

Amendment No. 515

Assembly Amendment to Assembly Bill No. 460 (BDR 34-195)

Proposed by: Assembly Committee on Education

Amendment Box: Replaces Amendment No. 269.

Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

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

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

SHORT FORM AMENDMENT

Sections 4 and 6 of this act are the only sections affected by this amendment.

KCR/EGO



Date: 4/16/2013

A.B. No. 460—Revises provisions governing the statewide system of accountability for public schools. (BDR 34-195)



The Title of Assembly Bill No. 460 is hereby amended as follows:

1 AN ACT relating to education; requiring the Department of Education to obtain the
2 approval necessary from the United States Department of Education to ensure that
3 the statewide system of accountability for public schools
4 complies with all requirements necessary to receive federal funding under
5 the Elementary and Secondary Education Act of 1965; prescribing certain
6 requirements for a uniform statewide system of accountability for public
7 schools; revising provisions governing the annual reports of
8 accountability for public schools; repealing provisions relating to
9 adequate yearly progress and the designation of public schools and school
10 districts based upon an annual determination of whether the public
11 schools and school districts have made adequate yearly progress;
12 repealing provisions governing the consequences and sanctions for public
13 schools and school districts designated as needing improvement;
14 repealing provisions governing the creation and duties of school support
15 teams for certain public schools designated as needing improvement; and
16 providing other matters properly relating thereto.

If this amendment is adopted, the Legislative Counsel's Digest will be changed as follows:

Legislative Counsel's Digest:

17 The No Child Left Behind Act of 2001 requires each state to have a single, statewide
18 system of accountability applicable to all pupils, challenging academic content standards and
19 periodic examinations on those challenging academic standards. (20 U.S.C. §§ 6301 et seq.)
20 The Act was a significant reauthorization of the Elementary and Secondary Education Act of
21 1965. Certain provisions of the Act apply only to those public schools and school districts
22 receiving federal money pursuant to the provisions of the Act, also known as "Title I schools"
23 and "Title I school districts." (NRS 385.3467, 385.34675) The intended goal of the No Child
24 Left Behind Act was to hold the states, local school districts and public schools accountable
25 for improving the academic achievement of all pupils and to identify and turn around low
26 performing schools. The Act's mechanism for determining the status of schools and school
27 districts is based primarily upon an annual determination of whether the school or school
28 district has made adequate yearly progress.

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

40 **Section 1** of this bill requires the Department of Education to obtain the approval
41 necessary to ensure that the statewide system of accountability for public schools complies
42 with all requirements for the receipt of federal money under the Elementary and Secondary
43 Education Act. **Section 1** also establishes certain requirements for the statewide system of
44 accountability for public schools which applies to all public schools, regardless of Title I
45 status, and which must: (1) include a method to rate each public school based upon
46 performance; (2) include a method to implement consequences, rewards and supports for
47 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.

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.

Section 4 of Assembly Bill No. 460 is hereby amended as follows:

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

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

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

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

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

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

~~(3) Pupils with disabilities;~~

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

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

(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

1 total number of days short-term substitute teachers were employed at each school,
2 identified by grade level.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

27 (2) An adult diploma.

28 (3) An adjusted diploma.

29 (4) A certificate of attendance.

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

33 (dd) The number of habitual truants who are reported to a school police officer
34 or local law enforcement agency pursuant to paragraph (a) of subsection 2 of NRS
35 392.144 and the number of habitual truants who are referred to an advisory board to
36 review school attendance pursuant to paragraph (b) of subsection 2 of NRS
37 392.144, reported for each school district, including, without limitation, each
38 charter school in the district, and for this State as a whole.

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

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

45 (2) For each school district, including, without limitation, each charter
46 school in the district, and for this State as a whole, the number and percentage of all
47 paraprofessionals who do not satisfy the qualifications set forth in 20 U.S.C. §
48 6319(c). The reporting requirements of this subparagraph apply to
49 paraprofessionals who are employed in programs supported with Title I money and
50 to paraprofessionals who are not employed in programs supported with Title I
51 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;

(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.

(j) 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.

Section 6 of Assembly Bill No. 460 is hereby amended as follows:

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

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

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

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

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

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

~~(III) Pupils with disabilities;~~

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

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

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

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

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

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

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

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

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

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

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

1 school in the district and the district as a whole, including, without limitation, each
2 charter school sponsored by the district.

3 (d) The total number of persons employed for each elementary school, middle
4 school or junior high school, and high school in the district, including, without
5 limitation, each charter school sponsored by the district. Each such person must be
6 reported as either an administrator, a teacher or other staff and must not be reported
7 in more than one category. In addition to the total number of persons employed by
8 each school in each category, the report must include the number of employees in
9 each of the three categories for each school expressed as a percentage of the total
10 number of persons employed by the school. As used in this paragraph:

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

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

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

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

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

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

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

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

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

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

46 (1) The percentage of teachers who are:

47 (I) Providing instruction pursuant to NRS 391.125;

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

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

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

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

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

(I) 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 substitute teachers were employed at each school, identified by grade level.

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

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

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

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

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

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

(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.

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

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

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

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

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

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

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

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

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

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

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

~~((hh))~~ *(gg)* For each high school in the district, including, without limitation, each charter school sponsored by the district that operates as a high school, and for high schools in the district 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))~~ ~~((gg))~~ 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.

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

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

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

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

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

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

18 6. The Superintendent of Public Instruction shall:

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

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

29 (c) Consult with a representative of the:

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

37 ^{and} concerning the program and consider any advice or recommendations submitted
38 by the representatives with respect to the program.

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

43 8. On or before September 30 of each year:

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

47 (b) The State Public Charter School Authority and each college or university
48 within the Nevada System of Higher Education that sponsors a charter school shall
49 submit to each advisory board to review school attendance created in a county
50 pursuant to NRS 392.126 the information regarding the records of the attendance
51 and truancy of pupils enrolled in the charter school located in that county, if any, in
52 accordance with the regulations prescribed by the Department pursuant to
53 subsection 3.

9. On or before September 30 of each year:

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

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

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

10. Upon the request of the Governor, an entity described in paragraph (a) of subsection 9 or a member of the general public, the board of trustees of a school district, the State Public Charter School Authority or a college or university within the Nevada System of Higher Education that sponsors a charter school, as applicable, shall provide a portion or portions of the report required pursuant to subsection 2 or 3, as applicable.

11. 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.