

SENATE BILL NO. 389—COMMITTEE ON HEALTH AND EDUCATION

MARCH 23, 2009

Referred to Committee on Health and Education

SUMMARY—Revises provisions governing accountability in public schools. (BDR 34-807)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to education; revising provisions governing public schools that are designated as demonstrating need for improvement; revising other provisions related to the accountability of public schools; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Under existing law, a “Title I school” is a public school that receives money pursuant to the No Child Left Behind Act of 2001, 20 U.S.C. §§ 6301 et seq., and is obligated to comply with the provisions of that federal law. (NRS 385.3746) Existing law requires each public school to be designated annually as demonstrating exemplary achievement, high achievement, adequate achievement or need for improvement. (NRS 385.3263, 385.3266) Under existing law, if a school is designated as demonstrating need for improvement for 2 or more consecutive years, increasingly progressive actions must be taken to improve the achievement of pupils enrolled at the school. (NRS 385.3455-385.391)

Under existing law, if a school is designated as demonstrating need for improvement for 3 or more consecutive years, a support team must be established for the school. (NRS 385.3721, 385.3745) This bill eliminates the requirement for the Department of Education to establish a support team for a school that is not a Title I school and **section 6** of this bill authorizes the Department, if deemed necessary, to establish a support team for such a school. (NRS 385.361)

**Section 10** of this bill requires the Department to conduct a comprehensive audit for a school that is not a Title I school and that is designated as demonstrating need for improvement for 3 consecutive years, including an audit of the curriculum implemented at the school. (NRS 385.3721)

**Section 16** of this bill eliminates the requirement that the Department develop and carry out a new curriculum for certain schools that have demonstrated need for improvement for 3 consecutive years. (NRS 385.3744)



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**Section 18** of this bill requires the development of a turnaround plan for each school that is not a Title I school that has demonstrated need for improvement for 4 consecutive years. (NRS 385.3745)

**Sections 2 and 3** of this bill require the implementation of the turnaround plan for each school that is not a Title I school if the school demonstrates need for improvement 5 or more consecutive years and requires the Department to monitor the implementation of that plan.

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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 the provisions set forth as sections 2 and 3 of this act.

**Sec. 2. 1.** *If a public school that is not a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 5 or more consecutive years for failure to make adequate yearly progress:*

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

*(1) Implement the turnaround plan to improve the academic achievement of pupils enrolled in the school developed pursuant to NRS 385.3745;*

*(2) 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*

*(3) 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 State Board shall prescribe by regulation the actions which the Department may take to monitor the implementation of any corrective action at the school.*

**2.** *If a charter school that is not a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 5 or more consecutive years for failure to make adequate yearly progress:*

*(a) The governing body of the charter school shall:*

*(1) Implement the turnaround plan to improve the academic achievement of pupils enrolled in the school developed pursuant to NRS 385.3745.*

*(2) Provide notice of the designation to the parents and guardians of pupils enrolled in the charter school on a 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*



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

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

9 *(d) The State Board shall prescribe by regulation the actions*  
10 *which the Department may take to monitor the implementation of*  
11 *any corrective action at the charter school.*

12 **Sec. 3. 1. Except as otherwise provided in subsection 3, if a**  
13 **public school that is not a Title I school is designated as**  
14 **demonstrating need for improvement pursuant to NRS 385.3623**  
15 **for 5 or more consecutive years for failure to make adequate**  
16 **yearly progress:**

17 *(a) The Department may, for a charter school sponsored by the*  
18 *State Board or by a college or university within the Nevada System*  
19 *of Higher Education, take corrective action as set forth in NRS*  
20 *385.3744 or proceed with consequences or sanctions, or both, as*  
21 *prescribed by the State Board pursuant to NRS 385.361.*

22 *(b) The board of trustees of a school district may, for a school*  
23 *of the school district or a charter school sponsored by the board of*  
24 *trustees, take corrective action as set forth in NRS 385.3744 or*  
25 *proceed with consequences or sanctions, or both, as prescribed by*  
26 *the State Board pursuant to NRS 385.361.*

27 **2. The Department shall monitor the implementation of the**  
28 **turnaround plan for the school developed pursuant to**  
29 **NRS 385.3745.**

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

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



1     (a) *Notice that the board of trustees or the Department, as*  
2 *applicable, will proceed with consequences or sanctions for the*  
3 *school;*

4     (b) *An opportunity to comment before the consequences or*  
5 *sanctions are carried out; and*

6     (c) *An opportunity to participate in the development of the*  
7 *consequences or sanctions.*

8     **Sec. 4.** NRS 385.3455 is hereby amended to read as follows:

9     385.3455 As used in NRS 385.3455 to 385.391, inclusive, *and*  
10 *sections 2 and 3 of this act*, unless the context otherwise requires,  
11 the words and terms defined in NRS 385.346 to 385.34675,  
12 inclusive, have the meanings ascribed to them in those sections.

13     **Sec. 5.** NRS 385.3468 is hereby amended to read as follows:

14     385.3468 The provisions of NRS 385.3455 to 385.391,  
15 inclusive, *and sections 2 and 3 of this act* do not supersede, negate  
16 or otherwise limit the effect or application of the provisions of  
17 chapters 288 and 391 of NRS or the rights, remedies and procedures  
18 afforded to employees of a school district under the terms of  
19 collective bargaining agreements, memoranda of understanding or  
20 other such agreements between employees and their employers.

21     **Sec. 6.** NRS 385.361 is hereby amended to read as follows:

22     385.361 1. The State Board shall define the measurement for  
23 determining whether each public school, each school district and  
24 this State are making adequate yearly progress. The definition of  
25 adequate yearly progress must:

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

28     (b) Be designed to ensure that all pupils will meet or exceed the  
29 minimum level of proficiency set by the State Board, including,  
30 without limitation:

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

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

35         (3) Pupils with disabilities; and

36         (4) Pupils who are limited English proficient;

37     (c) Be based primarily upon the measurement of progress of  
38 pupils on the examinations administered pursuant to NRS 389.550  
39 or the high school proficiency examination, as applicable;

40     (d) Include annual measurable objectives established pursuant to  
41 20 U.S.C. § 6311(b)(2)(G) and the regulations adopted pursuant  
42 thereto;

43     (e) For high schools, include the rate of graduation; and

44     (f) For elementary schools, junior high schools and middle  
45 schools, include the rate of attendance.



2. The examination in science must not be included in the definition of adequate yearly progress.

3. The State Board shall prescribe, by regulation, the *corrective action and the* consequences or sanctions, or both, that apply to a public school that is not a Title I school and that has been designated as demonstrating need for improvement for 4 consecutive years or more ~~§~~, *including, without limitation, the establishment of a support team for a school if deemed necessary by the Department in accordance with the regulations of the State Board.* In no event may the consequences or sanctions be more strict than the restructuring that applies to Title I schools.

**Sec. 7.** NRS 385.3661 is hereby amended to read as follows:

385.3661 1. Except as otherwise provided in subsection 2, if a public school *that is not 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, 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 *that is not 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) 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 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]~~ *If* a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 and the provisions of



1 NRS ~~[385.3693, 385.3721 or 385.3745]~~ 385.372, 385.3743 or  
2 385.3746 do not apply:

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

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

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

10 (b) *If the school is a charter school:*

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

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

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

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

32 ~~[(b)]~~ (d) For a charter school sponsored by the State Board or  
33 by a college or university within the Nevada System of Higher  
34 Education, the Department shall work cooperatively with the board  
35 of trustees of the school district in which the charter school is  
36 located to provide school choice to the parents and guardians of  
37 pupils enrolled in the charter school in accordance with 20 U.S.C. §  
38 6316(b)(1) and the regulations adopted pursuant thereto.

39 **Sec. 8.** NRS 385.3661 is hereby amended to read as follows:

40 385.3661 1. Except as otherwise provided in subsection 2, if  
41 a public school that is not a Title I school is designated as  
42 demonstrating need for improvement pursuant to NRS 385.3623 and  
43 the provisions of NRS 385.3693, 385.3721 or 385.3745 *and section*  
44 *2 of this act* do not apply, the board of trustees of the school district  
45 shall:



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

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

7 2. If a charter school that is not a Title I school is designated as  
8 demonstrating need for improvement pursuant to NRS 385.3623 and  
9 the provisions of NRS 385.3693, 385.3721 or 385.3745 *and section*  
10 *2 of this act* do not apply:

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

15 (b) For a charter school sponsored by the board of trustees of a  
16 school district, the board of trustees shall, in conjunction with the  
17 governing body of the charter school, ensure that the charter school  
18 receives technical assistance in the manner set forth in 20 U.S.C. §  
19 6316(b)(4) and the regulations adopted pursuant thereto.

20 (c) For a charter school sponsored by the State Board or by a  
21 college or university within the Nevada System of Higher  
22 Education, the Department shall, in conjunction with the governing  
23 body of the charter school, ensure that the charter school receives  
24 technical assistance in the manner set forth in 20 U.S.C. §  
25 6316(b)(4) and the regulations adopted pursuant thereto.

26 3. If a Title I school is designated as demonstrating need for  
27 improvement pursuant to NRS 385.3623 and the provisions of NRS  
28 385.372, 385.3743 or 385.3746 do not apply:

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

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

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

36 (b) If the school is a charter school:

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

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



(3) 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.

(c) Except as otherwise provided in paragraph (d), 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.

(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 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. 9.** 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 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



1 charter school in accordance with 20 U.S.C. § 6316(b)(1) and the  
2 regulations adopted pursuant thereto.

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

9 2. The board of trustees of a school district shall grant a delay  
10 from the imposition of supplemental educational services for a  
11 school for a period not to exceed 1 year if the school qualifies for a  
12 delay pursuant to 20 U.S.C. § 6316(b)(7)(D). If the school fails to  
13 make adequate yearly progress during the period of the delay, the  
14 provisions of NRS ~~385.3721~~ 385.3743 apply to the school as if the  
15 delay never occurred.

16 3. The sponsor of a charter school shall grant a delay from the  
17 imposition of supplemental educational services for the charter  
18 school for a period not to exceed 1 year if the charter school  
19 qualifies for a delay pursuant to 20 U.S.C. § 6316(b)(7)(D). If the  
20 charter school fails to make adequate yearly progress during the  
21 period of the delay, the provisions of NRS ~~385.3721~~ 385.3743  
22 apply to the charter school as if the delay never occurred.

23 **Sec. 10.** NRS 385.3721 is hereby amended to read as follows:

24 385.3721 1. ~~If a public school is designated as~~  
25 ~~demonstrating need for improvement pursuant to NRS 385.3623 for~~  
26 ~~3 consecutive years, the support team established for the school~~  
27 ~~pursuant to this section shall carry out the requirements of NRS~~  
28 ~~385.3741 and 385.3742.~~

29 ~~2.]~~ Except as otherwise provided in subsection ~~3.]~~ 2, if a  
30 public school *that is not a Title I school* is designated as  
31 demonstrating need for improvement pursuant to NRS 385.3623 for  
32 3 consecutive years:

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

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

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

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

42 ~~3.]~~ *conduct a comprehensive audit of the school which:*

43 *(1) Must include an audit of the curriculum implemented*  
44 *by the school; and*



*(2) May include an audit of any other criteria prescribed by the State Board, including, without limitation, any information relating to the school which is described in paragraphs (a) to (e), inclusive, of subsection 1 of NRS 385.3742, even though the school is not subject to the provisions of that section relating to a support team.*

**2.** If a charter school *that is not a Title I 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 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) The Department shall ~~establish a support team for the school, with the membership prescribed pursuant to NRS 385.374.]~~  
*conduct a comprehensive audit of the charter school which:*

*(1) Must include an audit of the curriculum implemented by the charter school; and*

*(2) May include an audit of any other criteria prescribed by the State Board, including, without limitation, any information relating to the charter school which is described in paragraphs (a) to (e), inclusive, of subsection 1 of NRS 385.3742, even though the charter school is not subject to the provisions of that section relating to a support team.*

**Sec. 11.** NRS 385.374 is hereby amended to read as follows:

385.374 1. The membership of each support team established pursuant to NRS ~~[385.3721]~~ *385.3743 and 385.3745* must consist of, without limitation:

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

(b) One member appointed in accordance with subsection 3, who must serve as the team leader of the support team;



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

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

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

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

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

2. The membership of each support team established pursuant to NRS ~~385.3721~~ **385.3743 and 385.3745** may consist of, without limitation:

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

(b) Representatives of institutions of higher education;

(c) Representatives of regional educational laboratories;

(d) Representatives of outside consultant groups;

(e) Representatives of the regional training program for the professional development of teachers and administrators created by NRS 391.512 that provides services to the school district in which the school is located;

(f) The Bureau; and

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

3. The member appointed pursuant to paragraph (b) of subsection 1 must:

(a) Be employed by the Department; or

(b) If he is not employed by the Department, have the training and experience required by the Department.

**Sec. 12.** NRS 385.374 is hereby amended to read as follows:

385.374 1. The membership of each support team established pursuant to NRS 385.3743 ~~and 385.3745~~ must consist of, without limitation:

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

(b) One member appointed in accordance with subsection 3, who must serve as the team leader of the support team;

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



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

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

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

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

2. The membership of each support team established pursuant to NRS 385.3743 ~~and 385.3745~~ may consist of, without limitation:

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

(b) Representatives of institutions of higher education;

(c) Representatives of regional educational laboratories;

(d) Representatives of outside consultant groups;

(e) Representatives of the regional training program for the professional development of teachers and administrators created by NRS 391.512 that provides services to the school district in which the school is located;

(f) The Bureau; and

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

3. The member appointed pursuant to paragraph (b) of subsection 1 must:

(a) Be employed by the Department; or

(b) If he is not employed by the Department, have the training and experience required by the Department.

**Sec. 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~~ **385.3743 or 385.3745** 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 of NRS 385.347 is based and review and analyze any data that is more recent than the data upon which the report is based.

(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, the support team shall make the recommendations to the State Board 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 shall assist



1 the school with carrying out and monitoring the plan for  
2 improvement of the school. If a charter school is sponsored by a  
3 college or university within the Nevada System of Higher  
4 Education, that institution shall assist the school with carrying out  
5 and monitoring the plan for improvement of the school.

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

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

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

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

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

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

22 **Sec. 14.** NRS 385.3741 is hereby amended to read as follows:

23 385.3741 1. Each support team established for a public  
24 school pursuant to NRS 385.3743 ~~for 385.3745~~ shall:

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

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

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

34 (d) Review the information concerning the educational  
35 involvement accords provided to the support team pursuant to NRS  
36 392.4575 and the information concerning the reports provided to the  
37 support team pursuant to NRS 392.456.

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

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

43 (g) Except as otherwise provided in this paragraph, make  
44 recommendations to the board of trustees of the school district, the  
45 State Board and the Department concerning additional assistance for



\* S B 3 8 9 \*

1 the school in carrying out the plan for improvement of the school.  
2 For a charter school sponsored by the State Board, the support team  
3 shall make the recommendations to the State Board and the  
4 Department. For a charter school sponsored by a college or  
5 university within the Nevada System of Higher Education, the  
6 support team shall make the recommendations to the sponsor, the  
7 State Board and the Department.

8 (h) In accordance with its findings pursuant to this section and  
9 NRS 385.3742, submit, on or before November 1, written revisions  
10 to the most recent plan to improve the achievement of the school's  
11 pupils for approval pursuant to NRS 385.357. The written revisions  
12 must:

13 (1) Comply with NRS 385.357;

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

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

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

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

24 (II) Specific;

25 (III) Measurable; and

26 (IV) Conducive to reliable evaluation;

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

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

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

32 (i) Except as otherwise provided in this paragraph, work  
33 cooperatively with the board of trustees of the school district in  
34 which the school is located, the employees of the school, and the  
35 parents and guardians of pupils enrolled in the school to carry out  
36 and monitor the plan for improvement of the school. If a charter  
37 school is sponsored by the State Board, the Department shall assist  
38 the school with carrying out and monitoring the plan for  
39 improvement of the school. If a charter school is sponsored by a  
40 college or university within the Nevada System of Higher  
41 Education, that institution shall assist the school with carrying out  
42 and monitoring the plan for improvement of the school.

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

45 (1) Submit the progress report to the Department.



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(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. 15.** NRS 385.3743 is hereby amended to read as follows:

385.3743 1. ~~[In addition to the requirements of NRS 385.3721,]~~ *Except as otherwise provided in subsection 2,* 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]~~ *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;*

(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;*

(3) 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)]~~ (4) 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)]~~ (5) Except as otherwise provided in subsection ~~[2,]~~ 3, take corrective action pursuant to 20 U.S.C. § 6316(b)(7) 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.*

2. If the school is a charter school:

~~[(1) Sponsored]~~

(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:

~~[(H)]~~ (1) *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;*

(2) 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

~~[(H)]~~ (3) Except as otherwise provided in subsection ~~[3-]~~ 4, take corrective action pursuant to 20 U.S.C. § 6316(b)(7) and the regulations adopted pursuant thereto.

~~[(2) Sponsored]~~

(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:

~~[(H)]~~ (1) *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;*

(2) 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

~~[(H)]~~ (3) Except as otherwise provided in subsection ~~[3-]~~ 4, take corrective action pursuant to 20 U.S.C. § 6316(b)(7) and the regulations adopted pursuant thereto.

~~[(3)]~~ (d) 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-)]~~ (e) *The Department shall establish a support team for the school with the membership prescribed pursuant to NRS 385.374.*

3. 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]~~ 385.3746 apply as if the delay never occurred.

~~[3-]~~ 4. 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]~~ 385.3746 apply as if the delay never occurred.

***5. The support team established pursuant to this section shall carry out the requirements of NRS 385.3741 and 385.3742.***

**Sec. 16.** NRS 385.3744 is hereby amended to read as follows:

385.3744 1. Except as otherwise provided in subsection ~~[3,]~~ 2, 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 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~~ the Department may, for a charter school sponsored by the State Board or by a college or university within the Nevada System of Higher Education, and the board of trustees of a school district may, for a school of the school district or a charter school sponsored by the board of trustees, take one or more of the following corrective actions for the school:

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

~~—(b)]~~ Significantly decrease the managerial authority of the employees at the school.

~~[(e)]~~ (b) Extend the school year or the school day.

~~[3-]~~ 2. The Department or the board of trustees of a school district, as applicable, 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 in the manner set forth in 20 U.S.C. § 6316(b)(7)(D). If the school fails to make adequate yearly progress during the period of the delay, the Department or the board of trustees, as applicable, may proceed with corrective action as if the delay never occurred.



**Sec. 17.** NRS 385.3745 is hereby amended to read as follows:

385.3745 1. If a public school *that is not a Title I school* is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 or more consecutive years, the support team established for the school pursuant to ~~[NRS 385.3721]~~ *this section* shall carry out the requirements of NRS 385.3741 ~~[ ]~~ *and* 385.3742 . ~~[and 385.3744, as applicable.]~~

2. 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 4 or more 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 ~~[continue]~~ *establish* a support team for the school ~~[ ]~~ , *with the membership prescribed pursuant to NRS 385.374.*

3. If a charter school *that is not a Title I school* is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 or more 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 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) The Department shall ~~[continue]~~ *establish* a support team for the charter school ~~[ ]~~ , *with the membership prescribed pursuant to NRS 385.374.*

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

385.3745 1. ~~[If a public school that is not a Title I school is designated as demonstrating need for improvement pursuant to~~



~~NRS 385.3623 for 4 or more 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.]~~ 2, if a public school that is not a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 ~~[or more]~~ consecutive years:

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

(1) *Develop a turnaround plan to improve the academic achievement of pupils enrolled in the school which meets the requirements prescribed by the State Board pursuant to paragraph (b).*

(2) 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)]~~ (3) 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]~~ *State Board* shall ~~[establish a support team for the school, with the membership prescribed pursuant to NRS 385.374.~~

~~—3.]~~ *prescribe by regulation:*

(1) *The requirements for a turnaround plan, including a requirement that the plan is based on the results of the comprehensive audit conducted pursuant to NRS 385.3721; and*

(2) *The actions the Department may take to monitor the implementation of the turnaround plan developed pursuant to this section and the implementation of any corrective action at the school.*

2. If a charter school that is not a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 ~~[or more]~~ 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]~~ :

(1) *Develop a turnaround plan to improve the academic achievement of pupils enrolled in the school which meets the requirements prescribed by the State Board pursuant to paragraph (d).*



(2) *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 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]~~:

(1) *Develop a turnaround plan to improve the academic achievement of pupils enrolled in the school which meets the requirements prescribed by the State Board pursuant to paragraph (d).*

(2) *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) The ~~[-Department shall establish a support team for the charter school, with the membership prescribed pursuant to NRS 385.374.]~~ *State Board shall prescribe by regulation:*

(1) *The requirements for a turnaround plan, including a requirement that the plan is based on the results of the comprehensive audit conducted pursuant to NRS 385.3721; and*

(2) *The actions the Department may take to monitor the implementation of the turnaround plan developed pursuant to this section and the implementation of any corrective action at the charter school.*

**Sec. 19.** NRS 385.3746 is hereby amended to read as follows:

385.3746 1. ~~[-In addition to the requirements of NRS 385.3745, if]~~ *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 notice of the designation to the parents and guardians of the pupils enrolled in the school on the form prescribed by the Department pursuant to NRS 385.382;*

(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;*

(3) *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)]~~ (4) *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)]~~ (5) 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) *The governing body of the charter school shall provide notice of the designation to the parents and guardians of the pupils enrolled in the charter school on the form prescribed by the Department pursuant to NRS 385.382.* If the school is a charter school:

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

(I) *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;*

(II) 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

~~[(H)]~~ (III) 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 State Board or by a college or university within the Nevada System of Higher Education, the Department shall:

(I) *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;*

(II) 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

~~[(H)]~~ (III) 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) 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.

(c) *The Department shall continue to provide a support team established pursuant to NRS 385.3743 for the school and the charter school.*



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 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 Department shall proceed with a plan for restructuring the charter school as if the delay never occurred.

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

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

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

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

**Sec. 20.** NRS 385.376 is hereby amended to read as follows:

385.376 1. Except as otherwise provided in subsection ~~13.1~~ 2, if a public school that is not a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 or more consecutive years for failure to make adequate yearly progress, ~~the support team for the school shall:~~

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

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

~~2. Regardless of whether a support team recommends corrective action or consequences or sanctions for a school,~~ the Department may, for a charter school sponsored by the State Board of Education, and the board of trustees of a school district may, for a school of the school district or a charter school sponsored by the



1 board of trustees, take corrective action as set forth in NRS  
2 385.3744 or proceed with consequences or sanctions, or both, as  
3 prescribed by the State Board pursuant to NRS 385.361.

4 ~~[3-]~~ 2. The Department or the board of trustees of a school  
5 district, as applicable, shall grant a delay from the imposition of  
6 corrective action or restructuring pursuant to this section for a  
7 school for a period not to exceed 1 year if the school qualifies for a  
8 delay in the manner set forth in 20 U.S.C. § 6316(b)(7)(D). If the  
9 school fails to make adequate yearly progress during the period of  
10 the delay, the Department or the board of trustees, as applicable,  
11 may proceed with corrective action or with consequences or  
12 sanctions, or both, for the school, as appropriate, as if the delay  
13 never occurred.

14 ~~[4-]~~ 3. Before the board of trustees or the Department proceeds  
15 with consequences or sanctions, the board of trustees or the  
16 Department, as applicable, shall provide to the administrators,  
17 teachers and other educational personnel employed at that school,  
18 and parents and guardians of pupils enrolled in the school:

19 (a) Notice that the board of trustees or the Department, as  
20 applicable, will proceed with consequences or sanctions for the  
21 school;

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

24 (c) An opportunity to participate in the development of the  
25 consequences or sanctions.

26 **Sec. 21.** NRS 385.376 is hereby amended to read as follows:

27 385.376 1. Except as otherwise provided in subsection 2, if a  
28 public school that is not a Title I school is designated as  
29 demonstrating need for improvement pursuant to NRS 385.3623 for  
30 4 ~~[for more]~~ consecutive years for failure to make adequate yearly  
31 progress the Department may, for a charter school sponsored by the  
32 State Board or by a college or university within the Nevada System  
33 of Higher Education, and the board of trustees of a school district  
34 may, for a school of the school district or a charter school sponsored  
35 by the board of trustees, take corrective action as set forth in NRS  
36 385.3744 or proceed with consequences or sanctions, or both, as  
37 prescribed by the State Board pursuant to NRS 385.361.

38 2. The Department or the board of trustees of a school district,  
39 as applicable, shall grant a delay from the imposition of corrective  
40 action or restructuring pursuant to this section for a school for a  
41 period not to exceed 1 year if the school qualifies for a delay in the  
42 manner set forth in 20 U.S.C. § 6316(b)(7)(D). If the school fails to  
43 make adequate yearly progress during the period of the delay, the  
44 Department or the board of trustees, as applicable, may proceed  
45 with corrective action or with consequences or sanctions, or both,



1 for the school, as appropriate, *pursuant to the provisions of section*  
2 *2 of this act* as if the delay never occurred.

3 3. Before the board of trustees or the Department proceeds with  
4 consequences or sanctions, the board of trustees or the Department,  
5 as applicable, shall provide to the administrators, teachers and other  
6 educational personnel employed at that school, and parents and  
7 guardians of pupils enrolled in the school:

8 (a) Notice that the board of trustees or the Department, as  
9 applicable, will proceed with consequences or sanctions for the  
10 school;

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

13 (c) An opportunity to participate in the development of the  
14 consequences or sanctions.

15 **Sec. 22.** NRS 386.730 is hereby amended to read as follows:

16 386.730 1. Except as otherwise provided in subsection 2, the  
17 principal of a public school within a school district that participates  
18 in the Program of Empowerment Schools who wishes to convert to  
19 an empowerment school shall:

20 (a) Establish an empowerment team for the school; and

21 (b) Develop an empowerment plan for the school in consultation  
22 with:

23 (1) The empowerment team; and

24 (2) The school support team, if a school support team has  
25 been established for the school pursuant to NRS ~~[385.3721.]~~  
26 *385.3743 or 385.3745.*

27 2. The principal of a public school located in a county whose  
28 population is less than 100,000 may develop an empowerment plan  
29 for the school without establishing or consulting with an  
30 empowerment team. If a school support team has been established  
31 for the school, the principal shall develop the empowerment plan in  
32 consultation with the school support team. If an empowerment team  
33 has not been established pursuant to the exception provided in this  
34 subsection, the principal of the school shall carry out the  
35 responsibilities and duties otherwise assigned to an empowerment  
36 team pursuant to NRS 386.700 to 386.780, inclusive.

37 3. An empowerment team for a school must consist of the  
38 following persons:

39 (a) The principal of the school;

40 (b) At least two but not more than four teachers and other  
41 licensed educational personnel who are employed at the school,  
42 selected by a recognized employee organization that represents  
43 licensed educational personnel within the school district;

44 (c) At least two but not more than four employees, other than  
45 teachers and other licensed educational personnel, who are



1 employed at the school, selected by an organization that represents  
2 those employees;

3 (d) At least two but not more than four parents and legal  
4 guardians of pupils enrolled in the school, selected by an association  
5 of parents established for the school;

6 (e) At least two but not more than four representatives of the  
7 community or businesses within the community;

8 (f) The facilitator of the school support team, if a school support  
9 team has been established for the school pursuant to NRS  
10 ~~385.3721;~~ **385.3743 or 385.3745;** and

11 (g) Such other persons as may be necessary to meet the  
12 requirements set forth in subsection 4.

13 4. Of the total number of members on an empowerment team  
14 for a school:

15 (a) At least one member must have 5 years or more of  
16 experience in school finance;

17 (b) At least one member must have 5 years or more of  
18 experience in school administration or human resources;

19 (c) At least one member must have 5 years or more of  
20 experience in overseeing the academic programs and curriculum for  
21 a public school; and

22 (d) At least one member must have 5 years or more of  
23 experience in the collection and analysis of data.

24 ➤ The provisions of this subsection do not require the appointment  
25 of four persons if one, two or three such persons satisfy the  
26 qualifications.

27 5. A charter school that wishes to participate in the Program of  
28 Empowerment Schools shall comply with the provisions of NRS  
29 386.700 to 386.780, inclusive. If a charter school is approved as an  
30 empowerment school, the charter school does not forfeit its status as  
31 a charter school.

32 **Sec. 23.** NRS 386.730 is hereby amended to read as follows:

33 386.730 1. Except as otherwise provided in subsection 2, the  
34 principal of a public school within a school district that participates  
35 in the Program of Empowerment Schools who wishes to convert to  
36 an empowerment school shall:

37 (a) Establish an empowerment team for the school; and

38 (b) Develop an empowerment plan for the school in consultation  
39 with:

40 (1) The empowerment team; and

41 (2) The school support team, if a school support team has  
42 been established for the school pursuant to NRS 385.3743 . ~~for~~  
43 ~~385.3745.~~

44 2. The principal of a public school located in a county whose  
45 population is less than 100,000 may develop an empowerment plan



1 for the school without establishing or consulting with an  
2 empowerment team. If a school support team has been established  
3 for the school, the principal shall develop the empowerment plan in  
4 consultation with the school support team. If an empowerment team  
5 has not been established pursuant to the exception provided in this  
6 subsection, the principal of the school shall carry out the  
7 responsibilities and duties otherwise assigned to an empowerment  
8 team pursuant to NRS 386.700 to 386.780, inclusive.

9 3. An empowerment team for a school must consist of the  
10 following persons:

11 (a) The principal of the school;

12 (b) At least two but not more than four teachers and other  
13 licensed educational personnel who are employed at the school,  
14 selected by a recognized employee organization that represents  
15 licensed educational personnel within the school district;

16 (c) At least two but not more than four employees, other than  
17 teachers and other licensed educational personnel, who are  
18 employed at the school, selected by an organization that represents  
19 those employees;

20 (d) At least two but not more than four parents and legal  
21 guardians of pupils enrolled in the school, selected by an association  
22 of parents established for the school;

23 (e) At least two but not more than four representatives of the  
24 community or businesses within the community;

25 (f) The facilitator of the school support team, if a school support  
26 team has been established for the school pursuant to NRS 385.3743  
27 ; ~~for 385.3745;~~ and

28 (g) Such other persons as may be necessary to meet the  
29 requirements set forth in subsection 4.

30 4. Of the total number of members on an empowerment team  
31 for a school:

32 (a) At least one member must have 5 years or more of  
33 experience in school finance;

34 (b) At least one member must have 5 years or more of  
35 experience in school administration or human resources;

36 (c) At least one member must have 5 years or more of  
37 experience in overseeing the academic programs and curriculum for  
38 a public school; and

39 (d) At least one member must have 5 years or more of  
40 experience in the collection and analysis of data.

41 ➔ The provisions of this subsection do not require the appointment  
42 of four persons if one, two or three such persons satisfy the  
43 qualifications.

44 5. A charter school that wishes to participate in the Program  
45 of Empowerment Schools shall comply with the provisions of



1 NRS 386.700 to 386.780, inclusive. If a charter school is approved  
2 as an empowerment school, the charter school does not forfeit its  
3 status as a charter school.

4 **Sec. 24.** NRS 386.740 is hereby amended to read as follows:

5 386.740 1. Each empowerment plan for a school must:

6 (a) Set forth the manner by which the school will be governed;

7 (b) Set forth the proposed budget for the school, including,  
8 without limitation, the cost of carrying out the empowerment plan,  
9 and the manner by which the money apportioned to the school will  
10 be administered;

11 (c) If a school support team has been established for the school  
12 pursuant to NRS ~~[385.3721,]~~ **385.3743 or 385.3745**, require the  
13 principal and the empowerment team for the school to work in  
14 consultation with the school support team;

15 (d) Prescribe the academic plan for the school, including,  
16 without limitation, the manner by which courses of study will be  
17 provided to the pupils enrolled in the school and any special  
18 programs that will be offered for pupils;

19 (e) Prescribe the manner by which the achievement of pupils  
20 will be measured and reported for the school, including, without  
21 limitation, the results of the pupils on the examinations administered  
22 pursuant to NRS 389.015 and 389.550;

23 (f) Prescribe the manner by which teachers and other licensed  
24 educational personnel will be selected and hired for the school,  
25 which must be determined and negotiated pursuant to chapter 288 of  
26 NRS;

27 (g) Prescribe the manner by which all other staff for the school  
28 will be selected and hired, which must be determined and negotiated  
29 pursuant to chapter 288 of NRS;

30 (h) Indicate whether the empowerment plan will offer an  
31 incentive pay structure for staff and a description of that pay  
32 structure, if applicable;

33 (i) Indicate the intended ratio of pupils to teachers at the school,  
34 designated by grade level, which must comply with NRS 388.700 or  
35 388.720, as applicable;

36 (j) Provide a description of the professional development that  
37 will be offered to the teachers and other licensed educational  
38 personnel employed at the school;

39 (k) Prescribe the manner by which the empowerment plan will  
40 increase the involvement of parents and legal guardians of pupils  
41 enrolled in the school;

42 (l) Comply with the plan to improve the achievement of the  
43 pupils enrolled in the school prepared pursuant to NRS 385.357;

44 (m) Address the specific educational needs and concerns of the  
45 pupils who are enrolled in the school; and



- 1 (n) Set forth the calendar and schedule for the school.
- 2 2. If the empowerment plan includes an incentive pay  
3 structure, that pay structure must:
- 4 (a) Provide an incentive for all staff employed at the school;
- 5 (b) Set forth the standards that must be achieved by the pupils  
6 enrolled in the school and any other measurable objectives that must  
7 be met to be eligible for incentive pay; and
- 8 (c) Be in addition to the salary or hourly rate of pay negotiated  
9 pursuant to chapter 288 of NRS that is otherwise payable to the  
10 employee.
- 11 3. An empowerment plan may:
- 12 (a) Request a waiver from a statute contained in this title or a  
13 regulation of the State Board or the Department.
- 14 (b) Identify the services of the school district which the school  
15 wishes to receive, including, without limitation, professional  
16 development, transportation, food services and discretionary  
17 services. Upon approval of the empowerment plan, the school  
18 district may deduct from the total apportionment to the  
19 empowerment school the costs of such services.
- 20 4. For purposes of determining the budget pursuant to  
21 paragraph (b) of subsection 1, if a public school which converts to  
22 an empowerment school is a:
- 23 (a) Charter school, the amount of the budget is the amount equal  
24 to the apportionments and allowances from the State Distributive  
25 School Account pursuant to NRS 387.121 to 387.126, inclusive, and  
26 its proportionate share of any other money available from federal,  
27 state or local sources that the school or the pupils enrolled in the  
28 school are eligible to receive.
- 29 (b) Public school, other than a charter school, the empowerment  
30 team for the school shall have discretion of 90 percent of the amount  
31 of money from the state financial aid and local funds that the school  
32 district apportions for the school, without regard to any line-item  
33 specifications or specific uses determined advisable by the school  
34 district, unless the empowerment team determines that a lesser  
35 amount is necessary to carry out the empowerment plan.
- 36 **Sec. 25.** NRS 386.740 is hereby amended to read as follows:
- 37 386.740 1. Each empowerment plan for a school must:
- 38 (a) Set forth the manner by which the school will be governed;
- 39 (b) Set forth the proposed budget for the school, including,  
40 without limitation, the cost of carrying out the empowerment plan,  
41 and the manner by which the money apportioned to the school will  
42 be administered;
- 43 (c) If a school support team has been established for the school  
44 pursuant to NRS 385.3743 , ~~for 385.3745,~~ require the principal and



1 the empowerment team for the school to work in consultation with  
2 the school support team;

3 (d) Prescribe the academic plan for the school, including,  
4 without limitation, the manner by which courses of study will be  
5 provided to the pupils enrolled in the school and any special  
6 programs that will be offered for pupils;

7 (e) Prescribe the manner by which the achievement of pupils  
8 will be measured and reported for the school, including, without  
9 limitation, the results of the pupils on the examinations administered  
10 pursuant to NRS 389.015 and 389.550;

11 (f) Prescribe the manner by which teachers and other licensed  
12 educational personnel will be selected and hired for the school,  
13 which must be determined and negotiated pursuant to chapter 288 of  
14 NRS;

15 (g) Prescribe the manner by which all other staff for the school  
16 will be selected and hired, which must be determined and negotiated  
17 pursuant to chapter 288 of NRS;

18 (h) Indicate whether the empowerment plan will offer an  
19 incentive pay structure for staff and a description of that pay  
20 structure, if applicable;

21 (i) Indicate the intended ratio of pupils to teachers at the school,  
22 designated by grade level, which must comply with NRS 388.700 or  
23 388.720, as applicable;

24 (j) Provide a description of the professional development that  
25 will be offered to the teachers and other licensed educational  
26 personnel employed at the school;

27 (k) Prescribe the manner by which the empowerment plan will  
28 increase the involvement of parents and legal guardians of pupils  
29 enrolled in the school;

30 (l) Comply with the plan to improve the achievement of the  
31 pupils enrolled in the school prepared pursuant to NRS 385.357;

32 (m) Address the specific educational needs and concerns of the  
33 pupils who are enrolled in the school; and

34 (n) Set forth the calendar and schedule for the school.

35 2. If the empowerment plan includes an incentive pay  
36 structure, that pay structure must:

37 (a) Provide an incentive for all staff employed at the school;

38 (b) Set forth the standards that must be achieved by the pupils  
39 enrolled in the school and any other measurable objectives that must  
40 be met to be eligible for incentive pay; and

41 (c) Be in addition to the salary or hourly rate of pay negotiated  
42 pursuant to chapter 288 of NRS that is otherwise payable to the  
43 employee.

44 3. An empowerment plan may:



(a) Request a waiver from a statute contained in this title or a regulation of the State Board or the Department.

(b) Identify the services of the school district which the school wishes to receive, including, without limitation, professional development, transportation, food services and discretionary services. Upon approval of the empowerment plan, the school district may deduct from the total apportionment to the empowerment school the costs of such services.

4. For purposes of determining the budget pursuant to paragraph (b) of subsection 1, if a public school which converts to an empowerment school is a:

(a) Charter school, the amount of the budget is the amount equal to the apportionments and allowances from the State Distributive School Account pursuant to NRS 387.121 to 387.126, inclusive, and its proportionate share of any other money available from federal, state or local sources that the school or the pupils enrolled in the school are eligible to receive.

(b) Public school, other than a charter school, the empowerment team for the school shall have discretion of 90 percent of the amount of money from the state financial aid and local funds that the school district apportions for the school, without regard to any line-item specifications or specific uses determined advisable by the school district, unless the empowerment team determines that a lesser amount is necessary to carry out the empowerment plan.

**Sec. 26.** NRS 392.456 is hereby amended to read as follows:

392.456 1. The Department shall:

(a) Prescribe a form for use by teachers in elementary schools to provide reports to parents and legal guardians of pupils pursuant to this section;

(b) Work in consultation with the Legislative Bureau of Educational Accountability and Program Evaluation, the Nevada Association of School Boards, the Nevada Association of School Administrators, the Nevada State Education Association and the Nevada Parent Teacher Association in the development of the form; and

(c) Make the form available in electronic format for use by school districts and charter schools and, upon request, in any other manner deemed reasonable by the Department.

2. The form must include, without limitation:

(a) A notice to parents and legal guardians that parental involvement is important in ensuring the success of the academic achievement of pupils;

(b) A checklist indicating whether:

(1) The pupil completes his homework assignments in a timely manner;



\* S B 3 8 9 \*

(2) The pupil is present in the classroom when school begins each day and is present for the entire school day unless his absence is approved in accordance with NRS 392.130;

(3) The parent or legal guardian and the pupil abide by any applicable rules and policies of the school and the school district; and

(4) The pupil complies with the dress code for the school, if applicable; and

(c) A list of the resources and services available within the community to assist parents and legal guardians in addressing any issues identified on the checklist.

3. In addition to the requirements of subsection 2, the Department may prescribe additional information for inclusion on the form, including, without limitation:

(a) A report of the participation of the parent or legal guardian, including, without limitation, whether the parent or legal guardian:

(1) Completes forms and other documents that are required by the school or school district in a timely manner;

(2) Assists in carrying out a plan to improve the pupil's academic achievement, if applicable;

(3) Attends conferences between the teacher and the parent or legal guardian, if applicable; and

(4) Attends school activities.

(b) A report of whether the parent or legal guardian ensures the health and safety of the pupil, including, without limitation, whether:

(1) Current information is on file with the school that designates each person whom the school should contact if an emergency involving the pupil occurs; and

(2) Current information is on file with the school regarding the health and safety of the pupil, such as immunization records, if applicable, and any special medical needs of the pupil.

4. A teacher at an elementary school may provide the form prescribed by the Department, including the additional information prescribed pursuant to subsection 3 if the Department has prescribed such information on the form, to a parent or legal guardian of a pupil if the teacher determines that the provision of such a report would assist in improving the academic achievement of the pupil.

5. A report provided to a parent or legal guardian pursuant to this section must not be used in a manner that:

(a) Interferes unreasonably with the personal privacy of the parent or legal guardian or the pupil;

(b) Reprimands the parent or legal guardian; or

(c) Affects the grade or report of progress given to a pupil based upon the information contained in the report.



6. The principal of each elementary school at which a teacher provides reports pursuant to this section shall provide to the support team established for the school pursuant to NRS ~~[385.3721,]~~ 385.3743 or 385.3745, if applicable, the information contained in the completed reports for consideration by the support team. The information must be provided in an aggregated format and must not disclose the identity of an individual parent, legal guardian or pupil.

**Sec. 27.** NRS 392.456 is hereby amended to read as follows:

392.456 1. The Department shall:

(a) Prescribe a form for use by teachers in elementary schools to provide reports to parents and legal guardians of pupils pursuant to this section;

(b) Work in consultation with the Legislative Bureau of Educational Accountability and Program Evaluation, the Nevada Association of School Boards, the Nevada Association of School Administrators, the Nevada State Education Association and the Nevada Parent Teacher Association in the development of the form; and

(c) Make the form available in electronic format for use by school districts and charter schools and, upon request, in any other manner deemed reasonable by the Department.

2. The form must include, without limitation:

(a) A notice to parents and legal guardians that parental involvement is important in ensuring the success of the academic achievement of pupils;

(b) A checklist indicating whether:

(1) The pupil completes his homework assignments in a timely manner;

(2) The pupil is present in the classroom when school begins each day and is present for the entire school day unless his absence is approved in accordance with NRS 392.130;

(3) The parent or legal guardian and the pupil abide by any applicable rules and policies of the school and the school district; and

(4) The pupil complies with the dress code for the school, if applicable; and

(c) A list of the resources and services available within the community to assist parents and legal guardians in addressing any issues identified on the checklist.

3. In addition to the requirements of subsection 2, the Department may prescribe additional information for inclusion on the form, including, without limitation:

(a) A report of the participation of the parent or legal guardian, including, without limitation, whether the parent or legal guardian:



(1) Completes forms and other documents that are required by the school or school district in a timely manner;

(2) Assists in carrying out a plan to improve the pupil's academic achievement, if applicable;

(3) Attends conferences between the teacher and the parent or legal guardian, if applicable; and

(4) Attends school activities.

(b) A report of whether the parent or legal guardian ensures the health and safety of the pupil, including, without limitation, whether:

(1) Current information is on file with the school that designates each person whom the school should contact if an emergency involving the pupil occurs; and

(2) Current information is on file with the school regarding the health and safety of the pupil, such as immunization records, if applicable, and any special medical needs of the pupil.

4. A teacher at an elementary school may provide the form prescribed by the Department, including the additional information prescribed pursuant to subsection 3 if the Department has prescribed such information on the form, to a parent or legal guardian of a pupil if the teacher determines that the provision of such a report would assist in improving the academic achievement of the pupil.

5. A report provided to a parent or legal guardian pursuant to this section must not be used in a manner that:

(a) Interferes unreasonably with the personal privacy of the parent or legal guardian or the pupil;

(b) Reprimands the parent or legal guardian; or

(c) Affects the grade or report of progress given to a pupil based upon the information contained in the report.

6. The principal of each elementary school at which a teacher provides reports pursuant to this section shall provide to the support team established for the school pursuant to NRS 385.3743, ~~for 385.3745,~~ if applicable, the information contained in the completed reports for consideration by the support team. The information must be provided in an aggregated format and must not disclose the identity of an individual parent, legal guardian or pupil.

**Sec. 28.** NRS 392.4575 is hereby amended to read as follows:

392.4575 1. The Department shall prescribe a form for educational involvement accords to be used by all public schools in this State. The educational involvement accord must comply with the parental involvement policy:

(a) Required by the federal No Child Left Behind Act of 2001, as set forth in 20 U.S.C. § 6318.

(b) Adopted by the State Board pursuant to NRS 392.457.



2. Each educational involvement accord must include, without limitation:

(a) A description of how the parent or legal guardian will be involved in the education of the pupil, including, without limitation:

(1) Reading to the pupil, as applicable for the grade or reading level of the pupil;

(2) Reviewing and checking the pupil's homework; and

(3) Contributing 5 hours of time each school year, including, without limitation, by attending school-related activities, parent-teacher association meetings, parent-teacher conferences, volunteering at the school and chaperoning school-sponsored activities.

(b) The responsibilities of a pupil in a public school, including, without limitation:

(1) Reading each day before or after school, as applicable for the grade or reading level of the pupil;

(2) Using all school equipment and property appropriately and safely;

(3) Following the directions of any adult member of the staff of the school;

(4) Completing and submitting homework in a timely manner; and

(5) Respecting himself, others and all property.

(c) The responsibilities of a public school and the administrators, teachers and other personnel employed at a school, including, without limitation:

(1) Ensuring that each pupil is provided proper instruction, supervision and interaction;

(2) Maximizing the educational and social experience of each pupil;

(3) Carrying out the professional responsibility of educators to seek the best interest of each pupil; and

(4) Making staff available to the parents and legal guardians of pupils to discuss the concerns of parents and legal guardians regarding the pupils.

3. Each educational involvement accord must be accompanied by, without limitation:

(a) Information describing how the parent or legal guardian may contact the pupil's teacher and the principal of the school in which the pupil is enrolled;

(b) The curriculum of the course or standards for the grade in which the pupil is enrolled, as applicable, including, without limitation, a calendar that indicates the dates of major examinations and the due dates of significant projects, if those dates are known by the teacher at the time that the information is distributed;



(c) The homework and grading policies of the pupil's teacher or school;

(d) Directions for finding resource materials for the course or grade in which the pupil is enrolled, as applicable;

(e) Suggestions for parents and legal guardians to assist pupils in their schoolwork at home;

(f) The dates of scheduled conferences between teachers or administrators and the parents or legal guardians of the pupil;

(g) The manner in which reports of the pupil's progress will be delivered to the parent or legal guardian and how a parent or legal guardian may request a report of progress;

(h) The classroom rules and policies;

(i) The dress code of the school, if any;

(j) The availability of assistance to parents who have limited proficiency in the English language;

(k) Information describing the availability of free and reduced-price meals, including, without limitation, information regarding school breakfast, school lunch and summer meal programs;

(l) Opportunities for parents and legal guardians to become involved in the education of their children and to volunteer for the school or class; and

(m) The code of honor relating to cheating prescribed pursuant to NRS 392.461.

4. The board of trustees of each school district shall adopt a policy providing for the development and distribution of the educational involvement accord. The policy adopted by a board of trustees must require each classroom teacher to:

(a) Distribute the educational involvement accord to the parent or legal guardian of each pupil in his class at the beginning of each school year or upon a pupil's enrollment in the class, as applicable; and

(b) Provide the parent or legal guardian with a reasonable opportunity to sign the educational involvement accord.

5. Except as otherwise provided in this subsection, the board of trustees of each school district shall ensure that the form prescribed by the Department is used for the educational involvement accord of each public school in the school district. The board of trustees of a school district may authorize the use of 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.

6. The Department and the board of trustees of each school district shall, at least once each year, review and amend their respective educational involvement accords.



7. If *a school support team is established for* an elementary school , ~~[is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 3 consecutive years or more,]~~ the principal of the school shall provide to the support team established for the school pursuant to NRS ~~[385.3721]~~ *385.3743 or 385.3745* information concerning the distribution of the educational involvement accord and the number of accords which were signed and returned by parents and legal guardians. The information must be provided in an aggregated format and must not disclose the identity of an individual parent, legal guardian or pupil.

**Sec. 29.** NRS 392.4575 is hereby amended to read as follows:

392.4575 1. The Department shall prescribe a form for educational involvement accords to be used by all public schools in this State. The educational involvement accord must comply with the parental involvement policy:

(a) Required by the federal No Child Left Behind Act of 2001, as set forth in 20 U.S.C. § 6318.

(b) Adopted by the State Board pursuant to NRS 392.457.

2. Each educational involvement accord must include, without limitation:

(a) A description of how the parent or legal guardian will be involved in the education of the pupil, including, without limitation:

(1) Reading to the pupil, as applicable for the grade or reading level of the pupil;

(2) Reviewing and checking the pupil's homework; and

(3) Contributing 5 hours of time each school year, including, without limitation, by attending school-related activities, parent-teacher association meetings, parent-teacher conferences, volunteering at the school and chaperoning school-sponsored activities.

(b) The responsibilities of a pupil in a public school, including, without limitation:

(1) Reading each day before or after school, as applicable for the grade or reading level of the pupil;

(2) Using all school equipment and property appropriately and safely;

(3) Following the directions of any adult member of the staff of the school;

(4) Completing and submitting homework in a timely manner; and

(5) Respecting himself, others and all property.

(c) The responsibilities of a public school and the administrators, teachers and other personnel employed at a school, including, without limitation:



(1) Ensuring that each pupil is provided proper instruction, supervision and interaction;

(2) Maximizing the educational and social experience of each pupil;

(3) Carrying out the professional responsibility of educators to seek the best interest of each pupil; and

(4) Making staff available to the parents and legal guardians of pupils to discuss the concerns of parents and legal guardians regarding the pupils.

3. Each educational involvement accord must be accompanied by, without limitation:

(a) Information describing how the parent or legal guardian may contact the pupil's teacher and the principal of the school in which the pupil is enrolled;

(b) The curriculum of the course or standards for the grade in which the pupil is enrolled, as applicable, including, without limitation, a calendar that indicates the dates of major examinations and the due dates of significant projects, if those dates are known by the teacher at the time that the information is distributed;

(c) The homework and grading policies of the pupil's teacher or school;

(d) Directions for finding resource materials for the course or grade in which the pupil is enrolled, as applicable;

(e) Suggestions for parents and legal guardians to assist pupils in their schoolwork at home;

(f) The dates of scheduled conferences between teachers or administrators and the parents or legal guardians of the pupil;

(g) The manner in which reports of the pupil's progress will be delivered to the parent or legal guardian and how a parent or legal guardian may request a report of progress;

(h) The classroom rules and policies;

(i) The dress code of the school, if any;

(j) The availability of assistance to parents who have limited proficiency in the English language;

(k) Information describing the availability of free and reduced-price meals, including, without limitation, information regarding school breakfast, school lunch and summer meal programs;

(l) Opportunities for parents and legal guardians to become involved in the education of their children and to volunteer for the school or class; and

(m) The code of honor relating to cheating prescribed pursuant to NRS 392.461.

4. The board of trustees of each school district shall adopt a policy providing for the development and distribution of the



1 educational involvement accord. The policy adopted by a board of  
2 trustees must require each classroom teacher to:

3 (a) Distribute the educational involvement accord to the parent  
4 or legal guardian of each pupil in his class at the beginning of each  
5 school year or upon a pupil's enrollment in the class, as applicable;  
6 and

7 (b) Provide the parent or legal guardian with a reasonable  
8 opportunity to sign the educational involvement accord.

9 5. Except as otherwise provided in this subsection, the board of  
10 trustees of each school district shall ensure that the form prescribed  
11 by the Department is used for the educational involvement accord of  
12 each public school in the school district. The board of trustees of a  
13 school district may authorize the use of an expanded form that  
14 contains additions to the form prescribed by the Department if the  
15 basic information contained in the expanded form complies with the  
16 form prescribed by the Department.

17 6. The Department and the board of trustees of each school  
18 district shall, at least once each year, review and amend their  
19 respective educational involvement accords.

20 7. If a school support team is established for an elementary  
21 school, the principal of the school shall provide to the support team  
22 established for the school pursuant to NRS ~~[385.3743 or 385.3745.]~~  
23 *NRS 385.3455 to 385.391, inclusive, and sections 2 and 3 of this*  
24 *act* information concerning the distribution of the educational  
25 involvement accord and the number of accords which were signed  
26 and returned by parents and legal guardians. The information must  
27 be provided in an aggregated format and must not disclose the  
28 identity of an individual parent, legal guardian or pupil.

29 **Sec. 30.** On or before January 1, 2010, the State Board of  
30 Education shall adopt the regulations required pursuant section 2 of  
31 this act and NRS 385.3475, as amended by section 18 of this act.

32 **Sec. 31.** 1. This section and sections 6, 7, 9, 10, 11, 13, 15,  
33 16, 17, 19, 20, 22, 24, 26, 28 and 30 of this act become effective on  
34 July 1, 2009.

35 2. Sections 1, 2 and 18 of this act become effective on July 1,  
36 2009, for the purpose of adopting regulations and on July 1, 2010,  
37 for all other purposes.

38 3. Sections 3, 4, 5, 8, 12, 14, 21, 23, 25, 27 and 29 of this act  
39 become effective on July 1, 2010.

40 4. Sections 23 and 25 of this act expire by limitation on  
41 June 30, 2011.

