

ASSEMBLY BILL NO. 460—COMMITTEE ON EDUCATION

(ON BEHALF OF THE LEGISLATIVE COMMITTEE
ON EDUCATION)

MARCH 25, 2013

Referred to Committee on Education

SUMMARY—Revises provisions governing the statewide system of accountability for public schools. (BDR 34-195)

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; requiring the Department of Education to obtain the approval necessary from the United States Department of Education to ensure that the statewide system of accountability for public schools complies with all requirements necessary to receive federal funding under the Elementary and Secondary Education Act of 1965; prescribing certain requirements for a uniform statewide system of accountability for public schools; revising provisions governing the annual reports of accountability for public schools; repealing provisions relating to adequate yearly progress and the designation of public schools and school districts based upon an annual determination of whether the public schools and school districts have made adequate yearly progress; repealing provisions governing the consequences and sanctions for public schools and school districts designated as needing improvement; repealing provisions governing the creation and duties of school support teams for certain public schools designated as needing improvement; and providing other matters properly relating thereto.



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Legislative Counsel's Digest:

The No Child Left Behind Act of 2001 requires each state to have a single, statewide system of accountability applicable to all pupils, challenging academic content standards and periodic examinations on those challenging academic standards. (20 U.S.C. §§ 6301 et seq.) The Act was a significant reauthorization of the Elementary and Secondary Education Act of 1965. Certain provisions of the Act apply only to those public schools and school districts receiving federal money pursuant to the provisions of the Act, also known as "Title I schools" and "Title I school districts." (NRS 385.3467, 385.34675) The intended goal of the No Child Left Behind Act was to hold the states, local school districts and public schools accountable for improving the academic achievement of all pupils and to identify and turn around low performing schools. The Act's mechanism for determining the status of schools and school districts is based primarily upon an annual determination of whether the school or school district has made adequate yearly progress.

The Congress of the United States has not acted to make significant revisions to the No Child Left Behind Act and, in 2011, the United States Department of Education made it possible for states to apply to the Department for flexibility from some of the provisions of the Act. In August 2012, the Nevada Department of Education received approval from the United States Department of Education to implement an accountability system for public schools that allows for a waiver from some of the specific provisions of the No Child Left Behind Act. The approval requires the Nevada Department of Education to track the performance of pupils and public schools, including measuring, reporting on and supporting the achievement of pupils. Since the approval of the waiver, the Nevada Department of Education has developed the Nevada School Performance Framework for the statewide system of accountability for public schools.

Section 1 of this bill requires the Department of Education to obtain the approval necessary to ensure that the statewide system of accountability for public schools complies with all requirements for the receipt of federal money under the Elementary and Secondary Education Act. **Section 1** also establishes certain requirements for the statewide system of accountability for public schools which applies to all public schools, regardless of Title I status, and which must: (1) include a method to rate each public school based upon performance; (2) include a method to implement consequences, rewards and supports for public schools based upon the ratings; and (3) establish annual measurable objectives and performance targets for public schools. Under existing law, the State Board of Education, the boards of trustees of school districts and the sponsors of charter schools are required to prepare annual reports of accountability that include various information on public schools and the pupils enrolled in public schools. (NRS 385.3469, 385.347) **Sections 4 and 6** of this bill revise the contents of the annual reports of accountability to include information concerning violations of the code of honor relating to cheating or any other code of honor applicable to pupils enrolled in high school.

Under existing law, the statewide system of accountability for public schools conforms with the No Child Left Behind Act and makes many of the provisions of that Act applicable to both Title I and non-Title I schools. (NRS 385.3455-385.391) Under Nevada's accountability system, public schools and school districts are designated as demonstrating: (1) exemplary achievement; (2) high achievement; (3) adequate achievement; or (4) need for improvement. (NRS 385.3611) These designations are based primarily upon an annual determination of whether each public school and school district has made adequate yearly progress. (NRS 385.361, 385.3613, 385.3762) **Section 32** of this bill repeals these provisions requiring the designations of public schools and school districts based upon adequate yearly progress.



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Under existing law, if a Title I school receives a designation as demonstrating need for improvement, the Title I school is subject to certain consequences, depending upon the number of consecutive years the Title I school receives the designation, including providing school choice, providing supplemental educational services, implementing certain corrective actions and implementing a plan for restructuring the school. (NRS 385.3661, 385.372, 385.3743, 385.3746, 385.37607, 385.3761) If a non-Title I school receives a designation as demonstrating need for improvement, depending upon the number of consecutive years the school receives the designation, the non-Title I school is subject to some of the consequences that apply to Title I schools. (NRS 385.3693, 385.3721, 385.3755, 385.3745, 385.376, 385.37603, 385.37605) In a similar manner, there are prescribed consequences for school districts that are designated as demonstrating need for improvement. (NRS 385.3772, 385.3773) **Section 32** repeals these provisions relating to the consequences for public schools and school districts based upon the annual designations.

Under existing law, the State Board of Education is required to prescribe by regulation differentiated corrective actions, consequences and sanctions for public schools designated as needing improvement for 4 consecutive years or more, including, without limitation, the establishment of a support team for the school. (NRS 385.3611, 385.36125-385.36129) **Section 32** repeals the provisions relating to the creation and duties of school support teams.

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

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

1. The Department shall make every effort to obtain the approval necessary from the United States Department of Education to ensure that the statewide system of accountability for public schools complies with all requirements for the receipt of federal money under the Elementary and Secondary Education Act of 1965, 20 U.S.C. §§ 6301 et seq., as amended.

2. The statewide system of accountability applies to all public schools, regardless of Title I status, and must:

(a) Include a method to, on an annual basis, rate each public school based upon the performance of the school and based upon whether each public school meets the annual measurable objectives and performance targets established pursuant to the statewide system of accountability;

(b) Include a method to implement consequences, rewards and supports for public schools based upon the ratings; and

(c) Establish annual measurable objectives and performance targets for public schools and performance targets for specific groups of pupils, including, without limitation, pupils who are economically disadvantaged, pupils from major racial and ethnic groups, pupils with disabilities and pupils who are limited English



1 *proficient. The annual measurable objectives and performance*
2 *targets must:*

3 *(1) Be based primarily upon the measurement of the*
4 *progress and proficiency of pupils on the examinations*
5 *administered pursuant to NRS 389.550 or the high school*
6 *proficiency examination, as applicable; and*

7 *(2) For high schools, include the rate of graduation and the*
8 *rate of attendance.*

9 *3. The statewide system of accountability for public schools*
10 *may include a method to:*

11 *(a) On an annual basis, rate school districts based upon the*
12 *performance of the public schools within the school district and*
13 *whether those public schools meet the annual measurable*
14 *objectives and performance targets established pursuant to the*
15 *statewide system of accountability; and*

16 *(b) Implement consequences, rewards and supports for school*
17 *districts based upon the ratings.*

18 **Sec. 2.** NRS 385.3455 is hereby amended to read as follows:

19 385.3455 As used in NRS 385.3455 to ~~385.391,~~ **385.3891**,
20 inclusive, *and section 1 of this act*, unless the context otherwise
21 requires, the words and terms defined in NRS 385.346 to
22 385.34675, inclusive, have the meanings ascribed to them in those
23 sections.

24 **Sec. 3.** NRS 385.3468 is hereby amended to read as follows:

25 385.3468 The provisions of NRS 385.3455 to ~~385.391,~~
26 **385.3891**, inclusive, *and section 1 of this act* do not supersede,
27 negate or otherwise limit the effect or application of the provisions
28 of chapters 288 and 391 of NRS or the rights, remedies and
29 procedures afforded to employees of a school district under the
30 terms of collective bargaining agreements, memoranda of
31 understanding or other such agreements between employees and
32 their employers.

33 **Sec. 4.** NRS 385.3469 is hereby amended to read as follows:

34 385.3469 1. The State Board shall prepare an annual report
35 of accountability that includes, without limitation:

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

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

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



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

~~—— (3) Pupils with disabilities;~~

~~—— (4) Pupils who are limited English proficient; and~~

~~—— (5) Pupils who are migratory children, as defined by the State Board.} identified in the statewide system of accountability for public schools.~~

(c) A comparison of the achievement of pupils in each group identified in ~~{paragraph (b) of subsection 1 of NRS 385.361 with the annual measurable objectives of the State Board.}~~ *the statewide system of accountability for public schools with the performance targets established for that group.*

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

(e) Except as otherwise provided in subsection 2, the percentage of pupils who were not tested, reported separately by gender and reported separately for the groups identified in ~~{paragraph (b).}~~ *the statewide system of accountability for public schools.*

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

~~(g) {Information on whether each school district has made adequate yearly progress, including, without limitation, the name of each school district, if any, designated as demonstrating need for improvement pursuant to NRS 385.377 and the number of consecutive years that the school district has carried that designation.}~~ *The rating of each public school, including, without limitation, each charter school, pursuant to the statewide system of accountability for public schools.*

(h) Information on whether each public school, including, without limitation, each charter school, has made ~~{~~

~~—— (1) Adequate yearly progress, including, without limitation, the name of each public school, if any, designated as demonstrating need for improvement pursuant to NRS 385.3623 and the number of consecutive years that the school has carried that designation.~~

~~—— (2) Progress}~~ *progress* based upon the model adopted by the Department pursuant to NRS 385.3595, if applicable for the grade level of pupils enrolled at the school.



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

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

(k) The total number of persons employed by each school district in this State, including without limitation, each charter school in the district. Each such person must be reported as either an administrator, a teacher or other staff and must not be reported in more than one category. In addition to the total number of persons employed by each school district in each category, the report must include the number of employees in each of the three categories expressed as a percentage of the total number of persons employed by the school district. As used in this paragraph:

(1) "Administrator" means a person who spends at least 50 percent of his or her work year supervising other staff or licensed personnel, or both, and who is not classified by the board of trustees of a school district as a professional-technical employee.

(2) "Other staff" means all persons who are not reported as administrators or teachers, including, without limitation:

(I) School counselors, school nurses and other employees who spend at least 50 percent of their work year providing emotional support, noninstructional guidance or medical support to pupils;

(II) Noninstructional support staff, including, without limitation, janitors, school police officers and maintenance staff; and

(III) Persons classified by the board of trustees of a school district as professional-technical employees, including, without limitation, technical employees and employees on the professional-technical pay scale.

(3) "Teacher" means a person licensed pursuant to chapter 391 of NRS who is classified by the board of trustees of a school district:

(I) As a teacher and who spends at least 50 percent of his or her work year providing instruction or discipline to pupils; or

(II) As instructional support staff, who does not hold a supervisory position and who spends not more than 50 percent of his or her work year providing instruction to pupils. Such instructional support staff includes, without limitation, librarians and persons who provide instructional support.



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

(1) The percentage of teachers who are:

(I) Providing instruction pursuant to NRS 391.125;

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

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

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

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

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

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

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

(5) For each elementary school:

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

(II) The number of persons employed as substitute teachers for less than 20 consecutive days, designated as short-term substitute teachers, including the total number of days short-term



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1 substitute teachers were employed at each school, identified by
2 grade level.

3 (m) The total expenditure per pupil for each school district in
4 this State, including, without limitation, each charter school in the
5 district. If this State has a financial analysis program that is designed
6 to track educational expenditures and revenues to individual
7 schools, the State Board shall use that statewide program in
8 complying with this paragraph. If a statewide program is not
9 available, the State Board shall use the Department's own financial
10 analysis program in complying with this paragraph.

11 (n) The total statewide expenditure per pupil. If this State has a
12 financial analysis program that is designed to track educational
13 expenditures and revenues to individual schools, the State Board
14 shall use that statewide program in complying with this paragraph.
15 If a statewide program is not available, the State Board shall use the
16 Department's own financial analysis program in complying with
17 this paragraph.

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

22 (p) The annual rate of pupils who drop out of school in grade 8
23 and a separate reporting of the annual rate of pupils who drop out of
24 school in grades 9 to 12, inclusive, reported for each school district,
25 including, without limitation, each charter school in the district, and
26 for this State as a whole. The reporting for pupils in grades 9 to 12,
27 inclusive, excludes pupils who:

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

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

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

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

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

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

44 (t) The suspension and expulsion of pupils required or
45 authorized pursuant to NRS 392.466 and 392.467, reported for each



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1 school district, including, without limitation, each charter school in
2 the district, and for this State as a whole.

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

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

11 (w) The transiency rate of pupils, reported for each school
12 district, including, without limitation, each charter school in the
13 district, and for this State as a whole. For the purposes of this
14 paragraph, a pupil is not a transient if the pupil is transferred to a
15 different school within the school district as a result of a change in
16 the zone of attendance by the board of trustees of the school district
17 pursuant to NRS 388.040.

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

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

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

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

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

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

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

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

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

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



(2) An adult diploma.

(3) An adjusted diploma.

(4) A certificate of attendance.

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

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

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

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

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

(ff) An identification of appropriations made by the Legislature to improve the academic achievement of pupils and programs approved by the Legislature to improve the academic achievement of pupils.

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

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

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

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



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

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

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

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

(ii) The number of incidents resulting in suspension or expulsion for bullying, cyber-bullying, harassment or intimidation, reported for each school district, including, without limitation, each charter school in the district, and for the State as a whole.

(jj) For each high school in each school district, including, without limitation, each charter school that operates as a high school, and for the high schools in this State as a whole:

(1) The number and percentage of pupils whose violations of the code of honor relating to cheating prescribed pursuant to NRS 392.461 or any other code of honor applicable to pupils enrolled in high school were reported to the principal of the high school, reported by the type of violation;

(2) The consequences, if any, to the pupil whose violation is reported pursuant to subparagraph (1), reported by the type of consequence;

(3) The number of any such violations of a code of honor in a previous school year by a pupil whose violation is reported pursuant to subparagraph (1), reported by the type of violation; and

(4) The process used by the high school to address violations of a code of honor which are reported to the principal.

2. A separate reporting for a group of pupils must not be made pursuant to this section if the number of pupils in that group is insufficient to yield statistically reliable information or the results would reveal personally identifiable information about an individual pupil. The ~~{State Board}~~ Department shall ~~{prescribe a}~~ use the mechanism *approved by the United States Department of Education for the statewide system of accountability for public schools* for determining the minimum number of pupils that must be in a group for that group to yield statistically reliable information.

3. The annual report of accountability must:



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

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

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

4. On or before October 15 of each year, the State Board shall:

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

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

(1) Governor;

(2) Committee;

(3) Bureau;

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

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

(6) Governing body of each charter school.

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

6. As used in this section:

(a) "Bullying" has the meaning ascribed to it in NRS 388.122.

(b) "Cyber-bullying" has the meaning ascribed to it in NRS 388.123.

(c) "Harassment" has the meaning ascribed to it in NRS 388.125.

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

(e) "Intimidation" has the meaning ascribed to it in NRS 388.129.

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

Sec. 5. NRS 385.34691 is hereby amended to read as follows:

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

(a) Must be prepared in consultation with:

(1) Employees of the Department;

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



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

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

(b) May be prepared in consultation with:

(1) Representatives of institutions of higher education;

(2) Representatives of regional educational laboratories;

(3) Representatives of outside consultant groups;

(4) Representatives of the regional training programs for the professional development of teachers and administrators created by NRS 391.512;

(5) The Bureau; and

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

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

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

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

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

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

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

(I) The curriculum appropriate to improve achievement;

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

(III) An identification of the instruction and curriculum that is specifically designed to improve the achievement and proficiency of pupils in each group identified in ~~paragraph (b) of subsection 1 of NRS 385.361;~~ *the statewide system of accountability for public schools;*

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



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

(4) Manage effectively the discipline of pupils; and

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

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

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

(2) The availability of Governor Guinn Millennium Scholarships pursuant to NRS 396.911 to 396.945, inclusive; and

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

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

(g) A timeline for carrying out the plan, including, without limitation:

(1) The rate of improvement and progress which must be attained annually in meeting the goals and benchmarks established by the State Board pursuant to subsection 3; and

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

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

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



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(j) Based upon the reallocation of resources set forth in paragraph (i), the resources available to the State Board and the Department to carry out the plan, including, without limitation, a budget for the overall cost of carrying out the plan.

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

(l) A 5-year strategic plan which identifies the recurring issues in improving the achievement and proficiency of pupils in this State and which establishes strategic goals to address those issues. The 5-year strategic plan must be:

(1) Based upon the data from previous years which is collected by the Department for the plan developed pursuant to this section; and

(2) Designed to track the progress made in achieving the strategic goals established by the Department.

(m) Any additional plans addressing the achievement and proficiency of pupils adopted by the Department.

3. The State Board shall:

(a) In developing the plan to improve the achievement of pupils enrolled in public schools, establish clearly defined goals and benchmarks for improving the achievement of pupils, including, without limitation, goals for:

(1) Improving proficiency results in core academic subjects;

(2) Increasing the number of pupils enrolled in public middle schools and junior high schools, including, without limitation, charter schools, who enter public high schools with the skills necessary to succeed in high school;

(3) Improving the percentage of pupils who enroll in grade 9 and who graduate from a public high school, including, without limitation, a charter school, with a standard or higher diploma upon completion;

(4) Improving the performance of pupils on standardized college entrance examinations;

(5) Increasing the percentage of pupils enrolled in high schools who enter postsecondary educational institutions or who are career and workforce ready; and

(6) Reengaging disengaged youth who have dropped out of high school or who are at risk of dropping out of high school, including, without limitation, a mechanism for tracking and maintaining communication with those youth who have dropped out of school or who are at risk of doing so;

(b) Review the plan annually to evaluate the effectiveness of the plan;



(c) Examine the timeline for implementing the plan and each provision of the plan to determine whether the annual goals and benchmarks have been attained; and

(d) Based upon the evaluation of the plan, make revisions, as necessary, to ensure that:

(1) The goals and benchmarks set forth in the plan are being attained in a timely manner; and

(2) The plan is designed to improve the academic achievement of pupils enrolled in public schools in this State.

4. On or before January 31 of each year, the State Board shall submit the plan or the revised plan, as applicable, to the:

(a) Governor;

(b) Committee;

(c) Bureau;

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

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

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

(g) Governing body of each charter school.

Sec. 6. NRS 385.347 is hereby amended to read as follows:

385.347 1. The board of trustees of each school district in this State, in cooperation with associations recognized by the State Board as representing licensed educational personnel in the district, shall adopt a program providing for the accountability of the school district to the residents of the district and to the State Board for the quality of the schools and the educational achievement of the pupils in the district, including, without limitation, pupils enrolled in charter schools sponsored by the school district. The board of trustees of each school district shall report the information required by subsection 2 for each charter school sponsored by the school district. The information for charter schools must be reported separately.

2. The board of trustees of each school district shall, on or before September 30 of each year, prepare an annual report of accountability concerning:

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

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



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1 sponsored by the district, and each grade in which the examinations
2 were administered:

3 (1) The number of pupils who took the examinations.

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

8 (3) Except as otherwise provided in this paragraph, pupil
9 achievement, reported separately by gender and reported separately
10 for the ~~following~~ groups of pupils ~~†~~:

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

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

15 ~~(III) Pupils with disabilities;~~

16 ~~(IV) Pupils who are limited English proficient; and~~

17 ~~(V) Pupils who are migratory children, as defined by the~~
18 ~~State Board.†~~ *identified in the statewide system of accountability*
19 *for public schools.*

20 (4) A comparison of the achievement of pupils in each group
21 identified in ~~paragraph (b) of subsection 1 of NRS 385.361 with the~~
22 ~~annual measurable objectives of the State Board.†~~ *the statewide*
23 *system of accountability for public schools with the performance*
24 *targets established for that group.*

25 (5) The percentage of pupils who were not tested.

26 (6) Except as otherwise provided in this paragraph, the
27 percentage of pupils who were not tested, reported separately by
28 gender and reported separately for the groups identified in
29 ~~subparagraph (3).†~~ *the statewide system of accountability for*
30 *public schools.*

31 (7) The most recent 3-year trend in pupil achievement in
32 each subject area tested and each grade level tested pursuant to NRS
33 389.015 and 389.550, which may include information regarding the
34 trend in the achievement of pupils for more than 3 years, if such
35 information is available.

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

42 (9) For each school in the district, including, without
43 limitation, each charter school sponsored by the district, information
44 that compares the results of pupils in the school with the results of
45 pupils throughout the school district and throughout this State. The



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1 information required by this subparagraph must be provided in
2 consultation with the Department to ensure the accuracy of the
3 comparison.

4 (10) Information on whether each school in the district,
5 including, without limitation, each charter school sponsored by the
6 district, has made progress based upon the model adopted by the
7 Department pursuant to NRS 385.3595.

8 ➔ A separate reporting for a group of pupils must not be made
9 pursuant to this paragraph if the number of pupils in that group is
10 insufficient to yield statistically reliable information or the results
11 would reveal personally identifiable information about an individual
12 pupil. The ~~{State Board}~~ *Department* shall ~~{prescribe}~~ *use* the
13 mechanism *approved by the United States Department of*
14 *Education for the statewide system of accountability for public*
15 *schools* for determining the minimum number of pupils that must be
16 in a group for that group to yield statistically reliable information.

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

24 (d) The total number of persons employed for each elementary
25 school, middle school or junior high school, and high school in the
26 district, including, without limitation, each charter school sponsored
27 by the district. Each such person must be reported as either an
28 administrator, a teacher or other staff and must not be reported in
29 more than one category. In addition to the total number of persons
30 employed by each school in each category, the report must include
31 the number of employees in each of the three categories for each
32 school expressed as a percentage of the total number of persons
33 employed by the school. As used in this paragraph:

34 (1) "Administrator" means a person who spends at least 50
35 percent of his or her work year supervising other staff or licensed
36 personnel, or both, and who is not classified by the board of trustees
37 of the school district as a professional-technical employee.

38 (2) "Other staff" means all persons who are not reported as
39 administrators or teachers, including, without limitation:

40 (I) School counselors, school nurses and other employees
41 who spend at least 50 percent of their work year providing
42 emotional support, noninstructional guidance or medical support to
43 pupils;

44 (II) Noninstructional support staff, including, without
45 limitation, janitors, school police officers and maintenance staff; and



(III) Persons classified by the board of trustees of the school district as professional-technical employees, including, without limitation, technical employees and employees on the professional-technical pay scale.

(3) "Teacher" means a person licensed pursuant to chapter 391 of NRS who is classified by the board of trustees of the school district:

(I) As a teacher and who spends at least 50 percent of his or her work year providing instruction or discipline to pupils; or

(II) As instructional support staff, who does not hold a supervisory position and who spends not more than 50 percent of his or her work year providing instruction to pupils. Such instructional support staff includes, without limitation, librarians and persons who provide instructional support.

(e) The total number of persons employed by the school district, including without limitation, each charter school sponsored by the district. Each such person must be reported as either an administrator, a teacher or other staff and must not be reported in more than one category. In addition to the total number of persons employed by the school district in each category, the report must include the number of employees in each of the three categories expressed as a percentage of the total number of persons employed by the school district. As used in this paragraph, "administrator," "other staff" and "teacher" have the meanings ascribed to them in paragraph (d).

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

(1) The percentage of teachers who are:

(I) Providing instruction pursuant to NRS 391.125;

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

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

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

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



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1 subparagraph means schools in the top quartile of poverty and the
2 bottom quartile of poverty in this State;

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

5 (I) The number of persons employed as substitute
6 teachers for 20 consecutive days or more in the same classroom or
7 assignment, designated as long-term substitute teachers, including
8 the total number of days long-term substitute teachers were
9 employed at each school, identified by grade level and subject area;
10 and

11 (II) The number of persons employed as substitute
12 teachers for less than 20 consecutive days, designated as short-term
13 substitute teachers, including the total number of days short-term
14 substitute teachers were employed at each school, identified by
15 grade level and subject area; and

16 (5) For each elementary school:

17 (I) The number of persons employed as substitute
18 teachers for 20 consecutive days or more in the same classroom or
19 assignment, designated as long-term substitute teachers, including
20 the total number of days long-term substitute teachers were
21 employed at each school, identified by grade level; and

22 (II) The number of persons employed as substitute
23 teachers for less than 20 consecutive days, designated as short-term
24 substitute teachers, including the total number of days short-term
25 substitute teachers were employed at each school, identified by
26 grade level.

27 (g) The total expenditure per pupil for each school in the district
28 and the district as a whole, including, without limitation, each
29 charter school sponsored by the district. If this State has a financial
30 analysis program that is designed to track educational expenditures
31 and revenues to individual schools, each school district shall use that
32 statewide program in complying with this paragraph. If a statewide
33 program is not available, each school district shall use its own
34 financial analysis program in complying with this paragraph.

35 (h) The curriculum used by the school district, including:

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

38 (2) The curriculum used by each charter school sponsored by
39 the district.

40 (i) Records of the attendance and truancy of pupils in all grades,
41 including, without limitation:

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



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

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

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

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

(3) Withdraw from school to attend another school.

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

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

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

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

(3) The involvement of parents and the engagement of families of pupils enrolled in the district in the education of their children.

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

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

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



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

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

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

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

(t) A compilation of the programs of remedial study that are purchased in whole or in part with money received from this State, for each school in the district and the district as a whole, including, without limitation, each charter school sponsored by the district. The compilation must include:

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

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

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

(v) The technological facilities and equipment available at each school, including, without limitation, each charter school sponsored by the district, and the district's plan to incorporate educational technology at each school.

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

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

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

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



(2) An adult diploma.

(3) An adjusted diploma.

(4) A certificate of attendance.

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

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

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

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

~~—(bb) Information on whether~~ *The rating of* each public school in the district, including, without limitation, each charter school sponsored by the district, ~~has made adequate yearly progress, including, without limitation:~~

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

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

~~—(cc) Pursuant to the statewide system of accountability for public schools.~~

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

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

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



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

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

12 ~~[(ee)]~~ *(dd)* An identification of the appropriations made by the
13 Legislature that are available to the school district or the schools
14 within the district and programs approved by the Legislature to
15 improve the academic achievement of pupils.

16 ~~[(ff)]~~ *(ee)* For each school in the district and the district as a
17 whole, including, without limitation, each charter school sponsored
18 by the district, information on pupils enrolled in career and technical
19 education, including, without limitation:

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

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

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

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

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

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

37 ~~[(gg)]~~ *(ff)* The number of incidents resulting in suspension or
38 expulsion for bullying, cyber-bullying, harassment or intimidation,
39 for each school in the district and the district as a whole, including,
40 without limitation, each charter school sponsored by the district.

41 ~~[(hh)]~~ *(gg)* ***For each high school in the district, including,***
42 ***without limitation, each charter school sponsored by the district***
43 ***that operates as a high school, and for high schools in the district***
44 ***as a whole:***



(1) *The number and percentage of pupils whose violations of the code of honor relating to cheating prescribed pursuant to NRS 392.461 or any other code of honor applicable to pupils enrolled in high school were reported to the principal of the high school, reported by the type of violation;*

(2) *The consequences, if any, to the pupil whose violation is reported pursuant to subparagraph (1), reported by the type of consequence;*

(3) *The number of any such violations of a code of honor in a previous school year by a pupil whose violation is reported pursuant to subparagraph (1), reported by the type of violation; and*

(4) *The process used by the high school to address violations of a code of honor which are reported to the principal.*

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

3. The State Public Charter School Authority and each college or university within the Nevada System of Higher Education that sponsors a charter school shall, on or before September 30 of each year, prepare an annual report of accountability of the charter schools sponsored by the State Public Charter School Authority or institution, as applicable, concerning the accountability information prescribed by the Department pursuant to this section. The Department, in consultation with the State Public Charter School Authority and each college or university within the Nevada System of Higher Education that sponsors a charter school, shall prescribe by regulation the information that must be prepared by the State Public Charter School Authority and institution, as applicable, which must include, without limitation, the information contained in paragraphs (a) to (hh), inclusive, of subsection 2, as applicable to charter schools. The Department shall provide for public dissemination of the annual report of accountability prepared pursuant to this section ~~in the manner set forth in 20 U.S.C. § 6311(h)(2)(E)~~ by posting a copy of the report on the Internet website maintained by the Department.

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

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



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

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

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

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

6. The Superintendent of Public Instruction shall:

(a) Prescribe forms for the reports required pursuant to subsections 2 and 3 and provide the forms to the respective school districts, the State Public Charter School Authority and each college or university within the Nevada System of Higher Education that sponsors a charter school.

(b) Provide statistical information and technical assistance to the school districts, the State Public Charter School Authority and each college or university within the Nevada System of Higher Education that sponsors a charter school to ensure that the reports provide comparable information with respect to each school in each district, each charter school and among the districts and charter schools throughout this State.

(c) Consult with a representative of the:

- (1) Nevada State Education Association;
- (2) Nevada Association of School Boards;
- (3) Nevada Association of School Administrators;
- (4) Nevada Parent Teacher Association;
- (5) Budget Division of the Department of Administration;
- (6) Legislative Counsel Bureau; and
- (7) Charter School Association of Nevada,

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

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

8. On or before September 30 of each year:

(a) The board of trustees of each school district shall submit to each advisory board to review school attendance created in the county pursuant to NRS 392.126 the information required in paragraph (i) of subsection 2.

(b) The State Public Charter School Authority and each college or university within the Nevada System of Higher Education that



1 sponsors a charter school shall submit to each advisory board to
2 review school attendance created in a county pursuant to NRS
3 392.126 the information regarding the records of the attendance and
4 truancy of pupils enrolled in the charter school located in that
5 county, if any, in accordance with the regulations prescribed by the
6 Department pursuant to subsection 3.

7 9. On or before September 30 of each year:

8 (a) The board of trustees of each school district, the State Public
9 Charter School Authority and each college or university within the
10 Nevada System of Higher Education that sponsors a charter school
11 shall provide written notice that the report required pursuant to
12 subsection 2 or 3, as applicable, is available on the Internet website
13 maintained by the school district, State Public Charter School
14 Authority or institution, if any, or otherwise provide written notice
15 of the availability of the report. The written notice must be provided
16 to the:

- 17 (1) Governor;
- 18 (2) State Board;
- 19 (3) Department;
- 20 (4) Committee; and
- 21 (5) Bureau.

22 (b) The board of trustees of each school district, the State Public
23 Charter School Authority and each college or university within the
24 Nevada System of Higher Education that sponsors a charter school
25 shall provide for public dissemination of the annual report of
26 accountability prepared pursuant to subsection 2 or 3, as applicable,
27 ~~in the manner set forth in 20 U.S.C. § 6311(h)(2)(E)~~ by posting a
28 copy of the report on the Internet website maintained by the school
29 district, the State Public Charter School Authority or the institution,
30 if any. If a school district does not maintain a website, the district
31 shall otherwise provide for public dissemination of the annual report
32 by providing a copy of the report to the schools in the school
33 district, including, without limitation, each charter school sponsored
34 by the district, the residents of the district, and the parents and
35 guardians of pupils enrolled in schools in the district, including,
36 without limitation, each charter school sponsored by the district. If
37 the State Public Charter School Authority or the institution does not
38 maintain a website, the State Public Charter School Authority or the
39 institution, as applicable, shall otherwise provide for public
40 dissemination of the annual report by providing a copy of the report
41 to each charter school it sponsors and the parents and guardians of
42 pupils enrolled in each charter school it sponsors.

43 10. Upon the request of the Governor, an entity described in
44 paragraph (a) of subsection 9 or a member of the general public, the
45 board of trustees of a school district, the State Public Charter School



1 Authority or a college or university within the Nevada System of
2 Higher Education that sponsors a charter school, as applicable, shall
3 provide a portion or portions of the report required pursuant to
4 subsection 2 or 3, as applicable.

5 11. As used in this section:

6 (a) "Bullying" has the meaning ascribed to it in NRS 388.122.

7 (b) "Cyber-bullying" has the meaning ascribed to it in
8 NRS 388.123.

9 (c) "Harassment" has the meaning ascribed to it in
10 NRS 388.125.

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

13 (e) "Intimidation" has the meaning ascribed to it in
14 NRS 388.129.

15 (f) "Paraprofessional" has the meaning ascribed to it in
16 NRS 391.008.

17 **Sec. 7.** NRS 385.357 is hereby amended to read as follows:

18 385.357 1. ~~Except as otherwise provided in NRS 385.37603~~
19 ~~and 385.37607, the~~ *The* principal of each school, including, without
20 limitation, each charter school, shall, in consultation with the
21 employees of the school, prepare a plan to improve the achievement
22 of the pupils enrolled in the school.

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

24 (a) A review and analysis of the data pertaining to the school
25 upon which the report required pursuant to subsection 2 or 3 of NRS
26 385.347, as applicable, is based and a review and analysis of any
27 data that is more recent than the data upon which the report is based.

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

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

33 (d) Policies and practices concerning the core academic subjects
34 which have the greatest likelihood of ensuring that each group of
35 pupils *enrolled in the school and* identified in ~~paragraph (b) of~~
36 ~~subsection 1 of NRS 385.361 who are enrolled in the school will~~
37 ~~make adequate yearly progress and meet the minimum level of~~
38 ~~proficiency prescribed by the State Board.~~ *the statewide system of*
39 *accountability for public schools will meet the performance targets*
40 *established for that group.*

41 (e) Annual measurable objectives ~~and~~ *and performance targets,*
42 consistent with the annual measurable objectives *and performance*
43 *targets* established ~~by the State Board pursuant to NRS 385.361,~~
44 *pursuant to the statewide system of accountability for public*
45 *schools,* for the continuous and substantial progress by each group



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of pupils identified in ~~paragraph (b) of subsection 1 of that section~~
the statewide system of accountability for public schools who are
enrolled in the school to ensure that each group will ~~make adequate~~
~~yearly progress and meet the level of proficiency prescribed by the~~
~~State Board.~~ *meet the performance targets established for that*
group.

(f) Strategies and practices which:

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

(2) Are designed to improve and promote effective
involvement and engagement by parents and families of pupils
enrolled in the school which are consistent with the policies and
recommendations of the Office of Parental Involvement and Family
Engagement made pursuant to NRS 385.635.

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

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

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

(I) The curriculum appropriate to improve achievement;

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

(III) An identification of the instruction and curriculum
that is specifically designed to improve the achievement and
proficiency of pupils in each group identified in ~~paragraph (b) of~~
~~subsection 1 of NRS 385.361;~~ *the statewide system of*
accountability for public schools;

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

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

(4) Manage effectively the discipline of pupils; and

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



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

(j) In consultation with the school district or governing body, as applicable, an identification, by category, of the employees of the school district or governing body, if any, who are responsible for ensuring that the plan is carried out effectively or for overseeing and monitoring whether the plan is carried out effectively.

(k) In consultation with the Department, an identification, by category, of the employees of the Department, if any, who are responsible for overseeing and monitoring whether the plan is carried out effectively.

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

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

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

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

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

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

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

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

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



~~{5. If a school has been designated as demonstrating need for improvement pursuant to NRS 385.3623 and a support team has been established for the school, the support team shall review the plan and make revisions to the most recent plan for improvement of the school pursuant to NRS 385.36127. If the school is a Title I school that has been designated as demonstrating need for improvement, the support team established for the school shall, in making revisions to the plan, work in consultation with parents and guardians of pupils enrolled in the school and, to the extent deemed appropriate by the entity responsible for creating the support team, outside experts.~~

~~—6.}~~ 4. On or before December 15 of each year, the principal of each school ~~for the support team established for the school, as applicable,}~~ shall submit the plan or the revised plan, as applicable, to:

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

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

~~{7.}~~ 5. If a Title I school is ~~{designated as demonstrating need for improvement pursuant to NRS 385.3623,}~~ *rated as underperforming pursuant to the statewide system of accountability for public schools,* the superintendent of schools of the school district or the governing body, as applicable, shall carry out a process for peer review of the plan or the revised plan, as applicable, in accordance with 20 U.S.C. § 6316(b)(3)(E) and the regulations adopted pursuant thereto. Not later than 45 days after receipt of the plan, the superintendent of schools of the school district or the governing body, as applicable, shall approve the plan or the revised plan, as applicable, if it meets the requirements of 20 U.S.C. § 6316(b)(3) and the regulations adopted pursuant thereto and the requirements of this section. The superintendent of schools of the school district or the governing body, as applicable, may condition approval of the plan or the revised plan, as applicable, in the manner set forth in 20 U.S.C. § 6316(b)(3)(B) and the regulations adopted pursuant thereto. The State Board shall prescribe the requirements for the process of peer review, including, without limitation, the qualifications of persons who may serve as peer reviewers.

~~{8.}~~ 6. If a school is ~~{designated as demonstrating exemplary achievement, high achievement or adequate achievement,}~~ *rated as meeting the annual measurable objectives and performance targets established pursuant to the statewide system of accountability for public schools,* or if a school that is not a Title I school is ~~{designated as demonstrating need for improvement,}~~ *rated*



as underperforming pursuant to the statewide accountability system for public schools, not later than 45 days after receipt of the plan or the revised plan, as applicable, the superintendent of schools of the school district or the governing body, as applicable, shall approve the plan or the revised plan if it meets the requirements of this section.

~~19-1~~ 7. On or before January 31 of each year, the principal of each school ~~for the support team established for the school, as applicable,~~ shall submit the final plan or the final revised plan, as applicable, to the:

- (a) Superintendent of Public Instruction;
- (b) Governor;
- (c) State Board;
- (d) Department;
- (e) Committee;
- (f) Bureau; and
- (g) Board of trustees of the school district in which the school is

located or, if the school is a charter school, the sponsor of the charter school and the governing body of the charter school.

~~10-1~~ 8. A plan for the improvement of a school must be carried out expeditiously, but not later than February 15 after approval of the plan pursuant to subsection ~~17-or-8,~~ 5 or 6, as applicable.

Sec. 8. NRS 385.3612 is hereby amended to read as follows:

385.3612 1. The State Board shall adopt regulations that prescribe, consistent with 20 U.S.C. §§ 6301 et seq., and the regulations adopted pursuant thereto, the manner in which pupils enrolled in:

(a) A program of distance education pursuant to NRS 388.820 to 388.874, inclusive;

(b) An alternative program for the education of pupils at risk of dropping out of school pursuant to NRS 388.537; or

(c) A program of education that:

(1) Primarily serves pupils with disabilities; or

(2) Is operated within a:

(I) Local, regional or state facility for the detention of children;

(II) Juvenile forestry camp;

(III) Child welfare agency; or

(IV) Correctional institution,

↪ will be included within the statewide system of accountability set forth in NRS 385.3455 to ~~385.391,~~ 385.3891, inclusive ~~1-1~~, and *section 1 of this act*.

2. The regulations adopted pursuant to subsection 1 must also set forth the manner in which:



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(a) The progress of pupils enrolled in a program of distance education, an alternative program or a program of education described in subsection 1 will be accounted for within the statewide system of accountability; and

(b) The results of pupils enrolled in a program of distance education, an alternative program or a program of education described in subsection 1 on the examinations administered pursuant to NRS 389.015 and 389.550 will be reported.

Sec. 9. NRS 385.3613 is hereby amended to read as follows:

385.3613 1. ~~{Except as otherwise provided in subsection 2, on}~~ *On* or before July 31 of each year, the Department shall determine whether each public school is ~~{making adequate yearly progress, as defined by the State Board pursuant to NRS 385.361.}~~ *meeting the annual measurable objectives and performance targets established pursuant to the statewide system of accountability for public schools.*

2. ~~{On or before July 31 of each year, the Department shall determine whether each public school that operates on a schedule other than a traditional 9-month schedule is making adequate yearly progress, as defined by the State Board pursuant to NRS 385.361.}~~

~~—3.—~~ The determination pursuant to subsection 1 ~~{or 2, as applicable,}~~ for a public school, including, without limitation, a charter school sponsored by the board of trustees of the school district, must be made in consultation with the board of trustees of the school district in which the public school is located. If a charter school is sponsored by the State Public Charter School Authority or by a college or university within the Nevada System of Higher Education, the Department shall make a determination for the charter school in consultation with the State Public Charter School Authority or the institution within the Nevada System of Higher Education that sponsors the charter school, as applicable. The determination made for each school must be based only upon the information and data for those pupils who are enrolled in the school for a full academic year. On or before July 31 of each year, the Department shall transmit:

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

(b) To the State Public Charter School Authority the determination made for each charter school that is sponsored by the State Public Charter School Authority.

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



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

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

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

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

~~— 6.} 3. If the number of pupils in a particular group who are enrolled in a public school is insufficient to yield statistically reliable information:~~

~~(a) The Department shall not determine that the school has failed to {make adequate yearly progress pursuant to paragraph (b) of subsection 5} *meet the performance targets established pursuant to the statewide system of accountability for public schools* based solely upon that particular group.~~

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

~~↪ The {State Board} *Department* shall {prescribe} *use* the mechanism *approved by the United States Department of Education for the statewide system of accountability for public schools* for determining the number of pupils that must be in a group for that group to yield statistically reliable information.~~

~~{7.} 4. If an irregularity in testing administration or an irregularity in testing security occurs at a school and the irregularity invalidates the test scores of pupils, those test scores must be included in the scores of pupils reported for the school, the~~



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1 attendance of those pupils must be counted towards the total number
2 of pupils who took the examinations and the pupils must be
3 included in the total number of pupils who were required to take the
4 examinations.

5 ~~{8-}~~ 5. As used in this section:

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

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

10 **Sec. 10.** NRS 385.3622 is hereby amended to read as follows:

11 385.3622 If the Department determines that a public school has
12 failed to ~~{make adequate yearly progress pursuant to subsection 5 of~~
13 ~~NRS 385.3613,}~~ *meet the annual measurable objectives and*
14 *performance targets established pursuant to the statewide system*
15 *of accountability for public schools,* the Department or its designee
16 shall, to the extent money is available, monitor at the school the
17 administration of the examinations that are required pursuant to
18 NRS 389.550 and ensure that all eligible pupils who are in
19 attendance on the day of the administration of the examinations are
20 given an opportunity to take the examinations. ~~{until the percentage~~
21 ~~of pupils who take the examinations is 95 percent or more of all~~
22 ~~pupils enrolled in the school who are required to take the~~
23 ~~examinations.}~~

24 **Sec. 11.** NRS 385.366 is hereby amended to read as follows:

25 385.366 1. Based upon the information received from the
26 Department pursuant to NRS 385.3613, the board of trustees of each
27 school district shall, on or before August 15 of each year, issue a
28 preliminary ~~{designation}~~ *rating* for each public school in the school
29 district in accordance with the ~~{criteria set forth in NRS 385.3623,}~~
30 *statewide system of accountability for public schools,* excluding
31 charter schools sponsored by the State Public Charter School
32 Authority or by a college or university within the Nevada System of
33 Higher Education. The board of trustees shall make preliminary
34 ~~{designations}~~ *ratings* for all charter schools that are sponsored by
35 the board of trustees. The Department shall make preliminary
36 ~~{designations}~~ *ratings* for all charter schools that are sponsored by
37 the State Public Charter School Authority and all charter schools
38 sponsored by a college or university within the Nevada System of
39 Higher Education. ~~{The initial designation of a school as~~
40 ~~demonstrating need for improvement must be based upon 2~~
41 ~~consecutive years of data and information for that school.}~~

42 2. Before making a final ~~{designation}~~ *rating* for a school, the
43 board of trustees of the school district or the Department, as
44 applicable, shall provide the school an opportunity to review the
45 data upon which the preliminary ~~{designation}~~ *rating* is based and to



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1 present evidence . ~~in the manner set forth in 20 U.S.C. § 6316(b)(2)~~
2 ~~and the regulations adopted pursuant thereto.~~ If the school is a
3 public school of the school district or a charter school sponsored by
4 the board of trustees, the board of trustees of the school district
5 shall, in consultation with the Department, make a final
6 determination concerning the ~~designation~~ **rating** for the school on
7 September 15. If the school is a charter school sponsored by the
8 State Public Charter School Authority or by a college or university
9 within the Nevada System of Higher Education, the Department
10 shall make a final determination concerning the ~~designation~~ **rating**
11 for the school on September 15.

12 3. On or before September 15 of each year, the Department
13 shall provide written notice of the determinations made pursuant to
14 NRS 385.3613 and the final ~~designations~~ **ratings** made pursuant to
15 this section as follows:

16 (a) The determinations and final ~~designations~~ **ratings** made for
17 all schools in this State to the:

- 18 (1) Governor;
- 19 (2) State Board;
- 20 (3) Committee; and
- 21 (4) Bureau.

22 (b) The determinations and final ~~designations~~ **ratings** made for
23 all schools within a school district to the:

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

26 (c) The determination and final ~~designation~~ **rating** made for
27 each school to the principal of the school.

28 (d) The determination and final ~~designation~~ **rating** made for
29 each charter school to the sponsor of the charter school.

30 **Sec. 12.** NRS 385.3785 is hereby amended to read as follows:

31 385.3785 1. The Commission shall:

32 (a) Establish a program of educational excellence designed
33 exclusively for pupils enrolled in kindergarten through grade 6 in
34 public schools in this State based upon:

35 (1) The plan to improve the achievement of pupils prepared
36 by the State Board pursuant to NRS 385.34691;

37 (2) The plan to improve the achievement of pupils prepared
38 by the principal of each school pursuant to NRS 385.357, which
39 may include a program of innovation ; ~~the turnaround plan for the~~
40 ~~school implemented pursuant to NRS 385.37603 or the plan for~~
41 ~~restructuring the school implemented pursuant to NRS 385.37607,~~
42 ~~whichever is applicable for the school;~~ and

43 (3) Any other information that the Commission considers
44 relevant to the development of the program of educational
45 excellence.



(b) Identify programs, practices and strategies that have proven effective in improving the academic achievement and proficiency of pupils.

(c) Develop a concise application and simple procedures for the submission of applications by public schools and consortiums of public schools, including, without limitation, charter schools, for participation in a program of educational excellence and for grants of money from the Account. Grants of money must be made for programs designed for the achievement of pupils that are linked to the plan to improve the achievement of pupils or for innovative programs, or both. ~~or that are linked to the turnaround plan for the school or the plan for restructuring the school, if applicable, or for innovative programs, or both.~~ The Commission shall not award a grant of money from the Account for a program to provide full-day kindergarten. All public schools and consortiums of public schools, including, without limitation, charter schools, are eligible to submit such an application. ~~regardless of whether the schools have made adequate yearly progress or failed to make adequate yearly progress.~~ A public school or a consortium of public schools selected for participation may be approved by the Commission for participation for a period not to exceed 2 years, but may reapply.

(d) Prescribe a long-range timeline for the review, approval and evaluation of applications received from public schools and consortiums of public schools that desire to participate in the program.

(e) Establish guidelines for the review, evaluation and approval of applications for grants of money from the Account, including, without limitation, consideration of the list of priorities of public schools provided by the Department pursuant to subsection 6. To ensure consistency in the review, evaluation and approval of applications, if the guidelines authorize the review and evaluation of applications by less than the entire membership of the Commission, money must not be allocated from the Account for a grant until the entire membership of the Commission has reviewed and approved the application for the grant.

(f) Prescribe accountability measures to be carried out by a public school that participates in the program if that public school does not meet the annual measurable objectives ~~established by the State Board pursuant to NRS 385.361,~~ *and performance targets established pursuant to the statewide system of accountability for public schools,* including, without limitation:

(1) The specific levels of achievement expected of schools that participate; and

(2) Conditions for schools that do not meet the grant criteria but desire to continue participation in the program and receive



1 money from the Account, including, without limitation, a review of
2 the leadership at the school and recommendations regarding changes
3 to the appropriate body.

4 (g) Determine the amount of money that is available from the
5 Account for those public schools and consortiums of public schools
6 that are selected to participate in the program.

7 (h) Allocate money to public schools and consortiums of public
8 schools from the Account. Allocations must be distributed not later
9 than September 30 of each year.

10 (i) Establish criteria for public schools and consortiums of
11 public schools that participate in the program and receive an
12 allocation of money from the Account to evaluate the effectiveness
13 of the allocation in improving the achievement of pupils, including,
14 without limitation, a detailed analysis of:

15 (1) The achievement of pupils enrolled at each school that
16 received money from the allocation based upon measurable criteria
17 identified in ~~the applicable plan~~;

18 ~~(I) Plan~~ *the plan* to improve the achievement of pupils
19 for the school prepared pursuant to NRS 385.357;

20 ~~(II) Turnaround plan for the school implemented~~
21 ~~pursuant to NRS 385.37603; or~~

22 ~~(III) Plan for restructuring the school implemented~~
23 ~~pursuant to NRS 385.37607;~~

24 (2) If applicable, the effectiveness of the program of
25 innovation on the achievement of pupils and the overall
26 effectiveness for pupils and staff;

27 (3) The implementation of the ~~applicable plans~~ *plan* for
28 improvement, including, without limitation, an analysis of whether
29 the school is meeting the measurable objectives identified in the
30 plan; and

31 (4) The attainment of measurable progress on the annual list
32 of ~~adequate yearly progress of school districts and schools~~ *ratings*
33 *of schools pursuant to the statewide system of accountability for*
34 *public schools.*

35 2. To the extent money is available, the Commission shall
36 make allocations of money to public schools and consortiums of
37 public schools for effective programs for grades 7 through 12 that
38 are designed to improve the achievement of pupils and effective
39 programs of innovation for pupils. In making such allocations, the
40 Commission shall comply with the requirements of this section.

41 3. An application submitted pursuant to this section must
42 include a written statement which:

43 (a) Indicates whether the public school or consortium of public
44 schools is submitting the application for the continuation of an
45 existing program or for the establishment of a new program; and



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(b) Identifies all other sources of money that the public school or consortium of public schools has requested or received for the continuation or establishment of:

- (1) The program for which the application is submitted; or
- (2) A substantially similar program.

4. The Commission shall ensure, to the extent practicable, that grants of money provided pursuant to this section reflect the economic and geographic diversity of this State.

5. If a public school or consortium of public schools that receives money pursuant to subsection 1 or 2:

(a) Does not meet the criteria for effectiveness as prescribed in paragraph (i) of subsection 1;

(b) Does not, as a result of the program for which the grant of money was awarded, show improvement in the achievement of pupils, as determined in an evaluation conducted pursuant to subsection 3 of NRS 385.379; or

(c) Does not implement the program for which the money was received, as determined in an audit conducted pursuant to subsection 4 of NRS 385.3789 or an evaluation conducted pursuant to subsection 3 of NRS 385.379,

➔ over a 2-year period, the Commission may consider not awarding future allocations of money to that public school or consortium of public schools.

6. On or before August 15 of each year, the Department shall provide a list of priorities of public schools that indicates:

(a) The ~~adequate yearly progress status~~ *ratings* of schools *pursuant to the statewide system of accountability for public schools* in the immediately preceding year; and

(b) The public schools that are considered Title I eligible by the Department based upon the poverty level of the pupils enrolled in a school in comparison to the poverty level of the pupils in the school district as a whole,

➔ for consideration by the Commission in its development of procedures for the applications.

7. A public school, including, without limitation, a charter school, or a consortium of public schools may request assistance from the school district in which the school is located in preparing an application for a grant of money pursuant to this section. A school district shall assist each public school or consortium of public schools that requests assistance pursuant to this subsection to ensure that the application of the school:

(a) Is based directly upon ~~the applicable plan~~ *the plan* to improve the achievement of pupils prepared for the school pursuant to NRS 385.357;



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~~[(2) Turnaround plan for the school implemented pursuant to NRS 385.37603; or~~

~~— (3) Plan for restructuring the school implemented pursuant to NRS 385.37607;]~~

(b) Is developed in accordance with the criteria established by the Commission; and

(c) Is complete and complies with all technical requirements for the submission of an application.

➔ A school district may make recommendations to the individual schools and consortiums of public schools. Such schools and consortiums of public schools are not required to follow the recommendations of a school district.

8. In carrying out the requirements of this section, the Commission shall review and consider the ~~programs of remedial study adopted by the Department pursuant to NRS 385.389, the list of approved providers of supplemental educational services maintained by the Department pursuant to NRS 385.384 and the~~ recommendations submitted by the Committee pursuant to NRS 218E.615 concerning programs, practices and strategies that have proven effective in improving the academic achievement and proficiency of pupils.

9. ~~[The Commission shall not award a grant of money from the Account for a program of remedial study that is available commercially unless that program has been adopted by the Department pursuant to NRS 385.389.~~

~~—10.]~~ If a consortium of public schools is formed for the purpose of submitting an application pursuant to this section, the public schools within the consortium do not need to be located within the same school district.

Sec. 13. NRS 385.382 is hereby amended to read as follows:

385.382 ~~[(1)]~~ The Department shall prescribe a form for notice to parents and guardians concerning the ~~designation]~~ **rating** of a public school as ~~demonstrating need for improvement pursuant to NRS 385.3623. For Title I schools, the notice must comply with 20 U.S.C. § 6316(b)(6) and the regulations adopted pursuant thereto.~~

~~—2. The Department shall prescribe a form for notice to parents and guardians pursuant to NRS 385.3772 concerning the designation of a school district as demonstrating need for improvement. For Title I school districts, the notice must comply with 20 U.S.C. § 6316(c)(6) and the regulations adopted pursuant thereto.]~~ **underperforming.**

Sec. 14. NRS 386.5515 is hereby amended to read as follows:

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



(a) The charter school has been operating in this State for at least 5 consecutive years and is in good financial standing;

(b) Each financial audit and each performance audit of the charter school required by the Department pursuant to NRS 386.540 contains no major notations, corrections or errors concerning the charter school for at least 5 consecutive years;

(c) The charter school has met or exceeded ~~adequate yearly progress as determined pursuant to NRS 385.3613~~ *the annual measurable objectives and performance targets established pursuant to the statewide system of accountability for public schools* or has demonstrated improvement in the achievement of pupils enrolled in the charter school, as indicated by *those* annual measurable objectives ~~determined by the State Board~~ *and performance targets*, for the majority of the years of its operation; and

(d) At least 75 percent of the pupils enrolled in grade 12 in the charter school in the immediately preceding school year who have completed the required course work for graduation have passed the high school proficiency examination, if the charter school enrolls pupils at a high school grade level.

2. A charter school that satisfies the requirements of subsection 1 shall submit to a performance audit as required by the Department one time every 3 years. The sponsor of the charter school and the Department shall not request a performance audit of the charter school more frequently than every 3 years without reasonable evidence of noncompliance in achieving the educational goals and objectives of the charter school based upon the annual report submitted to the Department pursuant to NRS 386.610. If the charter school no longer satisfies the requirements of subsection 1 or if reasonable evidence of noncompliance in achieving the educational goals and objectives of the charter school exists based upon the annual report, the charter school shall, upon written notice from the sponsor, submit to an annual performance audit. Notwithstanding the provisions of paragraph (b) of subsection 1, such a charter school:

(a) May, after undergoing the annual performance audit, reapply to the sponsor to determine whether the charter school satisfies the requirements of paragraphs (a), (c) and (d) of subsection 1.

(b) Is not eligible for any available money pursuant to subsection 1 until the sponsor determines that the charter school satisfies the requirements of that subsection.

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



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Sec. 15. NRS 386.605 is hereby amended to read as follows:

386.605 ~~++~~ On or before August 31 of each year, the governing body of a charter school shall submit the information concerning the charter school that is required pursuant to NRS 385.347 to the sponsor of the charter school for inclusion in the report required pursuant to that section. The information must be submitted in a format prescribed by the sponsor of the charter school.

~~{2. The Legislative Bureau of Educational Accountability and Program Evaluation created pursuant to NRS 218E.625 may authorize a person or entity with whom it contracts pursuant to NRS 385.359 to review and analyze information submitted pursuant to this section and pursuant to NRS 385.357, 385.3745 or 385.3746, whichever is applicable for the school, consult with the sponsors of the charter schools and the governing bodies of charter schools and submit written reports concerning charter schools pursuant to NRS 385.359.}~~

Sec. 16. NRS 386.650 is hereby amended to read as follows:

386.650 1. The Department shall establish and maintain an automated system of accountability information for Nevada. The system must:

(a) Have the capacity to provide and report information, including, without limitation, the results of the achievement of pupils:

(1) In the manner required by 20 U.S.C. §§ 6301 et seq., and the regulations adopted pursuant thereto, and NRS 385.3469 and 385.347; and

(2) In a separate reporting for each group of pupils identified in ~~paragraph (b) of subsection 1 of NRS 385.361;~~ *the statewide system of accountability for public schools;*

(b) Include a system of unique identification for each pupil:

(1) To ensure that individual pupils may be tracked over time throughout this State; and

(2) That, to the extent practicable, may be used for purposes of identifying a pupil for both the public schools and the Nevada System of Higher Education, if that pupil enrolls in the System after graduation from high school;

(c) Have the capacity to provide longitudinal comparisons of the academic achievement, rate of attendance and rate of graduation of pupils over time throughout this State;

(d) Have the capacity to perform a variety of longitudinal analyses of the results of individual pupils on assessments, including, without limitation, the results of pupils by classroom and by school;



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(e) Have the capacity to identify which teachers are assigned to individual pupils;

(f) Have the capacity to provide other information concerning schools and school districts that is not linked to individual pupils, including, without limitation, the ~~designation~~ ratings of schools and , *if available*, school districts pursuant to ~~NRS 385.3623 and 385.377, respectively.~~ *the statewide system of accountability for public schools* and an identification of which schools, if any, are persistently dangerous;

(g) Have the capacity to access financial accountability information for each public school, including, without limitation, each charter school, for each school district and for this State as a whole; and

(h) Be designed to improve the ability of the Department, the sponsors of charter schools, the school districts and the public schools in this State, including, without limitation, charter schools, to account for the pupils who are enrolled in the public schools, including, without limitation, charter schools.

➤ The information maintained pursuant to paragraphs (c), (d) and (e) must be used for the purpose of improving the achievement of pupils and improving classroom instruction. The information must account for at least 50 percent, but must not be used as the sole criterion, in evaluating the performance of or taking disciplinary action against an individual teacher or other employee.

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

(a) Adopt and maintain the program prescribed by the Superintendent of Public Instruction pursuant to subsection 3 for the collection, maintenance and transfer of data from the records of individual pupils to the automated system of information, including, without limitation, the development of plans for the educational technology which is necessary to adopt and maintain the program;

(b) Provide to the Department electronic data concerning pupils as required by the Superintendent of Public Instruction pursuant to subsection 3; and

(c) Ensure that an electronic record is maintained in accordance with subsection 3 of NRS 386.655.

3. The Superintendent of Public Instruction shall:

(a) Prescribe a uniform program throughout this State for the collection, maintenance and transfer of data that each school district must adopt, which must include standardized software;

(b) Prescribe the data to be collected and reported to the Department by each school district and each sponsor of a charter school pursuant to subsection 2 and by each university school for profoundly gifted pupils;

(c) Prescribe the format for the data;



(d) Prescribe the date by which each school district shall report the data to the Department;

(e) Prescribe the date by which each charter school shall report the data to the sponsor of the charter school;

(f) Prescribe the date by which each university school for profoundly gifted pupils shall report the data to the Department;

(g) Prescribe standardized codes for all data elements used within the automated system and all exchanges of data within the automated system, including, without limitation, data concerning:

(1) Individual pupils;

(2) Individual teachers;

(3) Individual schools and school districts; and

(4) Programs and financial information;

(h) Provide technical assistance to each school district to ensure that the data from each public school in the school district, including, without limitation, each charter school and university school for profoundly gifted pupils located within the school district, is compatible with the automated system of information and comparable to the data reported by other school districts; and

(i) Provide for the analysis and reporting of the data in the automated system of information.

4. The Department shall establish, to the extent authorized by the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. § 1232g, and any regulations adopted pursuant thereto, a mechanism by which persons or entities, including, without limitation, state officers who are members of the Executive or Legislative Branch, administrators of public schools and school districts, teachers and other educational personnel, and parents and guardians, will have different types of access to the accountability information contained within the automated system to the extent that such information is necessary for the performance of a duty or to the extent that such information may be made available to the general public without posing a threat to the confidentiality of an individual pupil.

5. The Department may, to the extent authorized by the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. § 1232g, and any regulations adopted pursuant thereto, enter into an agreement with the Nevada System of Higher Education to provide access to data contained within the automated system for research purposes.

Sec. 17. NRS 386.725 is hereby amended to read as follows:

386.725 1. The board of trustees of a school district that participates in the Program of Empowerment Schools may establish policies and procedures for public schools within the school district that wish to convert to empowerment schools which may provide for:



(a) The process by which a public school may convert to an empowerment school, including, without limitation, the development of an empowerment plan for the school in accordance with NRS 386.740;

(b) Autonomy for the principal of each empowerment school to decide issues relating to the operation of the school, including, without limitation, the school schedule, governance, incentives for employees, staffing, budgeting and the provision of instruction;

(c) The opportunity for empowerment schools within the school district to offer an alternative schedule, including, without limitation, a longer school day or a longer school year, or both, and to offer school during the summer; and

(d) Other matters as deemed necessary by the board of trustees.

2. The board of trustees of a school district that participates in the Program of Empowerment Schools shall adopt policies and procedures which provide for:

(a) Accountability measures designed to ensure that pupils enrolled in an empowerment school are achieving certain goals and standards relating to academic achievement;

(b) The process for the selection of empowerment schools and the approval of empowerment plans for those schools;

(c) The process for renewal of empowerment plans;

(d) The criteria for revocation of an empowerment plan for a school and the procedure for revocation; and

(e) The time period for which empowerment plans will be approved.

3. A school district that participates in the Program of Empowerment Schools shall provide a process for a pupil who resides in the school district to attend:

(a) An empowerment school regardless of the school which the pupil is otherwise zoned to attend.

(b) A school that is not an empowerment school if the pupil is zoned to attend a school that converts to an empowerment school.

~~†→ The board of trustees of a school district must comply with the No Child Left Behind Act of 2001, 20 U.S.C. § 6301 et seq., when establishing provisions relating to school choice pursuant to this subsection.†~~

4. An empowerment school shall:

(a) Enroll first the pupils who are zoned to attend that school.

(b) After the enrollment of pupils pursuant to paragraph (a), if the school has space available, enroll pupils who are not otherwise zoned to attend the school on the basis of a lottery system.

5. A school district is not required to provide transportation to a pupil who attends a public school which the pupil is not otherwise zoned to attend.



6. A school district that participates in the Program of Empowerment Schools shall provide a procedure for an empowerment school to obtain a waiver from the requirements and regulations of the board of trustees of the school district. The board of trustees may not waive:

(a) The requirements of a state or federal law or regulation.

(b) A policy or requirement relating to safety, including, without limitation, hiring security personnel and following procedures designed to ensure the safety of the school, the personnel employed at the school and the pupils.

Sec. 18. NRS 386.730 is hereby amended to read as follows:

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

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

(b) Develop an empowerment plan for the school in consultation with ~~the~~

~~(1) The~~ *the* empowerment team. ~~and~~

~~(2) The school support team, if a school support team has been established for the school in accordance with the regulations of the State Board adopted pursuant to NRS 385.361.~~

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

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

(a) The principal of the school;

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

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



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

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

~~(f) [The facilitator of the school support team, if a school support team has been established for the school pursuant to regulations adopted by the State Board pursuant to NRS 385.361; and~~

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

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

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

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

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

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

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

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

Sec. 19. NRS 386.740 is hereby amended to read as follows:

386.740 1. Each empowerment plan for a school must:

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

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

~~(c) [If a school support team has been established for the school in accordance with the regulations of the State Board adopted pursuant to NRS 385.361, require the principal and the empowerment team for the school to work in consultation with the school support team;—~~

~~—(d)]~~ Prescribe the academic plan for the school, including, without limitation, the manner by which courses of study will be



1 provided to the pupils enrolled in the school and any special
2 programs that will be offered for pupils;

3 ~~(c)~~ (d) Prescribe the manner by which the achievement of
4 pupils will be measured and reported for the school, including,
5 without limitation, the results of the pupils on the examinations
6 administered pursuant to NRS 389.015 and 389.550;

7 ~~(d)~~ (e) Prescribe the manner by which teachers and other
8 licensed educational personnel will be selected and hired for the
9 school, which must be determined and negotiated pursuant to
10 chapter 288 of NRS;

11 ~~(e)~~ (f) Prescribe the manner by which all other staff for the
12 school will be selected and hired, which must be determined and
13 negotiated pursuant to chapter 288 of NRS;

14 ~~(f)~~ (g) Indicate whether the empowerment plan will offer an
15 incentive pay structure for staff and a description of that pay
16 structure, if applicable;

17 ~~(g)~~ (h) Indicate the intended ratio of pupils to teachers at the
18 school, designated by grade level, which must comply with NRS
19 388.700 or 388.720, as applicable;

20 ~~(h)~~ (i) Provide a description of the professional development
21 that will be offered to the teachers and other licensed educational
22 personnel employed at the school;

23 ~~(i)~~ (j) Prescribe the manner by which the empowerment plan
24 will increase the involvement of parents and legal guardians of
25 pupils enrolled in the school;

26 ~~(j)~~ (k) Comply with the plan to improve the achievement of
27 the pupils enrolled in the school prepared pursuant to NRS 385.357
28 ; ~~1. the turnaround plan for the school implemented pursuant to NRS~~
29 ~~385.37603 or the plan for restructuring the school implemented~~
30 ~~pursuant to NRS 385.37607, whichever is applicable for the school;~~

31 ~~—(m)~~ (l) Address the specific educational needs and concerns of
32 the pupils who are enrolled in the school; and

33 ~~(n)~~ (m) Set forth the calendar and schedule for the school.

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

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

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

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

43 3. An empowerment plan may:

44 (a) Request a waiver from a statute contained in this title or a
45 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. 20. NRS 388.846 is hereby amended to read as follows:

388.846 1. If the board of trustees of a school district provides a program of distance education, the board of trustees shall ensure that the persons who operate the program on a day-to-day basis comply with and carry out all applicable requirements, statutes, regulations, rules and policies of the school district, including, without limitation:

(a) Graduation requirements;

(b) Accountability of public schools, as set forth in NRS 385.3455 to ~~385.391~~, **385.3891**, inclusive ~~§~~, *and section 1 of this act;*

(c) Provisions governing the attendance and truancy of pupils, as set forth in NRS 392.040 to 392.220, inclusive; and

(d) Discipline of pupils.

2. If the governing body of a charter school provides a program of distance education, the governing body shall:

(a) For each pupil who is enrolled in the program, provide written notice to the board of trustees of the school district in which the pupil resides of the type of educational services that will be provided to the pupil through the program. The written notice must be provided to the board of trustees before the pupil receives educational services through the program of distance education.



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(b) Ensure that the persons who operate the program on a day-to-day basis comply with and carry out all applicable requirements, statutes, regulations, rules and policies of the charter school, including, without limitation:

(1) Graduation requirements;

(2) Accountability of public schools, as set forth in NRS 385.3455 to ~~385.391~~, **385.3891**, inclusive ~~H~~, **and section 1 of this act**;

(3) Provisions governing the attendance and truancy of pupils, as set forth in NRS 392.040 to 392.220, inclusive; and

(4) Discipline of pupils.

Sec. 21. NRS 388.862 is hereby amended to read as follows:

388.862 1. If a pupil is enrolled full-time in a program of distance education provided by the board of trustees of a school district, the board of trustees that provides the program shall declare for each such pupil one public school within that school district with which the pupil is affiliated. The board of trustees may declare that all the pupils enrolled in the program of distance education are affiliated with one public school within the school district, or it may declare individual public schools for the pupils enrolled in the program. Upon the declared affiliation, the pupil shall be deemed enrolled in that public school for purposes of all the applicable requirements, statutes, regulations, rules and policies of that public school and school district, including, without limitation:

(a) Graduation requirements;

(b) Accountability of public schools, as set forth in NRS 385.3455 to ~~385.391~~, **385.3891**, inclusive ~~H~~, **and section 1 of this act**;

(c) Provisions governing the attendance and truancy of pupils, as set forth in NRS 392.040 to 392.220, inclusive; and

(d) Discipline of pupils.

2. A pupil who is enrolled full-time in a program of distance education provided by a charter school shall be deemed enrolled in the charter school. All the applicable requirements, including, without limitation, statutes, regulations, rules and policies of that charter school apply to such a pupil, including, without limitation:

(a) Graduation requirements;

(b) Accountability of public schools, as set forth in NRS 385.3455 to ~~385.391~~, **385.3891**, inclusive ~~H~~, **and section 1 of this act**;

(c) Provisions governing the attendance and truancy of pupils, as set forth in NRS 392.040 to 392.220, inclusive; and

(d) Discipline of pupils.

3. If a pupil is enrolled part-time in a program of distance education, all the applicable requirements, statutes, regulations,



1 rules and policies of the public school of the school district in which
2 the pupil is otherwise enrolled or the charter school in which the
3 pupil is otherwise enrolled apply to such a pupil, including, without
4 limitation:

5 (a) Graduation requirements;

6 (b) Accountability of public schools, as set forth in NRS
7 385.3455 to ~~385.391~~, **385.3891**, inclusive ~~§~~, *and section 1 of*
8 *this act*;

9 (c) Provisions governing the attendance and truancy of pupils, as
10 set forth in NRS 392.040 to 392.220, inclusive; and

11 (d) Discipline of pupils.

12 **Sec. 22.** NRS 389.011 is hereby amended to read as follows:

13 389.011 1. The board of trustees of each school district and
14 the governing body of each charter school shall ensure that each
15 pupil who is limited English proficient and is enrolled in the school
16 district or charter school, as applicable, participates in the
17 achievement and proficiency examinations administered pursuant to
18 this chapter. The State Board shall prescribe reasonable
19 modifications and accommodations that must be used in the
20 administration of an examination to a pupil who is limited English
21 proficient and who is unable to take an examination under regular
22 testing conditions. The results of each pupil who is limited English
23 proficient and who takes an examination with modifications and
24 accommodations must be reported and included within the
25 determination of whether the school ~~and the school district have~~
26 ~~made adequate yearly progress.~~ *has met the annual measurable*
27 *objectives and performance targets established pursuant to the*
28 *statewide system of accountability for public schools.*

29 2. The board of trustees of a school district and the governing
30 body of a charter school shall administer to a pupil who is limited
31 English proficient:

32 (a) To the extent practicable, examinations in mathematics and
33 science required by subsection 1 in the language most likely to yield
34 accurate and reliable information on what the pupil knows.

35 (b) To the extent practicable, examinations in reading required
36 by subsection 1 in the language most likely to yield accurate and
37 reliable information on what the pupil knows if the pupil has
38 attended public schools in the United States for less than 3
39 consecutive years.

40 (c) If the pupil has attended public schools in the United States
41 for 3 consecutive years but less than 5 consecutive years:

42 (1) Examinations in reading required by subsection 1 in the
43 English language; or

44 (2) Examinations in reading required by subsection 1 in the
45 language most likely to yield accurate and reliable information on



1 what the pupil knows if the board of trustees or the governing body,
2 as applicable, determines that the pupil has not reached a level of
3 English proficiency sufficient to yield valid and reliable information
4 on what the pupil knows. The board of trustees or the governing
5 body of a charter school, as applicable, may grant exceptions for a
6 particular pupil pursuant to this subparagraph, on a case-by-case
7 basis, for a period not longer than 2 consecutive years.

8 (d) If the pupil has attended public schools in the United States
9 for 5 consecutive years or more, examinations in reading required
10 by subsection 1 in the English language.

11 3. The State Board shall prescribe an assessment of proficiency
12 in the English language for pupils who are limited English proficient
13 to measure oral language skills, comprehension skills, reading skills
14 and writing skills. The board of trustees of each school district and
15 the governing body of each charter school shall administer the
16 assessment annually at the time prescribed by the State Board. A
17 pupil who takes the assessment prescribed pursuant to this
18 subsection is not exempt from the achievement and proficiency
19 examinations administered pursuant to this chapter.

20 **Sec. 23.** NRS 389.0115 is hereby amended to read as follows:

21 389.0115 1. If a pupil with a disability is unable to take an
22 examination administered pursuant to NRS 389.015 or 389.550
23 under regular testing conditions, the pupil may take the examination
24 with modifications and accommodations that the pupil's
25 individualized education program team determines, in consultation
26 with the Department and in accordance with the Individuals with
27 Disabilities Education Act, 20 U.S.C. §§ 1400 et seq., and the No
28 Child Left Behind Act of 2001, 20 U.S.C. §§ 6301 et seq., are
29 necessary to measure the progress of the pupil. If modifications or
30 accommodations are made in the administration of an examination
31 for a pupil with a disability, the modifications or accommodations
32 must be set forth in the pupil's individualized education program.
33 The results of each pupil with a disability who takes an examination
34 with modifications or accommodations must be reported and must
35 be included in the determination of whether the school ~~and the~~
36 ~~school district have made adequate yearly progress.~~ *has met the*
37 *annual measurable objectives and performance targets established*
38 *pursuant to the statewide system of accountability for public*
39 *schools.*

40 2. The State Board shall prescribe an alternate examination for
41 administration to a pupil with a disability if the pupil's
42 individualized education program team determines, in consultation
43 with the Department, that the pupil cannot participate in all or a
44 portion of an examination administered pursuant to NRS 389.015 or
45 389.550 even with modifications and accommodations.



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3. The State Board shall prescribe, in accordance with the Individuals with Disabilities Education Act, 20 U.S.C. §§ 1400 et seq., and the No Child Left Behind Act of 2001, 20 U.S.C. §§ 6301 et seq., the modifications and accommodations that must be used in the administration of an examination to a pupil with a disability who is unable to take the examination under regular testing conditions.

4. As used in this section:

(a) "Individualized education program" has the meaning ascribed to it in 20 U.S.C. § 1414(d)(1)(A).

(b) "Individualized education program team" has the meaning ascribed to it in 20 U.S.C. § 1414(d)(1)(B).

Sec. 24. NRS 391.098 is hereby amended to read as follows:

391.098 1. If a pupil enrolled in a Title I school or a school that is ~~designated as needing improvement pursuant to NRS 385.3623-1~~ *rated as underperforming pursuant to the statewide system of accountability for public schools:*

(a) Is assigned to a teacher, as the pupil's regular classroom teacher, who is not highly qualified; or

(b) Has been taught for 4 consecutive weeks or more by a teacher who is not the pupil's regular classroom teacher and who is not highly qualified,

➔ the principal of the school or the administrative head of the charter school, as applicable, shall provide notice of that fact to the parent or legal guardian of the pupil.

2. The State Board shall prescribe the date on which the notice required by subsection 1 must be provided. The notice must be provided in a uniform and understandable format and, to the extent practicable, in a language that parents and guardians can understand.

3. As used in this section, "highly qualified" has the meaning ascribed to it in 20 U.S.C. § 7801(23).

Sec. 25. NRS 391.125 is hereby amended to read as follows:

391.125 1. If the board of trustees of a school district determines that a shortage of teachers exists within the school district in a particular subject area, the board of trustees may submit a written request to the Superintendent of Public Instruction to employ persons who are licensed teachers but who do not hold an endorsement to teach in the subject area for which there is a shortage of teachers at a public school within the school district that is not ~~designated as demonstrating need for improvement pursuant to NRS 385.3623-1~~ *rated as underperforming pursuant to the statewide system of accountability for public schools.* The Superintendent of Public Instruction may grant such a request if the Superintendent determines that a shortage of teachers exists in the subject area. If the Superintendent of Public Instruction grants a request pursuant to this subsection, a person who holds a license to



1 teach but not an endorsement in the subject area for which the
2 request was granted may be employed by the school district
3 for not more than 2 school years to teach in that subject area at a
4 public school within the school district that is not ~~designated as~~
5 ~~needing improvement pursuant to NRS 385.3623.~~ *rated as*
6 *underperforming pursuant to the statewide system of*
7 *accountability for public schools.*

8 2. If the Superintendent of Public Instruction grants a request
9 pursuant to subsection 1, the Superintendent shall submit a written
10 report to the Commission that includes the name of the school
11 district for which the request was granted and the subject area for
12 which the request was granted. Upon receipt of such a report, the
13 Commission shall consider whether to adopt revisions to the
14 requirements for an endorsement in that subject area to address
15 the shortage of teachers.

16 **Sec. 26.** NRS 391.298 is hereby amended to read as follows:

17 391.298 If the board of trustees of a school district or the
18 superintendent of schools of a school district schedules a day or
19 days for the professional development of teachers or administrators
20 employed by the school district:

21 1. The primary focus of that scheduled professional
22 development must be to improve the achievement of the pupils
23 enrolled in the school district, as set forth in the ~~§~~:

24 ~~—(a) Plan~~ *plan* to improve the achievement of pupils prepared
25 pursuant to NRS 385.357. ~~§~~

26 ~~—(b) Turnaround plan for the school implemented pursuant to~~
27 ~~NRS 385.37603; or~~

28 ~~—(c) Plan for restructuring the school implemented pursuant to~~
29 ~~NRS 385.37607;~~

30 ~~→ as applicable.~~

31 2. The scheduled professional development must be structured
32 so that teachers attend professional development that is designed for
33 the specific subject areas or grades taught by those teachers.

34 **Sec. 27.** NRS 391.540 is hereby amended to read as follows:

35 391.540 1. The governing body of each regional training
36 program shall:

37 (a) Adopt a training model, taking into consideration other
38 model programs, including, without limitation, the program used by
39 the Geographic Alliance in Nevada.

40 (b) Assess the training needs of teachers and administrators who
41 are employed by the school districts within the primary jurisdiction
42 of the regional training program and adopt priorities of training for
43 the program based upon the assessment of needs. The board of
44 trustees of each such school district may submit recommendations to



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1 the appropriate governing body for the types of training that should
2 be offered by the regional training program.

3 (c) In making the assessment required by paragraph (b) and as
4 deemed necessary by the governing body, review the ~~†~~

5 ~~(1) Plans†~~ **plans** to improve the achievement of pupils
6 prepared pursuant to NRS 385.357 ~~†~~

7 ~~(2) Turnaround plans for schools implemented pursuant to~~
8 ~~NRS 385.37603; and~~

9 ~~(3) Plans for restructuring schools implemented pursuant to~~
10 ~~NRS 385.37607;~~

11 ~~→†~~ for individual schools within the primary jurisdiction of the
12 regional training program.

13 (d) Prepare a 5-year plan for the regional training program,
14 which includes, without limitation:

15 (1) An assessment of the training needs of teachers and
16 administrators who are employed by the school districts within the
17 primary jurisdiction of the regional training program; and

18 (2) Specific details of the training that will be offered by the
19 regional training program for the first 2 years covered by the plan.

20 (e) Review the 5-year plan on an annual basis and make
21 revisions to the plan as are necessary to serve the training needs of
22 teachers and administrators employed by the school districts within
23 the primary jurisdiction of the regional training program.

24 2. The Department, the Nevada System of Higher Education
25 and the board of trustees of a school district may request the
26 governing body of the regional training program that serves the
27 school district to provide training, participate in a program or
28 otherwise perform a service that is in addition to the duties of the
29 regional training program that are set forth in the plan adopted
30 pursuant to this section or otherwise required by statute. An entity
31 may not represent that a regional training program will perform
32 certain duties or otherwise obligate the regional training program as
33 part of an application by that entity for a grant unless the entity has
34 first obtained the written confirmation of the governing body of the
35 regional training program to perform those duties or obligations.
36 The governing body of a regional training program may, but is not
37 required to, grant a request pursuant to this subsection.

38 **Sec. 28.** NRS 392.456 is hereby amended to read as follows:

39 392.456 1. The Department shall:

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

43 (b) Work in consultation with the Legislative Bureau of
44 Educational Accountability and Program Evaluation, the Nevada
45 Association of School Boards, the Nevada Association of School



1 Administrators, the Nevada State Education Association and the
2 Nevada Parent Teacher Association in the development of the form;
3 and

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

7 2. The form must include, without limitation:

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

11 (b) A checklist indicating whether:

12 (1) The pupil completes his or her homework assignments in
13 a timely manner;

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

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

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

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

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

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

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

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

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

36 (4) Attends school activities.

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

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

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



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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.

~~16. 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 in accordance with the regulations of the State Board adopted pursuant to NRS 385.361, 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. 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 policy:

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

(b) For parental involvement and family engagement 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 or herself, 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 the teacher's 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 in accordance with the regulations of the State Board adopted pursuant to NRS 385.361 for an elementary school, the principal of the school shall provide to the support team 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. 30. NRS 218E.615 is hereby amended to read as follows:

218E.615 1. The Committee may:

(a) Evaluate, review and comment upon issues related to education within this State, including, but not limited to:

(1) Programs to enhance accountability in education;

(2) Legislative measures regarding education;



(3) The progress made by this State, the school districts and the public schools in this State in satisfying the goals and objectives of the ~~federal No Child Left Behind Act of 2001, 20 U.S.C. §§ 6301 et seq., and the annual measurable objectives established by the State Board of Education pursuant to NRS 385.361;~~ *statewide system of accountability for public schools;*

(4) Methods of financing public education;

(5) The condition of public education in the elementary and secondary schools;

(6) The program to reduce the ratio of pupils per class per licensed teacher prescribed in NRS 388.700, 388.710 and 388.720;

(7) The development of any programs to automate the receipt, storage and retrieval of the educational records of pupils; and

(8) Any other matters that, in the determination of the Committee, affect the education of pupils within this State.

(b) Conduct investigations and hold hearings in connection with its duties pursuant to this section.

(c) Request that the Legislative Counsel Bureau assist in the research, investigations, hearings and reviews of the Committee.

(d) Make recommendations to the Legislature concerning the manner in which public education may be improved.

2. The Committee shall ~~+~~

~~—(a) In addition to any standards prescribed by the Department of Education, prescribe standards for the review and evaluation of the reports of the State Board of Education, State Public Charter School Authority, school districts and public schools pursuant to paragraph (a) of subsection 1 of NRS 385.359.~~

~~—(b) For the purposes set forth in NRS 385.389, recommend to the Department of Education programs of remedial study for each subject tested on the examinations administered pursuant to NRS 389.015. In recommending these programs of remedial study, the Committee shall consider programs of remedial study that have proven to be successful in improving the academic achievement of pupils.~~

~~—(c) Recommend to the Department of Education providers of supplemental educational services for inclusion on the list of approved providers prepared by the Department pursuant to NRS 385.384. In recommending providers, the Committee shall consider providers with a demonstrated record of effectiveness in improving the academic achievement of pupils.~~

~~—(d) For~~ , *for* the purposes set forth in NRS 385.3785, recommend to the Commission on Educational Excellence created by NRS 385.3784 programs, practices and strategies that have



1 proven effective in improving the academic achievement and
2 proficiency of pupils.

3 **Sec. 31.** NRS 218E.625 is hereby amended to read as follows:

4 218E.625 1. The Legislative Bureau of Educational
5 Accountability and Program Evaluation is hereby created within the
6 Fiscal Analysis Division. The Fiscal Analysts shall appoint to the
7 Legislative Bureau of Educational Accountability and Program
8 Evaluation a Chief and such other personnel as the Fiscal Analysts
9 determine are necessary for the Bureau to carry out its duties
10 pursuant to this section.

11 2. The Bureau shall, as the Fiscal Analysts determine is
12 necessary or at the request of the Committee:

13 (a) Collect and analyze data and issue written reports
14 concerning:

15 (1) The effectiveness of the provisions of NRS 385.3455 to
16 ~~385.391, 1~~ **385.3891**, inclusive, *and section 1 of this act*, in
17 improving the accountability of the schools of this State;

18 (2) The statewide program to reduce the ratio of pupils per
19 class per licensed teacher prescribed in NRS 388.700, 388.710 and
20 388.720;

21 (3) The statewide program to educate persons with
22 disabilities that is set forth in chapter 395 of NRS;

23 (4) The results of the examinations of the National
24 Assessment of Educational Progress that are administered pursuant
25 to NRS 389.012; and

26 (5) Any program or legislative measure, the purpose of
27 which is to reform the system of education within this State.

28 (b) Conduct studies and analyses to evaluate the performance
29 and progress of the system of public education within this State.
30 Such studies and analyses may be conducted:

31 (1) As the Fiscal Analysts determine are necessary; or

32 (2) At the request of the Legislature.

33 ➤ This paragraph does not prohibit the Bureau from contracting
34 with a person or entity to conduct studies and analyses on behalf of
35 the Bureau.

36 (c) On or before October 1 of each even-numbered year, submit
37 a written report of its findings pursuant to paragraphs (a) and (b) to
38 the Director for transmission to the next regular session. The Bureau
39 shall, on or before October 1 of each odd-numbered year, submit a
40 written report of its findings pursuant to paragraphs (a) and (b) to
41 the Director for transmission to the Legislative Commission and to
42 the Legislative Committee on Education.

43 3. The Bureau may, pursuant to NRS 218F.620, require a
44 school, a school district, the Nevada System of Higher Education or
45 the Department of Education to submit to the Bureau books, papers,



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1 records and other information that the Chief of the Bureau
2 determines are necessary to carry out the duties of the Bureau
3 pursuant to this section. An entity whom the Bureau requests to
4 produce records or other information shall provide the records or
5 other information in any readily available format specified by the
6 Bureau.

7 4. Except as otherwise provided in this subsection and NRS
8 239.0115, any information obtained by the Bureau pursuant to this
9 section shall be deemed a work product that is confidential pursuant
10 to NRS 218F.150. The Bureau may, at the discretion of the Chief
11 and after submission to the Legislature or Legislative Commission,
12 as appropriate, publish reports of its findings pursuant to paragraphs
13 (a) and (b) of subsection 2.

14 5. This section does not prohibit the Department of Education
15 or the State Board of Education from conducting analyses,
16 submitting reports or otherwise reviewing educational programs in
17 this State.

18 **Sec. 32.** NRS 385.34692, 385.349, 385.358, 385.359, 385.361,
19 385.3611, 385.36125, 385.36127, 385.36129, 385.362, 385.3623,
20 385.3625, 385.3661, 385.3693, 385.372, 385.3721, 385.3743,
21 385.3744, 385.3745, 385.3746, 385.376, 385.37603, 385.37605,
22 385.37607, 385.3761, 385.3762, 385.377, 385.3771, 385.37715,
23 385.3772, 385.3773, 385.3774, 385.384, 385.389 and 385.391 are
24 hereby repealed.

25 **Sec. 33.** The Department of Education shall:

26 1. Monitor the impact of the revisions made by this act,
27 including, without limitation, the removal of certain accountability
28 provisions included in the statewide system of accountability for
29 public schools under the No Child Left Behind Act of 2001, 20
30 U.S.C. § 6301 et seq.

31 2. Provide a status report on the impact to the Legislative
32 Committee on Education, including, without limitation:

33 (a) The status of the statewide system of accountability for
34 public schools developed under authorization from the United States
35 Department of Education in accordance with the waiver approved in
36 August of 2012, from some of the requirements of the No Child Left
37 Behind Act; and

38 (b) Any recommendations for legislation based upon the
39 revisions made to the statewide system of accountability for public
40 schools by this act.

41 **Sec. 34.** This act becomes effective on July 1, 2013.



LEADLINES OF REPEALED SECTIONS

385.34692 Summary of accountability information for State Board; submission and public dissemination of summary; availability of summary on Internet.

385.349 Summary of accountability information for school districts and charter schools; submission and public dissemination of summary; availability of summary on Internet.

385.358 Summary of accountability information for individual schools; submission and public dissemination of summary; availability of summary on Internet.

385.359 Authority of Bureau to convene advisory group to review accountability information; duties of advisory group; qualifications of members of advisory group.

385.361 Measurement of adequate yearly progress prescribed by State Board; regulations governing corrective action, consequences and sanctions for certain schools.

385.3611 Regulations governing criteria for designating schools and school districts.

385.36125 Membership.

385.36127 Duties and powers; quarterly progress report.

385.36129 Annual written report; contents, submission and availability of report.

385.362 Consequences for failure to make adequate yearly progress for 1 year.

385.3623 Criteria for designating schools as demonstrating exemplary achievement, high achievement, adequate achievement or need for improvement.

385.3625 Recognition as exemplary turnaround school.

385.3661 Designation as demonstrating need for improvement for 1 year: Notice; technical assistance; school choice required for Title I schools.

385.3693 Designation as demonstrating need for improvement for 2 consecutive years: Notice; technical assistance.

385.372 Designation of Title I schools as demonstrating need for improvement for 2 consecutive years: School choice and supplemental services required; delay from imposition of supplemental services required for certain schools.



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385.3721 Designation as demonstrating need for improvement for 3 consecutive years: Notice; technical assistance; comprehensive audit of school.

385.3743 Designation of Title I schools as demonstrating need for improvement for 3 consecutive years: School choice, supplemental services and corrective action required; delay from imposition of corrective action required for certain schools.

385.3744 Designation of non-Title I schools as demonstrating need for improvement for 3 consecutive years: Certain corrective action authorized; delay from imposition for certain schools.

385.3745 Designation of non-Title I schools as demonstrating need for improvement for 4 consecutive years: Development of turnaround plan; monitoring of implementation of turnaround plan and corrective action by Department; notice; technical assistance; regulations.

385.3746 Designation of Title I schools as demonstrating need for improvement for 4 consecutive years: Technical assistance, school choice, supplemental educational services and development of plan for restructuring required; delay from development of plan required for certain schools.

385.376 Designation of non-Title I schools as demonstrating need for improvement for 4 consecutive years: Corrective action and other consequences and sanctions authorized; delay from imposition required for certain schools; notice of consequences and sanctions.

385.37603 Designation of non-Title I schools as demonstrating need for improvement for 5 or more consecutive years: Repeal of plan to improve and implementation of turnaround plan; notice; technical assistance.

385.37605 Designation of non-Title I schools as demonstrating need for improvement for 5 consecutive years or more: Corrective action and other consequences and sanctions authorized; delay from imposition required for certain schools; monitoring of turnaround plan by Department; notice of consequences and sanctions.

385.37607 Designation of Title I schools as demonstrating need for improvement for 5 consecutive years or more: Repeal of plan to improve and implementation of plan for restructuring; delay from implementation of plan required for certain schools; technical assistance, school choice and supplemental educational services required; notice.

385.3761 Restructuring required for Title I schools; notice of restructuring.



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385.3762 Annual determination of adequate yearly progress for school districts.

385.377 Criteria for designating school districts as demonstrating exemplary achievement, high achievement, adequate achievement or need for improvement.

385.3771 Annual designation of school districts; issuance of preliminary designations; opportunity for school districts to review data; notice of final designations; public dissemination.

385.37715 Recognition as exemplary turnaround school district.

385.3772 Consequences for school district designated as demonstrating need for improvement; technical assistance and corrective action.

385.3773 Types of corrective actions for school districts; notice of corrective action and opportunity for hearing.

385.3774 Delay from imposition of corrective action required for certain school districts.

385.384 Selection of providers of supplemental educational services; maintenance of updated list of approved providers.

385.389 Department required to adopt programs of remedial study; schools demonstrating need for improvement required to ensure completion of remedial study by certain pupils.

385.391 Regulations governing recognition of certain schools and to carry out statewide system of accountability.

