Sec. 4.21. Chapter 386 of NRS is hereby amended by adding thereto the**  
36       **provisions set forth as sections 4.22 to 4.31, inclusive, of this act.**

37       **Sec. 4.22. As used in NRS 386.500 to 386.610, inclusive, and sections 4.22**  
38       **to 4.31, inclusive, of this act, the words and terms defined in NRS 386.500 and**  
39       **sections 4.23 and 4.24 of this act have the meanings ascribed to them in those**  
40       **sections.**

41       **Sec. 4.23. "Charter School Institute" means the Nevada Charter School**  
42       **Institute created by section 4.25 of this act.**

43       **Sec. 4.24. "Director" means the Director of the Charter School Institute.**

44       **Sec. 4.25. 1. The Nevada Charter School Institute, consisting of seven**  
45       **members, is hereby created. The membership of the Charter School Institute**  
46       **consists of:**

47       **(a) Two members appointed by the Governor in accordance with subsection**  
48       **2;**

49       **(b) Two members, who must not be Legislators, appointed by the Majority**  
50       **Leader of the Senate in accordance with subsection 2;**

51       **(c) Two members, who must not be Legislators, appointed by the Speaker of**  
52       **the Assembly in accordance with subsection 2; and**

(d) One member appointed by an association of charter schools pursuant to subsection 3.

2. The Governor, the Majority Leader of the Senate and the Speaker of the Assembly shall ensure that the membership of the Charter School Institute:

(a) Includes persons with specific knowledge of:

(1) Issues relating to elementary and secondary education;

(2) School finance;

(3) Management practices;

(4) Assessments required in elementary and secondary education;

(5) Educational technology; and

(6) The laws and regulations applicable to charter schools; and

(b) Insofar as practicable, reflects the ethnic and geographical diversity of this State.

3. The Charter School Institute shall establish a list of associations of charter schools that operate within this State and designate the order in which such associations may appoint a member to the Charter School Institute. Except as otherwise provided in subsection 5, an association may not appoint more than one member to the Charter School Institute unless each association designated pursuant to this subsection has had an opportunity to make an appointment.

4. Each member of the Charter School Institute must be a resident of this State.

5. After the initial terms, the term of each member of the Charter School Institute is 3 years, commencing on July 1 of the year he is appointed. A vacancy in the membership of the Charter School Institute must be filled for the remainder of the unexpired term in the same manner as the original appointment. A member shall continue to serve on the Charter School Institute until his successor is appointed.

6. The members of the Charter School Institute shall select a Chairman and Vice Chairman from among its members. After the initial selection of those officers, each of those officers holds the position for a term of 2 years commencing on July 1 of each odd-numbered year. If a vacancy occurs in the Chairmanship or Vice Chairmanship, the vacancy must be filled in the same manner as the original selection for the remainder of the unexpired term.

7. Each member of the Charter School Institute is entitled to receive:

(a) For each day or portion of a day during which he attends a meeting of the Institute, a salary of not more than \$80, as fixed by the Institute; and

(b) For each day or portion of a day during which he attends a meeting of the Institute or is otherwise engaged in the business of the Institute, the per diem allowance and travel expenses provided for state officers and employees generally.

Sec. 4.26. 1. The members of the Charter School Institute shall meet throughout the year at the times and places specified by a call of the Chairman or a majority of the members.

2. Four members of the Charter School Institute constitute a quorum, and a quorum may exercise all the power and authority conferred on the Charter School Institute.

Sec. 4.27. 1. The Charter School Institute shall appoint a Director of the Institute for a term of 3 years. The Charter School Institute may remove the Director from office for inefficiency, neglect of duty, malfeasance in office or for other just cause.

2. A vacancy must be filled by the Charter School Institute for the remainder of the unexpired term.

3. The Director is in the unclassified service of the State.

1        Sec. 4.28. The Director shall not pursue any other business or occupation  
2 or hold any other office of profit without the approval of the Charter School  
3 Institute.

4        Sec. 4.29. The Director shall:

5        1. Execute, direct and supervise all administrative, technical and  
6 procedural activities of the Charter School Institute in accordance with the  
7 policies prescribed by the Charter School Institute;

8        2. Organize the Charter School Institute in a manner which will assure  
9 efficient operation and service of the Charter School Institute;

10        3. Serve as the Executive Secretary of the Charter School Institute; and

11        4. Perform such other duties as are prescribed by law or the Charter School  
12 Institute.

13        Sec. 4.30. The Charter School Institute may employ such persons as it  
14 deems necessary to carry out the provisions of NRS 386.500 to 386.610, inclusive,  
15 and sections 4.22 to 4.31, inclusive, of this act.

16        Sec. 4.31. 1. The Account for the Nevada Charter School Institute is  
17 hereby created in the State General Fund, to be administered by the Director.

18        2. The interest and income earned on the money in the Account must be  
19 credited to the Account.

20        3. The money in the Account may be used only for the establishment and  
21 maintenance of the Charter School Institute.

22        4. Any money remaining in the Account at the end of a fiscal year does not  
23 revert to the State General Fund, and the balance in the Account must be carried  
24 forward to the next fiscal year.

25        5. The Director may accept gifts, grants and bequests. Any money from  
26 gifts, grants and bequests must be deposited in the Account and may be expended  
27 in accordance with the terms and conditions of the gift or grant, or in accordance  
28 with this section.

29        Sec. 4.32. NRS 386.500 is hereby amended to read as follows:

30        386.500 ~~{For the purposes of NRS 386.500 to 386.610, inclusive, a}~~ A pupil  
31 is "at risk" if he has an economic or academic disadvantage such that he requires  
32 special services and assistance to enable him to succeed in educational programs.  
33 The term includes, without limitation, pupils who are members of economically  
34 disadvantaged families, pupils who are limited English proficient, pupils who are at  
35 risk of dropping out of high school and pupils who do not meet minimum standards  
36 of academic proficiency. The term does not include a pupil with a disability.

37        Sec. 4.33. NRS 386.508 is hereby amended to read as follows:

38        386.508 There is hereby created a school district to be designated as the  
39 Charter School District for ~~{State Board Sponsored}~~ Charter School Institute-  
40 Sponsored Charter Schools and Nevada System of Higher Education-Sponsored  
41 Charter Schools. The School District comprises only those charter schools that are  
42 sponsored by the ~~{State Board}~~ Charter School Institute or sponsored by a college or  
43 university within the Nevada System of Higher Education. The ~~{State Board}~~  
44 Charter School Institute is hereby deemed the Board of Trustees of the School  
45 District. The School District is created for the sole purpose of providing local  
46 educational agency status to the School District for purposes of federal law  
47 governing charter schools.

48        Sec. 4.34. NRS 386.515 is hereby amended to read as follows:

49        386.515 1. The board of trustees of a school district may apply to the  
50 Department for authorization to sponsor charter schools within the school district.  
51 An application must be approved by the Department before the board of trustees  
52 may sponsor a charter school. Not more than 180 days after receiving approval to

1 sponsor charter schools, the board of trustees shall provide public notice of its  
2 ability to sponsor charter schools and solicit applications for charter schools.

3 2. The ~~{State Board}~~ Charter School Institute shall sponsor charter schools  
4 whose applications have been approved by the ~~{State Board}~~ Charter School  
5 Institute pursuant to NRS 386.525. Except as otherwise provided by specific  
6 statute, if the ~~{State Board}~~ Charter School Institute sponsors a charter school, the  
7 ~~{State Board or the Department}~~ Charter School Institute is responsible for the  
8 evaluation, monitoring and oversight of the charter school.

9 3. A college or university within the Nevada System of Higher Education  
10 may sponsor charter schools.

11 **Sec. 4.35. NRS 386.520 is hereby amended to read as follows:**

12 386.520 1. A committee to form a charter school must consist of at least  
13 three teachers, as defined in subsection 4. In addition to the teachers who serve, the  
14 committee may consist of:

- 15 (a) Members of the general public;
- 16 (b) Representatives of nonprofit organizations and businesses; or
- 17 (c) Representatives of a college or university within the Nevada System of  
18 Higher Education.

19 ➤ A majority of the persons described in paragraphs (a), (b) and (c) who serve on  
20 the committee must be residents of this State at the time that the application to form  
21 the charter school is submitted to the Department.

22 2. Before a committee to form a charter school may submit an application to  
23 the board of trustees of a school district, the ~~{Subcommittee on Charter Schools, the~~  
24 ~~State Board}~~ Charter School Institute or a college or university within the Nevada  
25 System of Higher Education, it must submit the application to the Department. The  
26 application must include all information prescribed by the ~~{Department}~~ Charter  
27 School Institute by regulation and:

28 (a) A written description of how the charter school will carry out the provisions  
29 of NRS 386.500 to 386.610, inclusive, ~~{H.}~~ and sections 4.22 to 4.31, inclusive, of  
30 this act.

31 (b) A written description of the mission and goals for the charter school. A  
32 charter school must have as its stated purpose at least one of the following goals:

- 33 (1) Improving the opportunities for pupils to learn;
- 34 (2) Encouraging the use of effective methods of teaching;
- 35 (3) Providing an accurate measurement of the educational achievement of  
36 pupils;

37 (4) Establishing accountability of public schools;

38 (5) Providing a method for public schools to measure achievement based  
39 upon the performance of the schools; or

40 (6) Creating new professional opportunities for teachers.

41 (c) The projected enrollment of pupils in the charter school.

42 (d) The proposed dates of enrollment for the charter school.

43 (e) The proposed system of governance for the charter school, including,  
44 without limitation, the number of persons who will govern, the method of selecting  
45 the persons who will govern and the term of office for each person.

46 (f) The method by which disputes will be resolved between the governing body  
47 of the charter school and the sponsor of the charter school.

48 (g) The proposed curriculum for the charter school and, if applicable to the  
49 grade level of pupils who are enrolled in the charter school, the requirements for the  
50 pupils to receive a high school diploma, including, without limitation, whether  
51 those pupils will satisfy the requirements of the school district in which the charter  
52 school is located for receipt of a high school diploma.

53 (h) The textbooks that will be used at the charter school.

(i) The qualifications of the persons who will provide instruction at the charter school.

(j) Except as otherwise required by NRS 386.595, the process by which the governing body of the charter school will negotiate employment contracts with the employees of the charter school.

(k) A financial plan for the operation of the charter school. The plan must include, without limitation, procedures for the audit of the programs and finances of the charter school and guidelines for determining the financial liability if the charter school is unsuccessful.

(l) A statement of whether the charter school will provide for the transportation of pupils to and from the charter school. If the charter school will provide transportation, the application must include the proposed plan for the transportation of pupils. If the charter school will not provide transportation, the application must include a statement that the charter school will work with the parents and guardians of pupils enrolled in the charter school to develop a plan for transportation to ensure that pupils have access to transportation to and from the charter school.

(m) The procedure for the evaluation of teachers of the charter school, if different from the procedure prescribed in NRS 391.3125. If the procedure is different from the procedure prescribed in NRS 391.3125, the procedure for the evaluation of teachers of the charter school must provide the same level of protection and otherwise comply with the standards for evaluation set forth in NRS 391.3125.

(n) The time by which certain academic or educational results will be achieved.

(o) The kind of school, as defined in subsections 1 to 4, inclusive, of NRS 388.020, for which the charter school intends to operate.

3. The Department shall review an application to form a charter school to determine whether it is complete. If an application proposes to convert an existing public school, homeschool or other program of home study into a charter school, the Department shall deny the application. The Department shall provide written notice to the applicant of its approval or denial of the application. If the Department denies an application, the Department shall include in the written notice the reason for the denial and the deficiencies in the application. The applicant must be granted 30 days after receipt of the written notice to correct any deficiencies identified in the written notice and resubmit the application.

4. As used in subsection 1, "teacher" means a person who:

(a) Holds a current license to teach issued pursuant to chapter 391 of NRS; and

(b) Has at least 2 years of experience as an employed teacher.

➤ The term does not include a person who is employed as a substitute teacher.

**Sec. 4.36. NRS 386.527 is hereby amended to read as follows:**

386.527 1. If the ~~{State Board,}~~ Charter School Institute, the board of trustees of a school district or a college or university within the Nevada System of Higher Education approves an application to form a charter school, it shall grant a written charter to the applicant. The ~~{State Board,}~~ Charter School Institute, the board of trustees, the college or the university, as applicable, shall, not later than 10 days after the approval of the application, provide written notice to the Department of the approval and the date of the approval. If the board of trustees approves the application, the board of trustees shall be deemed the sponsor of the charter school.

2. If the ~~{State Board,}~~ Charter School Institute approves the application:

(a) The ~~{State Board,}~~ Charter School Institute shall be deemed the sponsor of the charter school.

(b) Neither the State of Nevada, the State Board, the Charter School Institute nor the Department is an employer of the members of the governing body of the charter school or any of the employees of the charter school.

3. If a college or university within the Nevada System of Higher Education approves the application:

(a) That institution shall be deemed the sponsor of the charter school.

(b) Neither the State of Nevada, the State Board the Charter School Institute nor the Department is an employer of the members of the governing body of the charter school or any of the employees of the charter school.

4. The governing body of a charter school may request, at any time, a change in the sponsorship of the charter school to an entity that is authorized to sponsor charter schools pursuant to NRS 386.515. The ~~State Board~~ Charter School Institute shall adopt ~~the~~

~~(a) An application~~ a process for a charter school that requests a change in the sponsorship of the charter school, which must not require the ~~applicant~~ charter school to undergo the requirements of an initial application to form a charter school ~~and~~

~~(b) Objective criteria for the conditions under which such a request may be granted.~~ If the request is for sponsorship by the Charter School Institute, the governing body must not be required to submit an application and the Charter School Institute shall accept the transfer of the charter school to the Institute.

5. Except as otherwise provided in subsection 7, a written charter must be for a term of 6 years unless the governing body of a charter school renews its initial charter after 3 years of operation pursuant to subsection 2 of NRS 386.530. A written charter must include all conditions of operation set forth in paragraphs (a) to (c), inclusive, of subsection 2 of NRS 386.520 and include the kind of school, as defined in subsections 1 to 4, inclusive, of NRS 388.020 for which the charter school is authorized to operate. If the ~~State Board~~ Charter School Institute or a college or university within the Nevada System of Higher Education is the sponsor of the charter school, the written charter must set forth the responsibilities of the sponsor and the charter school with regard to the provision of services and programs to pupils with disabilities who are enrolled in the charter school in accordance with the Individuals with Disabilities Education Act, 20 U.S.C. §§ 1400 et seq., and NRS 388.440 to 388.520, inclusive. As a condition of the issuance of a written charter pursuant to this subsection, the charter school must agree to comply with all conditions of operation set forth in NRS 386.550.

6. The governing body of a charter school may submit to the sponsor of the charter school a written request for an amendment of the written charter of the charter school. Such an amendment may include, without limitation, the expansion of instruction and other educational services to pupils who are enrolled in grade levels other than the grade levels of pupils currently approved for enrollment in the charter school if the expansion of grade levels does not change the kind of school, as defined in NRS 388.020, for which the charter school is authorized to operate. If the proposed amendment complies with the provisions of ~~this section~~ NRS 386.500 to 386.610, inclusive, and sections 4.22 to 4.31, inclusive, of this act, and any other statute or regulation applicable to charter schools, the sponsor may amend the written charter in accordance with the proposed amendment. If a charter school wishes to expand the instruction and other educational services offered by the charter school to pupils who are enrolled in grade levels other than the grade levels of pupils currently approved for enrollment in the charter school and the expansion of grade levels changes the kind of school, as defined in NRS 388.020, for which the charter school is authorized to operate, the governing body of the charter school must submit a new application to form a charter school. If such an application is approved, the charter school may continue to operate under the same governing body and an additional governing body does not need to be selected to operate the charter school with the expanded grade levels.



7. The ~~{State Board}~~ Charter School Institute shall adopt objective criteria for the issuance of a written charter to an applicant who is not prepared to commence operation on the date of issuance of the written charter. The criteria must include, without limitation, the:

(a) Period for which such a written charter is valid; and

(b) Timelines by which the applicant must satisfy certain requirements demonstrating its progress in preparing to commence operation.

➤ A holder of such a written charter may apply for grants of money to prepare the charter school for operation. A written charter issued pursuant to this subsection must not be designated as a conditional charter or a provisional charter or otherwise contain any other designation that would indicate the charter is issued for a temporary period.

8. The holder of a written charter that is issued pursuant to subsection 7 shall not commence operation of the charter school and is not eligible to receive apportionments pursuant to NRS 387.124 until the sponsor has determined that the requirements adopted by the ~~{State Board}~~ Charter School Institute pursuant to subsection 7 have been satisfied and that the facility the charter school will occupy has been inspected and meets the requirements of any applicable building codes, codes for the prevention of fire, and codes pertaining to safety, health and sanitation. Except as otherwise provided in this subsection, the sponsor shall make such a determination 30 days before the first day of school for the:

(a) Schools of the school district in which the charter school is located that operate on a traditional school schedule and not a year-round school schedule; or

(b) Charter school,

➤ whichever date the sponsor selects. The sponsor shall not require a charter school to demonstrate compliance with the requirements of this subsection more than 30 days before the date selected. However, it may authorize a charter school to demonstrate compliance less than 30 days before the date selected.

Sec. 4.37. NRS 386.540 is hereby amended to read as follows:

386.540 1. ~~{The Department}~~ Subject to the provisions of subsections 3 and 4, the Charter School Institute shall adopt regulations that prescribe:

(a) The process for submission of an application by the board of trustees of a school district to the Department for authorization to sponsor charter schools and the contents of the application;

(b) The process for submission of an application to form a charter school to the Department, the board of trustees of a school district, the ~~{Subcommittee on Charter Schools}~~ Charter School Institute and a college or university within the Nevada System of Higher Education, and the contents of the application;

(c) The process for submission of an application to renew a written charter; and

(d) The criteria and type of investigation that must be applied by the board of trustees, the ~~{Subcommittee on Charter Schools, the State Board}~~ Charter School Institute and a college or university within the Nevada System of Higher Education in determining whether to approve an application to form a charter school or an application to renew a written charter.

2. Subject to the provisions of subsections 3 and 4, the Charter School Institute may adopt regulations as it determines are necessary to carry out the provisions of NRS 386.500 to 386.610, inclusive, and sections 4.22 to 4.31, inclusive, of this act, including, without limitation, regulations that prescribe the:

(a) Requirements for performance audits of charter schools on an annual basis for charter schools that do not satisfy the requirements of subsection 1 of NRS 386.5515; and

(b) Requirements for performance audits every 3 years for charter schools that satisfy the requirements of subsection 1 of NRS 386.5515.

3. The Department may adopt regulations relating to the finances and budgets of charter schools as it determines are necessary to carry out the provisions of NRS 386.500 to 386.610, inclusive, and sections 4.22 to 4.31, inclusive, of this act, including, without limitation, regulations that prescribe the:

- (a) Procedures for accounting and budgeting;
- (b) Requirements for ~~performance audits and~~ financial audits of charter schools on an annual basis for charter schools that do not satisfy the requirements of subsection 1 of NRS 386.5515; and
- (c) Requirements for ~~performance audits every 3 years and~~ financial audits on an annual basis for charter schools that satisfy the requirements of subsection 1 of NRS 386.5515.

4. The State Board may disapprove any regulation adopted by the Charter School Institute if the regulation:

- (a) Threatens the efficient operation of the public schools in this State; or
  - (b) Creates an undue financial hardship for any charter school in this State.
- ↪ A regulation shall be deemed approved if the State Board does not disapprove the regulation within 45 days after it is adopted by the Charter School Institute.

**Sec. 4.38. NRS 386.5515 is hereby amended to read as follows:**

386.5515 1. To the extent money is available from legislative appropriation or otherwise, a charter school may apply to the Department for money for facilities if:

- (a) The charter school has been operating in this State for at least 5 consecutive years and is in good financial standing;
- (b) Each financial audit and each performance audit of the charter school required ~~by the Department~~ pursuant to NRS 386.540 contains no major notations, corrections or errors concerning the charter school for at least 5 consecutive years;
- (c) The charter school has met or exceeded adequate yearly progress as determined pursuant to NRS 385.3613 or has demonstrated improvement in the achievement of pupils enrolled in the charter school, as indicated by annual measurable objectives determined by the ~~State Board~~ Charter School Institute, for the majority of the years of its operation;
- (d) The charter school offers instruction on a daily basis during the school week of the charter school on the campus of the charter school; and
- (e) At least 75 percent of the pupils enrolled in the charter school who are required to take the high school proficiency examination have passed that examination, if the charter school enrolls pupils at a high school grade level.

2. A charter school that satisfies the requirements of subsection 1 shall submit to a performance audit as required by the ~~Department~~ Charter School Institute one time every 3 years. The sponsor of the charter school and the ~~Department~~ Charter School Institute shall not request a performance audit of the charter school more frequently than every 3 years without showing good cause for such a request.

3. A charter school that does not satisfy the requirements of subsection 1 shall submit a quarterly report of the financial status of the charter school if requested by the sponsor of the charter school.

**Sec. 4.39. NRS 386.570 is hereby amended to read as follows:**

386.570 1. Each pupil who is enrolled in a charter school, including, without limitation, a pupil who is enrolled in a program of special education in a charter school, must be included in the count of pupils in the school district for the purposes of apportionments and allowances from the State Distributive School Account pursuant to NRS 387.121 to 387.126, inclusive, unless the pupil is exempt from compulsory attendance pursuant to NRS 392.070. A charter school is entitled to receive its proportionate share of any other money available from federal, state or



1 local sources that the school or the pupils who are enrolled in the school are eligible  
2 to receive. If a charter school receives special education program units directly  
3 from this State, the amount of money for special education that the school district  
4 pays to the charter school may be reduced proportionately by the amount of money  
5 the charter school received from this State for that purpose.

6 2. All money received by the charter school from this State or from the board  
7 of trustees of a school district must be deposited in a bank, credit union or other  
8 financial institution in this State. The governing body of a charter school may  
9 negotiate with the board of trustees of the school district and the State Board for  
10 additional money to pay for services which the governing body wishes to offer.

11 3. Upon completion of a school year, the sponsor of a charter school may  
12 request reimbursement from the governing body of the charter school for the  
13 administrative costs associated with sponsorship for that school year if the sponsor  
14 provided administrative services during that school year. The request must include  
15 an itemized list of those costs. Upon receipt of such a request, the governing body  
16 shall pay the reimbursement to the ~~board of trustees of the school district if the~~  
17 ~~board of trustees sponsors the charter school, to the Department if the State Board~~  
18 ~~sponsors the charter school or to the college or university within the Nevada~~  
19 ~~System of Higher Education if that institution sponsors~~ sponsor of the charter  
20 school. If a governing body fails to pay the reimbursement, the charter school shall  
21 be deemed to have violated its written charter and the sponsor may take such action  
22 to revoke the written charter pursuant to NRS 386.535 as it deems necessary. ~~If the~~  
23 ~~board of trustees of a school district is the sponsor of a charter school, the~~ The  
24 amount of money that may be paid to the sponsor pursuant to this subsection for  
25 administrative expenses in 1 school year must not exceed ~~1~~.

26 ~~—(a) For the first year of operation of the charter school, 2 percent of the total~~  
27 ~~amount of money apportioned to the charter school during the year pursuant to~~  
28 ~~NRS 387.124.~~

29 ~~—(b) For any year after the first year of operation of the charter school, 1 percent~~  
30 ~~of the total amount of money apportioned to the charter school during the year~~  
31 ~~pursuant to NRS 387.124.~~

32 ~~—4.1~~ 4.2 percent of the total amount of money apportioned to the charter school  
33 during the year pursuant to NRS 387.124. ~~If the State Board or a college or~~  
34 ~~university within the Nevada System of Higher Education is the sponsor of a~~  
35 ~~charter school, the amount of money that may be paid to the Department or to the~~  
36 ~~institution, as applicable, pursuant to subsection 3 for administrative expenses in 1~~  
37 ~~school year must not exceed:~~

38 ~~—(a) For the first year of operation of the charter school, 2 percent of the total~~  
39 ~~amount of money apportioned to the charter school during the year pursuant to~~  
40 ~~NRS 387.124.~~

41 ~~—(b) For any year after the first year of operation of the charter school, 1.5~~  
42 ~~percent of the total amount of money apportioned to the charter school during the~~  
43 ~~year pursuant to NRS 387.124.~~

44 ~~—5.1~~ 4. To determine the amount of money for distribution to a charter school  
45 in its first year of operation, the count of pupils who are enrolled in the charter  
46 school must initially be determined 30 days before the beginning of the school year  
47 of the school district, based on the number of pupils whose applications for  
48 enrollment have been approved by the charter school. The count of pupils who are  
49 enrolled in the charter school must be revised on the last day of the first school  
50 month of the school district in which the charter school is located for the school  
51 year, based on the actual number of pupils who are enrolled in the charter school.  
52 Pursuant to subsection 5 of NRS 387.124, the governing body of a charter school  
53 may request that the apportionments made to the charter school in its first year of

operation be paid to the charter school 30 days before the apportionments are otherwise required to be made.

~~6.5.~~ 5. If a charter school ceases to operate as a charter school during a school year, the remaining apportionments that would have been made to the charter school pursuant to NRS 387.124 for that year must be paid on a proportionate basis to the school districts where the pupils who were enrolled in the charter school reside.

~~7.6.~~ 6. The governing body of a charter school may solicit and accept donations, money, grants, property, loans, personal services or other assistance for purposes relating to education from members of the general public, corporations or agencies. The governing body may comply with applicable federal laws and regulations governing the provision of federal grants for charter schools. The ~~State Board~~ Charter School Institute may assist a charter school that operates exclusively for the enrollment of pupils who receive special education in identifying sources of money that may be available from the Federal Government or this State for the provision of educational programs and services to such pupils.

~~8.7.~~ 7. If a charter school uses money received from this State to purchase real property, buildings, equipment or facilities, the governing body of the charter school shall assign a security interest in the property, buildings, equipment and facilities to the State of Nevada.

**Sec. 4.40. NRS 386.577 is hereby amended to read as follows:**

386.577 1. After deducting the costs directly related to administering the Fund for Charter Schools, the ~~Department~~ Charter School Institute may use the money in the Fund for Charter Schools, including repayments of principal and interest on loans made from the Fund, and interest and income earned on money in the Fund, only to make loans at or below market rate to charter schools for the costs incurred:

- (a) In preparing a charter school to commence its first year of operation; and
- (b) To improve a charter school that has been in operation.

2. The total amount of a loan that may be made to a charter school in 1 year must not exceed \$25,000.

**Sec. 4.41. NRS 386.578 is hereby amended to read as follows:**

386.578 1. If the governing body of a charter school has a written charter issued pursuant to NRS 386.527, the governing body may submit an application to the ~~Department~~ Charter School Institute for a loan from the Fund for Charter Schools. An application must include a written description of the manner in which the loan will be used to prepare the charter school for its first year of operation or to improve a charter school that has been in operation.

2. The ~~Department~~ Charter School Institute shall, within the limits of money available for use in the Fund, make loans to charter schools whose applications have been approved. If the ~~Department~~ Charter School Institute makes a loan from the Fund, the ~~Department~~ Charter School Institute shall ensure that the contract for the loan includes all terms and conditions for repayment of the loan.

3. ~~The State Board~~ Subject to the provisions of subsection 3 of NRS 386.540, the Charter School Institute:

- (a) Shall adopt regulations that prescribe the:

- (1) Annual deadline for submission of an application to the ~~Department~~ Charter School Institute by a charter school that desires to receive a loan from the Fund; and

- (2) Period for repayment and the rate of interest for loans made from the Fund.

(b) May adopt such other regulations as it deems necessary to carry out the provisions of this section and NRS 386.576 and 386.577.

**Sec. 4.42. NRS 386.605 is hereby amended to read as follows:**

386.605 1. On or before July 15 of each year, the governing body of a charter school shall submit the information concerning the charter school that is required pursuant to subsection ~~2~~ 3 of NRS 385.347 to ~~the board of trustees of the school district in which the charter school is located~~ :

(a) If the charter school is sponsored by the board of trustees of a school district or a college or university within the Nevada System of Higher Education, the sponsor of the charter school, which shall forward the information to the Charter School Institute in a timely manner; or

(b) If the charter school is sponsored by the Charter School Institute, the Charter School Institute,

for inclusion in the report of the ~~school district~~ Institute pursuant to that section. The information must be submitted by the sponsor of the charter school or the charter school, as applicable, in a format prescribed by the ~~Board of trustees,~~ Charter School Institute.

2. The Legislative Bureau of Educational Accountability and Program Evaluation created pursuant to NRS 218.5356 may authorize a person or entity with whom it contracts pursuant to NRS 385.359 to review and analyze information submitted by sponsors of charter schools pursuant to this section and charter schools pursuant to this section and NRS 385.357, consult with the Charter School Institute and the governing bodies of charter schools and submit written reports concerning charter schools pursuant to NRS 385.359.

**Sec. 4.43. NRS 386.745 is hereby amended to read as follows:**

386.745 1. Except as otherwise provided in subsection 10, the empowerment team of a public school, other than a charter school that is sponsored by the ~~State Board~~ Nevada Charter School Institute or by a college or university within the Nevada System of Higher Education, that develops an empowerment plan pursuant to NRS 386.740 shall submit the proposed empowerment plan to the designee of the board of trustees appointed pursuant to this subsection for review and approval pursuant to this section. The board of trustees shall designate a person to review each proposed empowerment plan and recommend the approval or denial of the plan to the board of trustees.

2. The board of trustees shall approve or deny the empowerment plan. The approval or denial of an empowerment plan must be based solely upon the contents of the plan and may not consider the amount of money required to carry out the empowerment plan if the plan is within the limits of the total apportionment to the school pursuant to subsection 4 of NRS 386.740.

3. Except as otherwise provided in subsection 10, if the board of trustees approves an empowerment plan, the president of the board of trustees, the principal of the public school and the chairman of the empowerment team, if the principal is not the chairman, shall each sign the plan. The empowerment plan is effective for 3 years unless the empowerment team determines that the school will no longer operate under the plan or the board of trustees of the school district revokes the plan.

4. Except as otherwise provided in subsection 10, if the board of trustees denies an empowerment plan, the board of trustees shall:

(a) Return the plan to the empowerment team with a written statement indicating the reason for the denial; and

(b) Provide the empowerment team with a reasonable opportunity to correct any deficiencies identified in the written statement and resubmit it for approval. An empowerment plan may be resubmitted not more than once in a school year.

5. Except as otherwise provided in subsection 10, an empowerment plan for a public school is not effective and a public school shall not operate as an empowerment school unless the plan is signed by the president of the board of trustees of the school district, the principal of the public school and the chairman of the empowerment team, if the principal is not the chairman. If an empowerment plan includes a request for a waiver from a statute contained in this title or a regulation of the State Board, the Nevada Charter School Institute or the Department, a public school may operate under the approved plan but the requested waivers from state law are not effective unless approved by the State Board pursuant to subsection 7.

6. Except as otherwise provided in subsection 10, the empowerment team may submit a written request to the board of trustees for an amendment to the empowerment plan approved pursuant to this section, including an explanation of the reason for the amendment. An amendment must be approved in the same manner as the empowerment plan was approved.

7. If the empowerment plan includes a request for a waiver from a statute or regulation, the board of trustees shall forward the approved empowerment plan to the State Board for review of the request for a waiver. The State Board shall review the empowerment plan and may approve or deny the request for a waiver from a statute or regulation unless the statute or regulation is required by federal law or is required to carry out federal law. If the statute or regulation for which the request is submitted is within the jurisdiction of the Nevada Charter School Institute, the State Board shall work in consultation with the Institute in reviewing the request and in making a determination on the request.

8. If the State Board approves the request for a waiver for a school, the Department shall provide written notice of the approval to the board of trustees of the school district that submitted the empowerment plan on behalf of the school.

9. If the State Board denies a request for a waiver, the State Board shall:

(a) Return the request to the school district with a written statement indicating the reason for the denial; and

(b) Except as otherwise provided in subsection 10, provide the empowerment team with a reasonable opportunity to correct any deficiencies identified in the written statement and resubmit it for approval. A request for a waiver may be resubmitted by the school district, after the empowerment team corrects any deficiencies, not more than once in a school year.

10. If an empowerment team has not been established pursuant to the exception provided in subsection 2 of NRS 386.730, the principal of the school shall carry out the responsibilities and duties assigned to the empowerment team pursuant to this section.

**Sec. 4.44. NRS 386.750 is hereby amended to read as follows:**

386.750 1. Except as otherwise provided in subsection 7, the empowerment team of a charter school that is sponsored by the ~~(State Board)~~ Nevada Charter School Institute or by a college or university within the Nevada System of Higher Education which develops an empowerment plan pursuant to NRS 386.740 shall submit the proposed plan to the Department for transmission to the State Board for review and approval pursuant to this section.

2. The State Board shall review each proposed empowerment plan and approve or deny the plan, including a request for a waiver from a statute contained in this title or a regulation of the State Board, the Nevada Charter School Institute or the Department, if applicable. The approval or denial of an empowerment plan must be based solely upon the contents of the plan and may not consider the amount of money required to carry out the empowerment plan if the plan is within the limits of the total apportionment to the charter school pursuant to subsection 4

1 of NRS 386.740. *If the charter school is sponsored by the Nevada Charter School*  
2 *Institute, the State Board shall work in consultation with the Institute in*  
3 *reviewing the plan and in making a determination on the plan.*

4 3. Except as otherwise provided in subsection 7, if the State Board approves  
5 an empowerment plan, the President of the State Board, the principal of the charter  
6 school and the chairman of the empowerment team, if the principal is not the  
7 chairman, shall each sign the plan. The empowerment plan is effective for 3 years  
8 unless the empowerment team determines that the school will no longer operate  
9 under the plan or the State Board revokes the plan.

10 4. Except as otherwise provided in subsection 7, if the State Board denies an  
11 empowerment plan, the State Board shall:

12 (a) Return the plan to the empowerment team with a written statement  
13 indicating the reason for the denial; and

14 (b) Provide the empowerment team with a reasonable opportunity to correct  
15 any deficiencies identified in the written statement and resubmit it for approval. An  
16 empowerment plan may be resubmitted not more than once in a school year.

17 5. Except as otherwise provided in subsection 7, an empowerment plan for a  
18 charter school that is sponsored by the ~~{State Board}~~ *Nevada Charter School*  
19 *Institute* or by a college or university within the Nevada System of Higher  
20 Education is not effective and a charter school shall not operate as an empowerment  
21 school unless the plan is signed by the President of the State Board, the principal of  
22 the charter school and the chairman of the empowerment team, if the principal is  
23 not the chairman.

24 6. Except as otherwise provided in subsection 7, the empowerment team may  
25 submit a written request to the Department for an amendment to the empowerment  
26 plan approved pursuant to this section, including an explanation of the reason for  
27 the amendment. An amendment must be approved in the same manner as the  
28 empowerment plan was approved.

29 7. If an empowerment team has not been established pursuant to the exception  
30 provided in subsection 2 of NRS 386.730, the principal of the school shall carry out  
31 the responsibilities and duties assigned to the empowerment team pursuant to this  
32 section.

33 **Sec. 4.45. NRS 386.760 is hereby amended to read as follows:**

34 386.760 1. Each empowerment school, other than a charter school that is  
35 sponsored by the ~~{State Board}~~ *Nevada Charter School Institute* or by a college or  
36 university within the Nevada System of Higher Education, shall, on a quarterly  
37 basis, submit to the board of trustees of the school district in which the school is  
38 located a report that includes:

39 (a) The financial status of the school; and

40 (b) A description of the school's compliance with each component of the  
41 empowerment plan for the school.

42 2. Each charter school that is sponsored by the ~~{State Board}~~ *Nevada Charter*  
43 *School Institute* or by a college or university within the Nevada System of Higher  
44 Education which is approved to operate as an empowerment school shall, on a  
45 quarterly basis, submit to the Department a report that includes:

46 (a) The financial status of the school; and

47 (b) A description of the school's compliance with each component of the  
48 empowerment plan for the school.

49 3. The board of trustees of a school district shall conduct a financial audit of  
50 each empowerment school within the school district, other than a charter school  
51 that is sponsored by the ~~{State Board}~~ *Nevada Charter School Institute* or by a  
52 college or university within the Nevada System of Higher Education. Each financial

1 audit must be conducted on an annual basis and more frequently if determined  
2 necessary by the board of trustees.

3 4. The Department shall conduct a financial audit of each charter school that  
4 is sponsored by the ~~{State Board}~~ Nevada Charter School Institute or by a college  
5 or university within the Nevada System of Higher Education which operates as an  
6 empowerment school on an annual basis and more frequently if determined  
7 necessary by the Department.

8 5. On or before July 1 of each year, the board of trustees of each school  
9 district shall compile the reports and audits required pursuant to subsections 1 and  
10 3, if any, and forward the compilation to the:

- 11 (a) Governor;  
12 (b) Department; and  
13 (c) Legislative Committee on Education.

14 6. On or before July 1 of each year, the Department shall compile the reports  
15 and audits required pursuant to subsections 2 and 4, if any, and forward the  
16 compilation to the:

- 17 (a) Governor; and  
18 (b) Legislative Committee on Education.

19 **Sec. 4.9. NRS 387.124 is hereby amended to read as follows:**

20 387.124 Except as otherwise provided in this section and NRS 387.528:

21 1. On or before August 1, November 1, February 1 and May 1 of each year,  
22 the Superintendent of Public Instruction shall apportion the State Distributive  
23 School Account in the State General Fund among the several county school  
24 districts, charter schools and university schools for profoundly gifted pupils in  
25 amounts approximating one-fourth of their respective yearly apportionments less  
26 any amount set aside as a reserve. The apportionment to a school district, computed  
27 on a yearly basis, equals the difference between the basic support and the local  
28 funds available pursuant to NRS 387.1235, minus all the funds attributable to pupils  
29 who reside in the county but attend a charter school, all the funds attributable to  
30 pupils who reside in the county and are enrolled full-time or part-time in a program  
31 of distance education provided by another school district or a charter school and all  
32 the funds attributable to pupils who are enrolled in a university school for  
33 profoundly gifted pupils located in the county. No apportionment may be made to a  
34 school district if the amount of the local funds exceeds the amount of basic support.

35 2. Except as otherwise provided in subsection 3, the apportionment to a  
36 charter school, computed on a yearly basis, is equal to the sum of the basic support  
37 per pupil in the county in which the pupil resides plus the amount of local funds  
38 available per pupil pursuant to NRS 387.1235 and all other funds available for  
39 public schools in the county in which the pupil resides minus all the funds  
40 attributable to pupils who are enrolled in the charter school but are concurrently  
41 enrolled part-time in a program of distance education provided by a school district  
42 or another charter school. If the apportionment per pupil to a charter school is more  
43 than the amount to be apportioned to the school district in which a pupil who is  
44 enrolled in the charter school resides, the school district in which the pupil resides  
45 shall pay the difference directly to the charter school.

46 3. The apportionment to a charter school that is sponsored by the ~~{State~~  
47 ~~Board}~~ Nevada Charter School Institute or by a college or university within the  
48 Nevada System of Higher Education, computed on a yearly basis, is equal to the  
49 sum of the basic support per pupil in the county in which the pupil resides plus the  
50 amount of local funds available per pupil pursuant to NRS 387.1235 and all other  
51 funds available for public schools in the county in which the pupil resides, minus  
52 all funds attributable to pupils who are enrolled in the charter school but are



1 concurrently enrolled part-time in a program of distance education provided by a  
2 school district or another charter school.

3 4. In addition to the apportionments made pursuant to this section, an  
4 apportionment must be made to a school district or charter school that provides a  
5 program of distance education for each pupil who is enrolled part-time in the  
6 program. The amount of the apportionment must be equal to the percentage of the  
7 total time services are provided to the pupil through the program of distance  
8 education per school day in proportion to the total time services are provided during  
9 a school day to pupils who are counted pursuant to subparagraph (2) of paragraph  
10 (a) of subsection 1 of NRS 387.1233 for the school district in which the pupil  
11 resides.

12 5. The governing body of a charter school may submit a written request to the  
13 Superintendent of Public Instruction to receive, in the first year of operation of the  
14 charter school, an apportionment 30 days before the apportionment is required to be  
15 made pursuant to subsection 1. Upon receipt of such a request, the Superintendent  
16 of Public Instruction may make the apportionment 30 days before the  
17 apportionment is required to be made. A charter school may receive all four  
18 apportionments in advance in its first year of operation.

19 6. The apportionment to a university school for profoundly gifted pupils,  
20 computed on a yearly basis, is equal to the sum of the basic support per pupil in the  
21 county in which the university school is located plus the amount of local funds  
22 available per pupil pursuant to NRS 387.1235 and all other funds available for  
23 public schools in the county in which the university school is located. If the  
24 apportionment per pupil to a university school for profoundly gifted pupils is more  
25 than the amount to be apportioned to the school district in which the university  
26 school is located, the school district shall pay the difference directly to the  
27 university school. The governing body of a university school for profoundly gifted  
28 pupils may submit a written request to the Superintendent of Public Instruction to  
29 receive, in the first year of operation of the university school, an apportionment 30  
30 days before the apportionment is required to be made pursuant to subsection 1.  
31 Upon receipt of such a request, the Superintendent of Public Instruction may make  
32 the apportionment 30 days before the apportionment is required to be made. A  
33 university school for profoundly gifted pupils may receive all four apportionments  
34 in advance in its first year of operation.

35 7. The Superintendent of Public Instruction shall apportion, on or before  
36 August 1 of each year, the money designated as the "Nutrition State Match"  
37 pursuant to NRS 387.105 to those school districts that participate in the National  
38 School Lunch Program, 42 U.S.C. §§ 1751 et seq. The apportionment to a school  
39 district must be directly related to the district's reimbursements for the Program  
40 as compared with the total amount of reimbursements for all school districts in this  
41 State that participate in the Program.

42 8. If the State Controller finds that such an action is needed to maintain the  
43 balance in the State General Fund at a level sufficient to pay the other  
44 appropriations from it, he may pay out the apportionments monthly, each  
45 approximately one-twelfth of the yearly apportionment less any amount set aside as  
46 a reserve. If such action is needed, the State Controller shall submit a report to the  
47 Department of Administration and the Fiscal Analysis Division of the Legislative  
48 Counsel Bureau documenting reasons for the action.

49 **Sec. 5.** NRS 388.205 is hereby amended to read as follows:

50 388.205 1. The board of trustees of each school district shall adopt a policy  
51 for each public school in the school district in which ninth grade pupils are enrolled  
52 to develop a 4-year academic plan for each of those pupils. The academic plan must  
53 set forth the specific educational goals that the pupil intends to achieve before

1 graduation from high school. The plan may include, without limitation, the  
2 designation of a career pathway and enrollment in dual credit courses, career and  
3 technical education courses, advanced placement courses and honors courses.

4 2. *The policy must ensure that each pupil enrolled in ninth grade and the*  
5 *pupil's parent or legal guardian are adequately notified and informed of the*  
6 *following information:*

7 (a) *The advanced placement courses, honors courses, international*  
8 *baccalaureate courses, dual credit courses, career and technical education*  
9 *courses, including, without limitation, career and technical skills-building*  
10 *programs, and any other educational programs, pathways or courses available to*  
11 *the pupil which will assist in the advancement of the education of the pupil;*

12 (b) *The requirements for graduation from high school with a diploma and*  
13 *the types of diplomas available;*

14 (c) *The requirements for admission to the Nevada System of Higher*  
15 *Education and the eligibility requirements for a Governor Guinn Millennium*  
16 *Scholarship; and*

17 (d) *To the extent available, programs offered by charter schools within the*  
18 *school district.*

19 3. The policy must require each pupil enrolled in ninth grade and the pupil's  
20 parent or legal guardian to:

21 (a) ~~{Work in}~~ *Be notified of opportunities to work in* consultation with a  
22 school counselor to develop *and review* an academic plan for the pupil; *and*

23 (b) ~~{Sign the academic plan; and~~

24 ~~—(c)}~~ Review the academic plan at least once each school year in consultation  
25 with a school counselor and revise the plan if necessary.

26 ~~{3-}~~ 4. If a pupil enrolls in a high school after ninth grade, an academic plan  
27 must be developed for that pupil with appropriate modifications for the grade level  
28 of the pupil.

29 ~~{4-}~~ 5. An academic plan for a pupil must be used as a guide for the pupil and  
30 the parent or legal guardian of the pupil to plan, monitor and manage the pupil's  
31 educational and occupational development and make determinations of the  
32 appropriate courses of study for the pupil. If a pupil does not satisfy all the goals set  
33 forth in the academic plan, the pupil is eligible to graduate and receive a high  
34 school diploma if he otherwise satisfies the requirements for a diploma.

35 **Sec. 5.5. NRS 388.795 is hereby amended to read as follows:**

36 388.795 1. The Commission shall establish a plan for the use of educational  
37 technology in the public schools of this State. In preparing the plan, the  
38 Commission shall consider:

39 (a) Plans that have been adopted by the Department and the school districts in  
40 this State;

41 (b) Plans that have been adopted in other states;

42 (c) The information reported pursuant to paragraph (t) of subsection 2 of NRS  
43 385.347 ~~{t}~~ and similar information included in the annual report of  
44 accountability prepared by the Nevada Charter School Institute pursuant to  
45 subsection 3 of NRS 385.347.

46 (d) The results of the assessment of needs conducted pursuant to subsection 6;  
47 and

48 (e) Any other information that the Commission or the Committee deems  
49 relevant to the preparation of the plan.

50 2. The plan established by the Commission must include recommendations  
51 for methods to:

52 (a) Incorporate educational technology into the public schools of this State;



(b) Increase the number of pupils in the public schools of this State who have access to educational technology;

(c) Increase the availability of educational technology to assist licensed teachers and other educational personnel in complying with the requirements of continuing education, including, without limitation, the receipt of credit for college courses completed through the use of educational technology;

(d) Facilitate the exchange of ideas to improve the achievement of pupils who are enrolled in the public schools of this State; and

(e) Address the needs of teachers in incorporating the use of educational technology in the classroom, including, without limitation, the completion of training that is sufficient to enable the teachers to instruct pupils in the use of educational technology.

3. The Department shall provide:

(a) Administrative support;

(b) Equipment; and

(c) Office space,

as is necessary for the Commission to carry out the provisions of this section.

4. The following entities shall cooperate with the Commission in carrying out the provisions of this section:

(a) The State Board.

(b) The board of trustees of each school district.

(c) The superintendent of schools of each school district.

(d) The Department.

5. The Commission shall:

(a) Develop technical standards for educational technology and any electrical or structural appurtenances necessary thereto, including, without limitation, uniform specifications for computer hardware and wiring, to ensure that such technology is compatible, uniform and can be interconnected throughout the public schools of this State.

(b) Allocate money to the school districts from the Trust Fund for Educational Technology created pursuant to NRS 388.800 and any money appropriated by the Legislature for educational technology, subject to any priorities for such allocation established by the Legislature.

(c) Establish criteria for the board of trustees of a school district that receives an allocation of money from the Commission to:

(1) Repair, replace and maintain computer systems.

(2) Upgrade and improve computer hardware and software and other educational technology.

(3) Provide training, installation and technical support related to the use of educational technology within the district.

(d) Submit to the Governor, the Committee and the Department its plan for the use of educational technology in the public schools of this State and any recommendations for legislation.

(e) Review the plan annually and make revisions as it deems necessary or as directed by the Committee or the Department.

(f) In addition to the recommendations set forth in the plan pursuant to subsection 2, make further recommendations to the Committee and the Department as the Commission deems necessary.

6. During the spring semester of each even-numbered school year, the Commission shall conduct an assessment of the needs of each school district relating to educational technology. In conducting the assessment, the Commission shall consider:

(a) The recommendations set forth in the plan pursuant to subsection 2;

(b) The plan for educational technology of each school district, if applicable;  
(c) Evaluations of educational technology conducted for the State or for a school district, if applicable; and

(d) Any other information deemed relevant by the Commission.

➤ The Commission shall submit a final written report of the assessment to the Superintendent of Public Instruction on or before April 1 of each even-numbered year.

7. The Superintendent of Public Instruction shall prepare a written compilation of the results of the assessment conducted by the Commission and transmit the written compilation on or before June 1 of each even-numbered year to the Legislative Committee on Education and to the Director of the Legislative Counsel Bureau for transmission to the next regular session of the Legislature.

8. The Commission may appoint an advisory committee composed of members of the Commission or other qualified persons to provide recommendations to the Commission regarding standards for the establishment, coordination and use of a telecommunications network in the public schools throughout the various school districts in this State. The advisory committee serves at the pleasure of the Commission and without compensation unless an appropriation or other money for that purpose is provided by the Legislature.

9. As used in this section, "public school" includes the Caliente Youth Center, the Nevada Youth Training Center and any other state facility for the detention of children that is operated pursuant to title 5 of NRS.

**Sec. 6.** Chapter 389 of NRS is hereby amended by adding thereto a new section to read as follows:

*1. The board of trustees of each school district and the governing body of each charter school that operates as a high school shall ensure that instruction on financial responsibility is provided to pupils in each public high school within the school district or in the charter school, as applicable. The instruction must include:*

*(a) The skills necessary to develop financial responsibility, including, without limitation:*

*(1) Making reasonable financial decisions by analyzing the alternatives and consequences to those financial decisions;*

*(2) Locating and evaluating financial information from various sources;*

*(3) Developing communication strategies to discuss financial issues;*

*(4) Controlling personal information; and*

*(5) Reviewing and summarizing federal and state consumer protection laws.*

*(b) The skills necessary to manage finances, including, without limitation:*

*(1) Developing a plan for spending and saving;*

*(2) Developing a system for keeping and using financial records; and*

*(3) Developing a personal financial plan.*

*(c) The skills necessary to understand the use of credit and the incurrence of debt, including, without limitation:*

*(1) Identifying the costs and benefits of various types of credit;*

*(2) Explaining the purpose of a credit report, including, without limitation, the manner in which a credit report is used by lenders;*

*(3) Describing the rights of a borrower regarding his credit report;*

*(4) Identifying methods to avoid and resolve debt problems; and*

*(5) Reviewing and summarizing federal and state consumer credit protection laws.*

*(d) The skills necessary to understand the basic principles of saving and investing, including, without limitation:*

*(1) Understanding how saving and investing contribute to financial well-being;*

*(2) Understanding the methods of investing and alternatives to investing;*

*(3) Understanding how to buy and sell investments; and*

*(4) Understanding how the regulation of financial institutions protects investors.*

*2. The instruction required by subsection 1 may be included within a course that pupils enrolled in high school are otherwise required to complete.*

Sec. 7. NRS 389.805 is hereby amended to read as follows:

389.805 1. A pupil must receive a standard high school diploma if he:

(a) Passes all subject areas of the high school proficiency examination administered pursuant to NRS 389.015 and otherwise satisfies the requirements for graduation from high school; or

(b) Has failed to pass the high school proficiency examination administered pursuant to NRS 389.015 in its entirety not less than three times before beginning grade 12 and the pupil:

(1) Passes the subject areas of mathematics and reading on the proficiency examination;

(2) Has an overall grade point average of not less than 2.75 on a 4.0 grading scale;

(3) Satisfies the alternative criteria prescribed by the State Board pursuant to subsection ~~3~~ 4; and

(4) Otherwise satisfies the requirements for graduation from high school.

2. A pupil with a disability who does not satisfy the requirements for receipt of a standard high school diploma may receive a diploma designated as an adjusted diploma if he satisfies the requirements set forth in his individualized education program. As used in this subsection, "individualized education program" has the meaning ascribed to it in 20 U.S.C. § 1414(d)(1)(A).

3. *The State Board shall prescribe an adjusted adult diploma and the requirements for receipt of an adjusted adult diploma by an adult who did not satisfy the requirements of subsection 2.*

4. The State Board shall adopt regulations that prescribe the alternative criteria for a pupil to receive a standard high school diploma pursuant to paragraph (b) of subsection 1, including, without limitation:

(a) An essay;

(b) A senior project; or

(c) A portfolio of work,

or any combination thereof, that demonstrate proficiency in the subject areas on the high school proficiency examination which the pupil failed to pass.

Sec. 8. Chapter 392 of NRS is hereby amended by adding thereto the provisions set forth as sections 9, 10 and 11 of this act.

Sec. 9. 1. *The board of trustees of each school district shall adopt a policy for the public high schools within the school district to provide a program of teen mentoring, which may include a component of adult mentoring, designed to:*

*(a) Increase pupil participation in school activities, community activities and all levels of government; or*

*(b) Increase the ability of ninth grade pupils enrolled in high school to successfully make the transition from middle school or junior high school to high school,*

*or both.*

2. *Any such policy must include, without limitation:*

*(a) Guidelines for establishing:*

1       (1) *Eligibility requirements for pupils who participate in the program as*  
2 *mentors or mentees, including, without limitation, any minimum grade level for*  
3 *pupils who serve as mentors and any minimum grade point average that must be*  
4 *maintained by pupils who serve as mentors. The guidelines may not require a*  
5 *pupil who participates in the program to maintain a grade point average that is*  
6 *higher than the grade point average required for a pupil to participate in sports at*  
7 *the high school the pupil attends.*

8       (2) *Training requirements for pupils who serve as mentors.*

9       (3) *Incentives for pupils who serve as mentors.*

10       (b) *A requirement that each public high school which carries out a program*  
11 *for teen mentoring must establish a committee to select each pupil mentor who*  
12 *participates in the program. The policy must provide that the committee may*  
13 *select a pupil who does not meet the general eligibility requirements for mentors*  
14 *if the members of the committee determine that the pupil is otherwise qualified to*  
15 *serve as a mentor.*

16       (c) *Any other provisions that the board of trustees deems appropriate.*

17       3. *The principal of each high school shall, to the extent that money is*  
18 *available for this purpose:*

19       (a) *Carry out a program of teen mentoring in accordance with the policy*  
20 *adopted by the board of trustees pursuant to subsection 1; and*

21       (b) *Adopt other policies for the program of teen mentoring that are*  
22 *consistent with this section and the policy adopted by the board of trustees*  
23 *pursuant to subsection 1.*

24       4. *If a principal of a public high school carries out a program of teen*  
25 *mentoring pursuant to this section, the principal shall, on a date prescribed by*  
26 *the board of trustees, submit an annual report to the board of trustees and the*  
27 *Director of the Legislative Counsel Bureau for transmission to the Legislative*  
28 *Committee on Education or the Legislature, as applicable, that sets forth a*  
29 *summary of:*

30       (a) *The specific activities of the program of teen mentoring; and*

31       (b) *The effectiveness of the program of teen mentoring in increasing*  
32 *pupil participation in school activities, community activities and all levels of*  
33 *government or in increasing the ability of ninth grade pupils to successfully make*  
34 *the transition from middle school or junior high school to high school*

35       ~~(3-),~~ *as applicable to the type of program in effect at the school.*

36       5. *The board of trustees of each school district and each public high school*  
37 *may apply for and accept gifts, grants and donations from any source for the*  
38 *support of the board of trustees or a public high school in carrying out a program*  
39 *of teen mentoring pursuant to the provisions of this section. Any money received*  
40 *pursuant to this subsection may be used only for purposes of carrying out a*  
41 *program of teen mentoring pursuant to the provisions of this section.*

42       6. *This section does not preclude a board of trustees of a school district or a*  
43 *public high school from continuing any other similar program of teen mentoring*  
44 *that exists on the July 1, 2011.*

45       Sec. 10. *To the extent money is available for this purpose, the board of*  
46 *trustees of each school district shall adopt a policy of credit remediation which*  
47 *ensures that pupils who are deficient in the number of credits required for*  
48 *promotion to the next grade or for graduation from high school are provided*  
49 *sufficient opportunities, including, without limitation, opportunities during the*  
50 *school day, to complete appropriate remediation of deficient credits.*

51       Sec. 11. 1. *The board of trustees of each school district shall adopt a*  
52 *policy that allows a pupil enrolled in a public school within the school district to*  
53 *report, anonymously if the pupil chooses, any unlawful activity which is being*

1 *conducted on school property, at an activity sponsored by a public school or on a*  
2 *school bus. The policy must include, without limitation:*

3 *(a) The types of unlawful activities which a pupil may report; and*

4 *(b) The manner in which a pupil may report the unlawful activities.*

5 *2. The board of trustees of a school district may work in consultation with a*  
6 *local law enforcement agency or other governmental entity, corporation,*  
7 *business, organization or other entity to assist in the implementation of the policy*  
8 *adopted pursuant to subsection 1.*

9 *3. Each public school within the school district shall post prominently in*  
10 *various locations at the school the policy adopted pursuant to subsection 1, which*  
11 *must clearly denote the phone number and any other methods to make a report.*  
12 *If a public school maintains an Internet website for the school, the policy must*  
13 *also be posted on the school's website.*

14 *4. The board of trustees of each school district shall post the policy on the*  
15 *Internet website maintained by the school district.*

16 **Sec. 12.** NRS 392.019 is hereby amended to read as follows:

17 392.019 1. Except as otherwise provided in this subsection, if a child is  
18 exempt from compulsory attendance pursuant to ~~this section or~~ NRS 392.070 ~~or~~  
19 ~~392.100 or 392.110;~~ and the child is employed to work in the entertainment  
20 industry pursuant to a written contract for a period of more than 91 school days, or  
21 its equivalent if the child resides in a school district operating under an alternative  
22 schedule authorized pursuant to NRS 388.090, including, without limitation,  
23 employment with a motion picture company or employment with a production  
24 company hired by a casino or resort hotel, the entity that employs the child shall,  
25 upon the request of the parent or legal guardian of the child, pay the costs for the  
26 child to receive at least 3 hours of tutoring per day for at least 5 days per week. In  
27 lieu of tutoring, the parent or legal guardian of such a child may agree with the  
28 entity that employs the child that the entity will pay the costs for the child to receive  
29 other educational or instructional services which are equivalent to tutoring. The  
30 provisions of this subsection apply during the period of a child's employment with  
31 an entity, regardless of whether the child has obtained the appropriate exemption  
32 from compulsory attendance at the time his contract with the entity is under  
33 negotiation.

34 *2. The board of trustees of a school district may excuse a child who is*  
35 *employed pursuant to subsection 1 from full-time attendance.* If such a child is  
36 exempt from ~~compulsory~~ attendance pursuant to ~~NRS 392.100 or 392.110;~~ *this*  
37 *subsection,* the tutoring or other educational or instructional services received by  
38 the child pursuant to subsection 1 must be approved by the board of trustees of the  
39 school district in which the child resides.

40 **Sec. 12.5.** NRS 392.128 is hereby amended to read as follows:

41 392.128 1. Each advisory board to review school attendance created  
42 pursuant to NRS 392.126 shall:

43 (a) Review the records of the attendance and truancy of pupils submitted to the  
44 advisory board to review school attendance by the board of trustees of the school  
45 district or the Nevada Charter School Institute pursuant to subsection ~~7~~ 8 of  
46 NRS 385.347;

47 (b) Identify factors that contribute to the truancy of pupils in the school district;  
48 (c) Establish programs to reduce the truancy of pupils in the school district,  
49 including, without limitation, the coordination of services available in the  
50 community to assist with the intervention, diversion and discipline of pupils who  
51 are truant;

52 (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.

**Sec. 13.** NRS 392.170 is hereby amended to read as follows:

392.170 Upon the written complaint of any person, the board of trustees of a school district or the governing body of a charter school shall:

1. Make a full and impartial investigation of all charges against parents, guardians or other persons having control or charge of any child who is under 18 years of age and required to attend school pursuant to NRS 392.040 for violation of any of the provisions of NRS 392.040 to ~~392.110,~~ **392.080**, inclusive, or 392.130 to 392.160, inclusive.

2. Make and file a written report of the investigation and the findings thereof in the records of the board.

**Sec. 14.** NRS 392.180 is hereby amended to read as follows:

392.180 If it appears upon investigation that any parent, guardian or other person having control or charge of any child who is under 18 years of age and required to attend school pursuant to NRS 392.040 has violated any of the provisions of NRS 392.040 to ~~392.110,~~ **392.080**, inclusive, or 392.130 to 392.160, inclusive, the clerk of the board of trustees or the governing body of a charter school in which the child is enrolled, except as otherwise provided in NRS 392.190, shall make and file in the proper court a criminal complaint against the parent, guardian or other person, charging the violation, and shall see that the charge is prosecuted by the proper authority.

**Sec. 15.** NRS 392.215 is hereby amended to read as follows:

392.215 Any parent, guardian or other person who, with intent to deceive under NRS 392.040 to ~~392.110,~~ **392.080**, inclusive, or 392.130 to 392.165, inclusive:

1. Makes a false statement concerning the age or attendance at school;

2. Presents a false birth certificate or record of attendance at school; or

3. Refuses to furnish a suitable identifying document, record of attendance at school or proof of change of name, upon request by a local law enforcement agency conducting an investigation in response to notification pursuant to subsection 4 of NRS 392.165,

of a child under 18 years of age who is under his control or charge, is guilty of a misdemeanor.

**Sec. 15.5.** Section 2 of chapter 180, Statutes of Nevada 2009, is hereby amended to read as follows:

Sec. 2. This act becomes effective upon passage and approval and expires by limitation on June 30, 2011.

**Sec. 16.** NRS ~~386.507~~, 392.090, 392.100 and 392.110 are hereby repealed.

**Sec. 17.** The Department of Education shall, on or before October 1, 2009, transfer to the Account for the Nevada Charter School Institute created by section 4.31 of this act any unexpended money collected by the Department pursuant to NRS 386.570 for reimbursement of the administrative costs associated with sponsorship of charter schools sponsored by the State Board of Education.

**Sec. 18.** Notwithstanding the provisions of section 4.27 of this act to the contrary, on October 1, 2009, the Governor shall appoint a Director of the Nevada Charter School Institute to a term of 3 years. Upon the expiration of the term of the Director or if a vacancy occurs before the expiration of the term, the Nevada Charter School Institute shall appoint the Director in accordance with section 4.27 of this act.

**Sec. 19.** 1. To assist the Nevada Charter School Institute created by section 4.25 of this act in carrying out its duties and responsibilities, the Director shall on January 1, 2010;

(a) Hire an administrative assistant and an accounting assistant; and

(b) Hire an educational consultant.

2. On January 1, 2010, one management analyst position in the Department of Education with job duties and responsibilities that relate to charter schools must be transferred to the Nevada Charter School Institute.

**Sec. 20.** On or before January 1, 2010, the members of the Nevada Charter School Institute created by section 4.25 of this act shall be appointed to terms commencing on January 1, 2010, as follows:

1. One member appointed by the Governor to a term that expires on June 30, 2011.

2. One member appointed by the Governor to a term that expires on June 30, 2013.

3. One member appointed by the Majority Leader of the Senate to a term that expires on June 30, 2011.

4. One member appointed by the Majority Leader of the Senate to a term that expires on June 30, 2013.

5. One member appointed by the Speaker of the Assembly to a term that expires on June 30, 2011.

6. One member appointed by the Speaker of the Assembly to a term that expires on June 30, 2013.

7. One member must be appointed by an association of charter schools to a term that expires on June 30, 2013. For the initial selection pursuant to this subsection, the Superintendent of Public Instruction shall designate the association of charter schools that is authorized to appoint a member of the Nevada Charter School Institute.

**Sec. 21.** The Legislative Counsel shall, in preparing the reprint and supplement to the Nevada Revised Statutes with respect to any section which is



not amended by this act or is adopted or amended by another act, appropriately change any reference to an officer or agency whose responsibilities have been transferred to pursuant to the provisions of this act to refer to the appropriate officer or agency. If any internal reference is made to a section repealed by this act, the Legislative Counsel shall delete the reference and replace it by reference to the superseding section, if any.

*Sec. 22.* Any regulations adopted by the Department of Education or the State Board of Education pursuant to NRS 386.500 to 386.610, inclusive, before January 1, 2010, remain in effect and may be enforced by the Nevada Charter School Institute created by section 4.25 of this act until the Institute adopts regulations to repeal or replace those regulations.

*Sec. 23.* A charter school that is approved to operate as a State Board of Education-sponsored charter school shall be deemed to be sponsored by the Nevada Charter School Institute commencing on January 1, 2010, and the written charter of the charter school shall remain in effect until the expiration of the written charter, unless the written charter is revoked by the Nevada Charter School Institute pursuant to NRS 386.535. Before expiration of the written charter such a charter school may apply to the Nevada Charter School Institute for renewal of its written charter pursuant to NRS 386.530.

*Sec. 24.* 1. The Department of Personnel shall, upon the request of an employee of the Department of Education or the State Board of Education whose employment is terminated as a result of this act, place the employee on an appropriate reemployment list maintained by the Department of Personnel and allow a preference for each of those employees on that list. The Department of Personnel shall maintain each such employee on the reemployment list for not less than 2 years, or until the employee is reemployed by the Executive Branch of State Government, whichever occurs earlier.

2. The provisions of this section apply regardless of whether the employee was in the classified, unclassified or nonclassified service of the State of Nevada.

~~[Sec. 17.]~~ *Sec. 25.* 1. This section and sections 4.01, 4.21, 4.31 and 17 become effective upon passage and approval.

2. Section 1 to ~~[8.]~~ 4, inclusive, ~~[and 10 to 16, inclusive.]~~ 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16 and 21 of this act become effective on July 1, 2009.

~~[2.]~~ 3. Sections 4.02 to 4.20, inclusive, 4.22 to 4.30, inclusive, 4.32 to 4.9, inclusive, 5.5, 12.5 and 18, 19, 20, 22, 23 and 24 of this act become effective on October 1, 2009.

4. Section 9 of this act becomes effective on July 1, 2011.

5. Sections 4.43, 4.44 and 4.45 of this act expire by limitation on June 30, 2011.

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## TEXT OF REPEALED SECTIONS

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386.507 Subcommittee on Charter Schools: Appointment of members; terms. The Subcommittee on Charter Schools of the State Board is hereby created. The President of the State Board shall appoint three members of the State Board to serve on the Subcommittee. Except as otherwise provided in this section, the members of the Subcommittee serve terms of 2 years. If a member is not reelected to the State Board during his service on the

**Subcommittee, his term on the Subcommittee expires when his membership on the State Board expires. Members of the Subcommittee may be reappointed.**

**392.090 Juvenile court may permit child who has completed eighth grade to leave school.** After review of the case, the juvenile court may issue a permit authorizing any child who has completed the eighth grade to leave school.

**392.100 Attendance excused if child 14 years of age or older must support himself or his parent.** Attendance required by the provisions of NRS 392.040 shall be excused when satisfactory written evidence is presented to the board of trustees of the school district in which the child resides that the child, 14 years of age or over, must work for his own or his parent's support.

**392.110 Attendance excused for child between 14 and 18 years of age who has completed eighth grade to enter employment or apprenticeship; written permit required.**

1. Any child between the ages of 14 and 18 years who has completed the work of the first eight grades may be excused from full-time school attendance and may be permitted to enter proper employment or apprenticeship, by the written authority of the board of trustees excusing the child from such attendance. The board's written authority must state the reason or reasons for such excuse.

2. In all such cases, no employer or other person shall employ or contract for the services or time of such child until the child presents a written permit therefor from the attendance officer or board of trustees. The permit must be kept on file by the employer and, upon the termination of employment, must be returned by the employer to the board of trustees or other authority issuing it.