

SENATE BILL NO. 467—COMMITTEE ON FINANCE
(ON BEHALF OF THE DEPARTMENT OF ADMINISTRATION)

MARCH 25, 2013

Referred to Committee on Education

SUMMARY—Revises provisions relating to education.
(BDR 34-1130)

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 Superintendent of Public Instruction to establish the Education Advisory Council; abolishing the Commission on Professional Standards in Education; transferring the powers and duties of the Commission on Professional Standards in Education to the Superintendent; abolishing the Commission on Educational Excellence; abolishing the Council to Establish Academic Standards for Public Schools; transferring the duties of the Council to Establish Academic Standards for Public Schools to the Department of Education; abolishing the Statewide Council for the Coordination of the Regional Training Programs and the governing body of each regional training program; transferring the powers and duties of the Council for the Coordination of the Regional Training Programs and governing bodies concerning the regional training programs to the Department; abolishing the Commission on Educational Technology; transferring certain duties of the Commission on Educational Technology to the Superintendent; revising the qualifications and duties of the Superintendent; revising provisions relating to deputy superintendents; and providing other matters properly relating thereto.



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Legislative Counsel's Digest:

Sections 2-4 of this bill require the Superintendent of Public Instruction to establish the Education Advisory Council to advise the Superintendent of Public Instruction.

Existing law creates the Council to Establish Academic Standards for Public Schools. (NRS 389.510) This bill abolishes the Council to Establish Academic Standards for Public Schools, and **sections 7, 26-29, 31, 32, 43, 63 and 64** of this bill transfer the powers and duties of the Council to the Department of Education.

Existing law establishes the Commission on Professional Standards in Education. (NRS 391.011) This bill abolishes the Commission on Professional Standards in Education, and **sections 20 and 34-42 and 44-53** of this bill transfer the powers and duties of the Commission to the Superintendent of Public Instruction. Additionally, this bill abolishes the Commission on Educational Excellence and the Commission on Educational Technology and transfers certain duties of the Commission on Educational Technology to the Superintendent of Public Instruction.

Existing law creates three regional training programs for the professional development of teachers and administrators and designates each of the 17 county school districts within the jurisdiction of one of the regional training programs. (NRS 391.500-391.556) Existing law also creates: (1) the Statewide Council for the Coordination of the Regional Training Programs; and (2) a governing body of each regional training program. This bill abolishes the Statewide Council and each governing body, and **sections 20 and 55-62** of this bill transfer their powers and duties concerning the regional training programs to the Department.

Section 6 of this bill removes the requirement that any expenditure from the Education Gift Fund be approved by the Legislature or the Interim Finance Committee.

Section 8 of this bill revises the qualifications of the Superintendent of Public Instruction. **Sections 14 and 17** of this bill revise certain provisions relating to deputy superintendents appointed by the Superintendent. **Sections 11-13, 15 and 16** of this bill transfer certain duties of the Superintendent and his or her deputies to the Department.

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

Section 1. Chapter 385 of NRS is hereby amended by adding thereto the provisions set forth as sections 2, 3 and 4 of this act.

Sec. 2. *As used in sections 2, 3 and 4 of this act, unless the context otherwise requires, "Education Advisory Council" means the Education Advisory Council established pursuant to section 3 of this act.*

Sec. 3. 1. *The Superintendent of Public Instruction shall establish an Education Advisory Council. The Education Advisory Council is composed of the following voting members:*

(a) One member appointed by the Superintendent from among the members of the Advisory Council on Parental Involvement and Family Engagement established pursuant to NRS 385.610;

(b) The Chair of the Teachers and Leaders Council of Nevada created by NRS 391.455;



(c) *The Chair of the State Public Charter School Authority;*

(d) *One member appointed by the Superintendent who is an administrator or teacher in a public school or a representative of public libraries or the Nevada System of Higher Education and who possesses knowledge of and experience in the use of educational technology in public schools;*

(e) *One member appointed by the Superintendent who is an administrator or teacher in a public school who possesses knowledge of and experience in the education of pupils with disabilities; and*

(f) *One member appointed by the Superintendent who is an administrator or teacher in a Title I school, as that term is defined in NRS 385.3467.*

2. *In addition to the voting members described in subsection 1, the Superintendent of Public Instruction may appoint as nonvoting members of the Education Advisory Council any persons who the Superintendent determines have an interest in the success of pupils who are culturally, ethnically and linguistically diverse.*

3. *The Education Advisory Council shall elect a Chair and Vice Chair from among its members. The Chair and Vice Chair each serve a term of 1 year.*

4. *The Education Advisory Council shall meet at least once each calendar quarter and at the call of the Superintendent of Public Instruction.*

5. *A majority of the voting members of the Education Advisory Council constitutes a quorum for the transaction of all business of the Education Advisory Council.*

6. *The Department shall provide:*

(a) *Administrative support to the Education Advisory Council; and*

(b) *All information that is necessary for the Education Advisory Council to carry out its duties.*

7. *Each member of the Education Advisory Council is entitled to receive the per diem allowance and travel expenses provided for state officers and employees generally for each day or portion of a day during which the member attends a meeting of the Education Advisory Council or is otherwise engaged in the business of the Education Advisory Council. The per diem allowance and travel expenses for the members of the Education Advisory Council must be paid by the Department.*

Sec. 4. 1. *The Education Advisory Council shall advise the Superintendent of Public Instruction on such matters as the Superintendent may require. The Superintendent of Public Instruction is responsible for ensuring that the duties and*



1 *responsibilities of the Education Advisory Council are carried out*
2 *by the Education Advisory Council successfully.*

3 *2. On or before December 31 of each year, the*
4 *Superintendent of Public Instruction shall submit a written report*
5 *to the State Board describing the activities of the Education*
6 *Advisory Council.*

7 **Sec. 5.** NRS 385.014 is hereby amended to read as follows:

8 385.014 When required, the Attorney General shall give an
9 opinion in writing and without fee to the State Board ~~†~~ and the
10 Superintendent of Public Instruction ~~†and the Commission on~~
11 ~~Professional Standards in Education†~~ on matters relating to the
12 powers and duties of the Department.

13 **Sec. 6.** NRS 385.095 is hereby amended to read as follows:

14 385.095 Except as otherwise provided in NRS 385.091:

15 1. All gifts of money which the State Board is authorized to
16 accept must be deposited in a special revenue fund in the State
17 Treasury designated as the Education Gift Fund.

18 2. The money available in the Education Gift Fund must be
19 used only for the purpose specified by the donor, within the scope of
20 the State Board's powers and duties . ~~†, and no expenditure may be~~
21 ~~made until approved by the Legislature in an authorized expenditure~~
22 ~~act or by the Interim Finance Committee if the Legislature is not in~~
23 ~~session.†~~

24 3. If all or part of the money accepted by the State Board
25 from a donor is not expended before the end of any fiscal year,
26 the remaining balance of the amount donated must remain in the
27 Education Gift Fund until needed for the purpose specified by the
28 donor.

29 **Sec. 7.** NRS 385.110 is hereby amended to read as follows:

30 385.110 1. Except as otherwise provided in subsections 2 and
31 3, the State Board shall prescribe and cause to be enforced the
32 courses of study for the public schools of this State. The courses of
33 study prescribed and enforced by the State Board must comply with
34 the standards of content and performance established by the
35 ~~†Council to Establish Academic Standards for Public Schools†~~
36 *Department* pursuant to NRS 389.520.

37 2. For those courses of study prescribed by the State Board:

38 (a) High schools may have modified courses of study, subject to
39 the approval of the State Board; and

40 (b) Any high school offering courses normally accredited as
41 being beyond the level of the 12th grade shall, before offering such
42 courses, have them approved by the State Board.

43 3. A charter school is not required to offer the courses of study
44 prescribed by the State Board except for those courses of study



1 which are required for promotion to the next grade or graduation
2 from high school.

3 **Sec. 8.** NRS 385.160 is hereby amended to read as follows:

4 385.160 To be eligible to the Office of Superintendent of
5 Public Instruction, a person shall:

6 1. Have attained the age of 21 years at the time of his or her
7 appointment; **and**

8 2. ~~{Hold a master's degree in the field of education or school~~
9 ~~administration; and~~

10 ~~—3.—~~ Possess the knowledge and ability to carry out the duties
11 required by this title and all other statutes and regulations governing
12 K-12 public education.

13 **Sec. 9.** NRS 385.170 is hereby amended to read as follows:

14 385.170 The Superintendent shall not pursue any other
15 business or occupation or hold any other office of profit without the
16 approval of the ~~{State Board of Education.}~~ **Governor.**

17 **Sec. 10.** NRS 385.190 is hereby amended to read as follows:

18 385.190 1. The Superintendent of Public Instruction or a staff
19 member designated by the Superintendent shall:

20 (a) Convene teachers' conferences in the various sections of the
21 State in such places and at such times as he or she deems advisable.

22 (b) Engage such conference lecturers and leaders as he or she
23 deems advisable.

24 (c) Preside over and regulate the programs of all teachers'
25 conferences.

26 2. No teachers' conference may continue more than 5 days.

27 3. The Superintendent of Public Instruction or the designated
28 staff member shall convene, in such places and at such times as he
29 or she may designate, conferences of school administrators.

30 ~~{4. The expenses of holding teachers' and administrators'~~
31 ~~conferences must be paid from the State Distributive School~~
32 ~~Account in the State General Fund, but the amount must not exceed~~
33 ~~\$8,400 in any one biennium. The State Controller shall draw his or~~
34 ~~her warrants for such expenses upon the order of the Superintendent~~
35 ~~of Public Instruction.}~~

36 **Sec. 11.** NRS 385.210 is hereby amended to read as follows:

37 385.210 1. The ~~{Superintendent of Public Instruction}~~
38 **Department** shall prescribe a convenient form of school register for
39 the purpose of securing accurate returns from the teachers of public
40 schools.

41 2. The ~~{Superintendent}~~ **Department** shall prepare ~~{pamphlet}~~
42 copies of the codified statutes relating to schools and shall transmit a
43 copy to each school, school trustee and other school officer in this
44 State. If the State Board adopts regulations to carry out these
45 codified statutes or if additions or amendments are made to these



1 codified statutes, the ~~{Superintendent}~~ **Department** shall have the
2 regulations, additions or amendments printed and transmitted
3 immediately thereafter. Each ~~{pamphlet}~~ **copy** must be marked
4 "State property—to be turned over to your successor in office."
5 Each school shall maintain a copy ~~{of the pamphlet}~~ with any
6 regulations, additions or amendments in the school library.

7 3. In addition to the requirements set forth in subsection 2, the
8 ~~{Superintendent}~~ **Department** shall, to the extent practicable and not
9 later than July 1 of each year, provide to the board of trustees of
10 each school district and to the governing body of each charter school
11 a memorandum that includes:

12 (a) A description of each statute newly enacted by the
13 Legislature which affects the public schools in this State and the
14 pupils who are enrolled in the public schools in this State. The
15 memorandum may compile all the statutes into one document.

16 (b) A description of each bill, or portion of a bill, newly enacted
17 by the Legislature that appropriates or authorizes money for public
18 schools or for employees of a school district or charter school, or
19 both, or otherwise affects the money that is available for public
20 schools or for employees of school districts or charter schools, or
21 both, including, without limitation, each line item in a budget for
22 such an appropriation or authorization. The memorandum may
23 compile all bills, or portions of bills, as applicable, into one
24 document.

25 (c) If a statute or bill described in the memorandum requires the
26 State Board or the Department to take action to carry out the statute
27 or bill, a brief plan for carrying out that statute or bill.

28 (d) The date on which each statute and bill described in the
29 memorandum becomes effective and the date by which it must be
30 carried into effect by a school district or public school, including,
31 without limitation, a charter school.

32 4. If a statute or bill described in subsection 3 is enacted during
33 a special session of the Legislature that concludes after July 1, the
34 ~~{Superintendent}~~ **Department** shall prepare an addendum to the
35 memorandum that includes the information required by this section
36 for each such statute or bill. The addendum must be provided to the
37 board of trustees of each school district and the governing body of
38 each charter school not later than 30 days after the special session
39 concludes.

40 5. The ~~{Superintendent}~~ **Department** shall, if directed by the
41 State Board, prepare and publish a bulletin as the official publication
42 of the Department.

43 **Sec. 12.** NRS 385.230 is hereby amended to read as follows:

44 385.230 1. The ~~{Superintendent of Public Instruction}~~
45 **Department** shall, in conjunction with the State Board, prepare an



1 annual report of the state of public education in this State. The
2 report must include, without limitation:

3 (a) An analysis of each annual report of accountability prepared
4 by the State Board pursuant to NRS 385.3469;

5 (b) An update on the status of K-12 public education in this
6 State;

7 (c) A description of the most recent vision and mission
8 statements of the State Board and the Department, including,
9 without limitation, the progress made by the State Board and
10 Department in achieving those visions and missions;

11 (d) A description of the goals and benchmarks for improving the
12 academic achievement of pupils which are included in the plan to
13 improve the achievement of pupils required by NRS 385.34691;

14 (e) An analysis of the progress the public schools have made in
15 the previous year toward achieving the goals and benchmarks for
16 improving the academic achievement of pupils;

17 (f) An analysis of whether the standards and examinations
18 adopted by the State Board adequately prepare pupils for success in
19 postsecondary educational institutions and in career and workforce
20 readiness;

21 (g) An analysis of the extent to which school districts and
22 charter schools recruit and retain effective teachers and principals;

23 (h) An analysis of the ability of the automated system of
24 accountability information for Nevada established pursuant to NRS
25 386.650 to link the achievement of pupils to the performance of the
26 individual teachers assigned to those pupils and to the principals of
27 the schools in which the pupils are enrolled;

28 (i) An analysis of the extent to which the lowest performing
29 public schools have improved the academic achievement of pupils
30 enrolled in those schools;

31 (j) A summary of the innovative educational programs
32 implemented by public schools which have demonstrated the ability
33 to improve the academic achievement of pupils, including, without
34 limitation:

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

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

39 (3) Pupils with disabilities;

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

41 (5) Pupils who are migratory children, as defined by the State
42 Board; and

43 (k) A description of any plan of corrective action requested by
44 the Superintendent of Public Instruction from the board of trustees



1 of a school district or the governing body of a charter school and the
2 status of that plan.

3 2. In odd-numbered years, the Superintendent of Public
4 Instruction shall present the report *prepared pursuant to subsection*
5 *1* in person to the Governor and each standing committee of the
6 Legislature with primary jurisdiction over matters relating to K-12
7 public education at the beginning of each regular session of the
8 Legislature.

9 3. In even-numbered years, the Superintendent of Public
10 Instruction shall, on or before January 31, submit a written copy of
11 the report *prepared pursuant to subsection 1* to the Governor and to
12 the Legislative Committee on Education.

13 **Sec. 13.** NRS 385.240 is hereby amended to read as follows:

14 385.240 1. The ~~{Superintendent of Public Instruction}~~
15 *Department* shall approve or disapprove lists of books for use in
16 public school libraries except for the libraries of charter schools.
17 Such lists must not include books containing or including any story
18 in prose or poetry the tendency of which would be to influence the
19 minds of children in the formation of ideals not in harmony with
20 truth and morality or the American way of life, or not in harmony
21 with the Constitution and laws of the United States or of the State of
22 Nevada.

23 2. Actions of the ~~{Superintendent}~~ *Department* with respect to
24 lists of books are subject to review and approval or disapproval by
25 the State Board.

26 **Sec. 14.** NRS 385.290 is hereby amended to read as follows:

27 385.290 ~~{1.}~~ The Superintendent of Public Instruction may
28 appoint ~~{a Deputy Superintendent of Instructional, Research and~~
29 ~~Evaluative Services who:~~

30 ~~—(a) Holds a master's degree in school administration or a related~~
31 ~~subject from an accredited college or university.~~

32 ~~—(b) Has a minimum of 3 years of administrative experience~~
33 ~~which includes:~~

34 ~~—(1) Supervision and evaluation of staff;~~

35 ~~—(2) Development and administration of budgets; and~~

36 ~~—(3) Development of curriculum.~~

37 ~~2. The Deputy Superintendent of Instructional, Research and~~
38 ~~Evaluative Services]~~ *such deputy superintendents as the execution*

39 *of his or her duties may require. A deputy superintendent* may
40 perform any duty required of the Superintendent of Public
41 Instruction during the absence of the Superintendent and shall do
42 such work as the Superintendent may direct under the laws of the
43 State.



1 **Sec. 15.** NRS 385.310 is hereby amended to read as follows:

2 385.310 The ~~{Deputy Superintendent for Administrative and~~
3 ~~Fiscal Services, under the direction of the Superintendent of Public~~
4 ~~Instruction,}~~ **Department** shall:

5 1. Determine the apportionment of all state school money to
6 schools of the State as prescribed by law.

7 2. Develop for public schools of the State a uniform system of
8 budgeting and accounting. The system must provide for the separate
9 reporting of expenditures for each:

10 (a) School district; and

11 (b) School within a school district.

12 ➤ Upon approval of the State Board, the system is mandatory for all
13 public schools in this State and must be enforced as provided in
14 subsection 2 of NRS 385.315.

15 3. Carry on a continuing study of school finance in the State,
16 particularly the method by which schools are financed on the state
17 level, and make such recommendations to the Superintendent of
18 Public Instruction for submission to the State Board as ~~{he or she}~~
19 **the Department** deems advisable.

20 4. Recommend to the Superintendent of Public Instruction for
21 submission to the State Board such changes in budgetary and
22 financial procedures as the studies may show to be advisable.

23 5. Perform such other statistical and financial duties pertaining
24 to the administration and finances of the schools of the State as may
25 be required by the Superintendent of Public Instruction.

26 6. Prepare for the Superintendent of Public Instruction the
27 biennial budgets of the Department for consideration by the State
28 Board and submission to the Governor.

29 **Sec. 16.** NRS 385.315 is hereby amended to read as follows:

30 385.315 ~~{In addition to any other duties, the Deputy~~
31 ~~Superintendent for Administrative and Fiscal Services, under the~~
32 ~~direction of the Superintendent of Public Instruction,}~~ **The**
33 **Department** shall:

34 1. Investigate any claim against any school fund or an account
35 established under NRS 354.603, 386.570 or 392A.083, as
36 applicable, whenever a written protest against the drawing of a
37 warrant, check or order in payment of the claim is filed with the
38 county auditor, the sponsor of the charter school or the Department.
39 If, upon investigation, the ~~{Deputy Superintendent}~~ **Department**
40 finds that any such claim is unearned, illegal or unreasonably
41 excessive, the ~~{Deputy Superintendent}~~ **Department** shall notify the
42 county auditor and the clerk of the board of trustees, the governing
43 body of the charter school or the governing body of the university
44 school for profoundly gifted pupils who drew or authorized the
45 order for the claim, stating the reasons in writing why the order is



1 unearned, illegal or excessive. If so notified, the county auditor shall
2 not draw his or her warrant in payment of the claim nor shall the
3 board of trustees, governing body of the charter school or governing
4 body of the university school for profoundly gifted pupils draw a
5 check or order in payment of the claim from an account established
6 under NRS 354.603, 386.570 or 392A.083, as applicable. If the
7 ~~Deputy Superintendent~~ *Department* finds that any protested claim
8 is legal and actually due the claimant, the ~~Deputy Superintendent~~
9 *Department* shall authorize the county auditor, the board of trustees,
10 the governing body of the charter school or the governing body of
11 the university school for profoundly gifted pupils, as applicable, to
12 draw his or her warrant or its check or order on an account
13 established under NRS 354.603, 386.570 or 392A.083, as
14 applicable, for the claim, and the county auditor, the board of
15 trustees or the appropriate governing body shall immediately draw
16 his or her warrant or its check or order in payment of the claim.

17 2. Inspect the record books and accounts of boards of trustees,
18 governing bodies of charter schools and governing bodies of
19 university schools for profoundly gifted pupils and enforce the
20 uniform method of keeping the financial records and accounts of
21 school districts, charter schools and university schools for
22 profoundly gifted pupils.

23 3. Inspect the school fund accounts of the county auditors of
24 the several counties and report the condition of the funds of any
25 school district to the board of trustees thereof.

26 4. Inspect the accounts established by:

27 (a) The boards of trustees under NRS 354.603 and report the
28 condition of the accounts to the respective boards of county
29 commissioners and county treasurers.

30 (b) The governing bodies of charter schools under NRS 386.570
31 and report the condition of the accounts to the respective sponsors of
32 the charter schools and governing bodies of the charter schools.

33 (c) The governing bodies of university schools for profoundly
34 gifted pupils under NRS 392A.083 and report the condition of the
35 accounts to the Board of Regents of the University of Nevada and
36 the respective governing bodies of the university schools.

37 **Sec. 17.** NRS 385.320 is hereby amended to read as follows:

38 385.320 ~~The Deputy Superintendent of Instructional, Research~~
39 ~~and Evaluative Services and the Deputy Superintendent for~~
40 ~~Administrative and Fiscal Services:~~

41 ~~—1. Are~~ *Each deputy superintendent appointed by the*
42 *Superintendent of Public Instruction pursuant to NRS 385.290:*

43 1. *Is* in the unclassified service of the State.

44 2. Except as otherwise provided in NRS 284.143, shall each
45 devote his or her entire time and attention to the business of his or



her office and shall not pursue any other business or occupation or hold any other office of profit.

Sec. 18. 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; *and*

(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:



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

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

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

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

(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) (f) Governing body of each charter school.~~

Sec. 19. NRS 385.389 is hereby amended to read as follows:

385.389 1. The Department shall adopt programs of remedial study for each subject tested on the examinations administered pursuant to NRS 389.015 and 389.550, including, without limitation, programs that are designed for pupils who are limited English proficient. The programs adopted for pupils who are limited English proficient must be designed to:

(a) Improve the academic achievement of those pupils; or

(b) Assist those pupils with attaining proficiency in the English language.

➤ In adopting these programs of remedial study, the Department shall consider the recommendations submitted by the Committee pursuant to NRS 218E.615 and programs of remedial study that have proven to be successful in improving the academic achievement of pupils.



2. If a school fails to make adequate yearly progress based upon the results of the examinations administered pursuant to NRS 389.015 or 389.550, the school shall adopt a program of remedial study that has been adopted by the Department pursuant to subsection 1 . ~~for a program, practice or strategy recommended by the Commission on Educational Excellence pursuant to NRS 385.3785, or any combination thereof, as applicable.~~

3. A school district that includes a school described in subsection 2 shall ensure that each of the pupils enrolled in the school who failed to demonstrate at least adequate achievement on the examinations administered pursuant to NRS 389.015 or 389.550, as applicable, completes remedial study that is determined to be appropriate for the pupil.

Sec. 20. NRS 385.635 is hereby amended to read as follows:

385.635 1. The Office of Parental Involvement and Family Engagement created by NRS 385.630 shall:

(a) Review and evaluate the programs implemented by the school districts and public schools, including, without limitation, programs which are supported in part with money received from the Federal Government, for carrying out and increasing parental involvement and family engagement in the public schools. The review and evaluation must include an identification of current strategies and practices for effective parental involvement and family engagement.

(b) Develop a list of practices which have been proven effective in increasing the involvement of parents and the engagement of families in the education of their children, including, without limitation, practices that increase the ability of school districts and public schools to effectively reengage parents and families and provide those parents and families with the skills and resources necessary to support the academic achievement of their children.

(c) Work in cooperation with the ~~{Statewide Council for the Coordination of the Regional Training Programs}~~ *Department* to establish a statewide training program concerning parental involvement and family engagement required pursuant to NRS 391.520.

(d) Provide information to the school districts and public schools on the availability of competitive grants for programs which offer:

(1) Professional development for educational personnel on practices to reengage disengaged parents and families in the education of their children;

(2) Training for parents and families in skills of leadership and volunteerism;

(3) Family literacy training;



(4) Home visitation programs to encourage the involvement of parents and the engagement of families in the education of their children; and

(5) Other innovative programs that are designed to increase the involvement of parents and the engagement of families in the academic achievement of their children.

(e) Provide support to those school districts which have established an advisory council on parental involvement and family engagement pursuant to NRS 385.625 and encourage those school districts which have not established such an advisory council to consider creating an advisory council for the school district.

(f) Build the capacity of public schools to work in collaboration with parents to establish policies for the involvement of parents and the engagement of families, including, without limitation, policies that focus on partnerships between public schools and the parents and families of children enrolled in public schools and the empowerment of parents and families in support of the education of their children.

(g) Work in cooperation with the ~~Commission on Professional Standards in Education~~ *Superintendent of Public Instruction* in developing the regulations required by paragraph (k) of subsection 1 of NRS 391.019 and monitoring the implementation of those regulations.

(h) Establish, in collaboration with the State Board, guidelines to assist parents and families in helping their children achieve the standards of content and performance adopted by the State Board pursuant to NRS 389.520.

(i) Collaborate with the Nevada State Parent Information and Resource Center, the Parent Training and Information Centers, the Nevada Parent Teacher Association, the Advisory Council and the teachers who are trained to serve as liaisons to parents and legal guardians of pupils enrolled in public schools to plan and implement a statewide summit on parental involvement and family engagement, which must be held at least biennially. After each summit, the Office of Parental Involvement and Family Engagement shall evaluate the success of the summit in consultation with the entities identified in this paragraph.

(j) Assist each school district and the public schools within the school district with incorporating strategies and practices for effective parental involvement and family engagement into the plans to improve the achievement of pupils prepared by the public schools pursuant to NRS 385.357.

(k) Work in partnership with the Advisory Council to:

(1) Review and evaluate the annual reports of accountability prepared by the board of trustees of each school district pursuant to



1 NRS 385.347 relating to parental involvement and family
2 engagement in the school districts and public schools;

3 (2) Review and evaluate the plans to improve the
4 achievement of pupils prepared by each public school pursuant to
5 NRS 385.357 relating to the strategies and practices for effective
6 parental involvement and family engagement incorporated into the
7 plans; and

8 (3) Review the status of the implementation of the provisions
9 of this section and the effectiveness of the Office in carrying out the
10 duties prescribed in this section.

11 2. On or before August 1 of each year, the Office of Parental
12 Involvement and Family Engagement shall prepare a report which
13 includes a summary of the:

14 (a) Status of the progress made by the school districts and public
15 schools in effectively involving parents and engaging families in the
16 education of their children and an identification of any areas where
17 further improvement is needed; and

18 (b) Activities of the Office during the immediately preceding
19 school year, including the progress made by the Office, in
20 consultation with the Advisory Council, in assisting the school
21 districts and public schools with increasing the effectiveness of
22 involving parents and engaging families in the education of their
23 children.

24 3. The Department shall post on its Internet website:

25 (a) The list of practices developed by the Office of Parental
26 Involvement and Family Engagement pursuant to paragraph (b) of
27 subsection 1;

28 (b) The report prepared by the Office pursuant to subsection 2;
29 and

30 (c) Any other information that the Office finds useful for the
31 school districts, public schools, parents, families and general public
32 relating to effective parental involvement and family engagement.

33 **Sec. 21.** NRS 386.600 is hereby amended to read as follows:

34 386.600 1. On or before November ~~15~~ 1 of each year, the
35 governing body of each charter school shall submit to the sponsor of
36 the charter school, the Superintendent of Public Instruction and the
37 Director of the Legislative Counsel Bureau for transmission to the
38 Majority Leader of the Senate and the Speaker of the Assembly a
39 report that includes:

40 (a) A written description of the progress of the charter school in
41 achieving the mission and goals of the charter school set forth in its
42 application.

43 (b) For each fund maintained by the charter school, including,
44 without limitation, the general fund of the charter school and any
45 special revenue fund which receives state money, the total number



1 and salaries of licensed and nonlicensed persons whose salaries are
2 paid from the fund and who are employed by the governing body in
3 full-time positions or in part-time positions added together to
4 represent full-time positions. Information must be provided for the
5 current school year based upon the final budget of the charter
6 school, including any amendments and augmentations thereto, and
7 for the preceding school year. An employee must be categorized as
8 filling an instructional, administrative, instructional support or other
9 position.

10 (c) The actual expenditures of the charter school in the fiscal
11 year immediately preceding the report.

12 (d) The proposed expenditures of the charter school for the
13 current fiscal year.

14 (e) The salary schedule for licensed employees and nonlicensed
15 teachers in the current school year and a statement of whether salary
16 negotiations for the current school year have been completed. If
17 salary negotiations have not been completed at the time the salary
18 schedule is submitted, the governing body shall submit a
19 supplemental report to the Superintendent of Public Instruction upon
20 completion of negotiations.

21 (f) The number of employees eligible for health insurance within
22 the charter school for the current and preceding fiscal years and the
23 amount paid for health insurance for each such employee during
24 those years.

25 (g) The rates for fringe benefits, excluding health insurance,
26 paid by the charter school for its licensed employees in the
27 preceding and current fiscal years.

28 (h) The amount paid for extra duties, supervision of
29 extracurricular activities and supplemental pay and the number of
30 employees receiving that pay in the preceding and current fiscal
31 years.

32 2. On or before November 25 of each year, the Superintendent
33 of Public Instruction shall submit to the Department of
34 Administration and the Fiscal Analysis Division of the Legislative
35 Counsel Bureau, in a format approved by the Director of the
36 Department of Administration, a compilation of the reports made by
37 each governing body pursuant to subsection 1.

38 3. The Superintendent of Public Instruction shall, in the
39 compilation required by subsection 2, reconcile the revenues and
40 expenditures of the charter schools with the apportionment received
41 by those schools from the State Distributive School Account for the
42 preceding year.

43 **Sec. 22.** NRS 387.303 is hereby amended to read as follows:

44 387.303 1. Not later than November ~~10~~ 1 of each year, the
45 board of trustees of each school district shall submit to the



1 Superintendent of Public Instruction and the Department of
2 Taxation a report which includes the following information:

3 (a) For each fund within the school district, including, without
4 limitation, the school district's general fund and any special revenue
5 fund which receives state money, the total number and salaries of
6 licensed and nonlicensed persons whose salaries are paid from the
7 fund and who are employed by the school district in full-time
8 positions or in part-time positions added together to represent full-
9 time positions. Information must be provided for the current school
10 year based upon the school district's final budget, including any
11 amendments and augmentations thereto, and for the preceding
12 school year. An employee must be categorized as filling an
13 instructional, administrative, instructional support or other position.

14 (b) The school district's actual expenditures in the fiscal year
15 immediately preceding the report.

16 (c) The school district's proposed expenditures for the current
17 fiscal year.

18 (d) The schedule of salaries for licensed employees in the
19 current school year and a statement of whether the negotiations
20 regarding salaries for the current school year have been completed.
21 If the negotiations have not been completed at the time the schedule
22 of salaries is submitted, the board of trustees shall submit a
23 supplemental report to the Superintendent of Public Instruction upon
24 completion of negotiations or the determination of an arbitrator
25 concerning the negotiations that includes the schedule of salaries
26 agreed to or required by the arbitrator.

27 (e) The number of employees who received an increase in salary
28 pursuant to subsection 2, 3 or 4 of NRS 391.160 for the current and
29 preceding fiscal years. If the board of trustees is required to pay an
30 increase in salary retroactively pursuant to subsection 2 of NRS
31 391.160, the board of trustees shall submit a supplemental report to
32 the Superintendent of Public Instruction not later than February 15
33 of the year in which the retroactive payment was made that includes
34 the number of teachers to whom an increase in salary was paid
35 retroactively.

36 (f) The number of employees eligible for health insurance within
37 the school district for the current and preceding fiscal years and the
38 amount paid for health insurance for each such employee during
39 those years.

40 (g) The rates for fringe benefits, excluding health insurance,
41 paid by the school district for its licensed employees in the
42 preceding and current fiscal years.

43 (h) The amount paid for extra duties, supervision of
44 extracurricular activities and supplemental pay and the number of



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employees receiving that pay in the preceding and current fiscal years.

(i) The expenditures from the account created pursuant to subsection 4 of NRS 179.1187. The report must indicate the total amount received by the district in the preceding fiscal year and the specific amount spent on books and computer hardware and software for each grade level in the district.

2. On or before November 25 of each year, the Superintendent of Public Instruction shall submit to the Department of Administration and the Fiscal Analysis Division of the Legislative Counsel Bureau, in a format approved by the Director of the Department of Administration, a compilation of the reports made by each school district pursuant to subsection 1.

3. In preparing the agency biennial budget request for the State Distributive School Account for submission to the Department of Administration, the Superintendent of Public Instruction:

(a) Shall compile the information from the most recent compilation of reports submitted pursuant to subsection 2;

(b) May increase the line items of expenditures or revenues based on merit salary increases and cost of living adjustments or inflation, as deemed credible and reliable based upon published indexes and research relevant to the specific line item of expenditure or revenue;

(c) May adjust expenditures and revenues pursuant to paragraph (b) for any year remaining before the biennium for which the budget is being prepared and for the 2 years of the biennium covered by the biennial budget request to project the cost of expenditures or the receipt of revenues for the specific line items;

(d) May consider the cost of enhancements to existing programs or the projected cost of proposed new educational programs, regardless of whether those enhancements or new programs are included in the per pupil basic support guarantee for inclusion in the biennial budget request to the Department of Administration; and

(e) Shall obtain approval from the State Board for any inflationary increase, enhancement to an existing program or addition of a new program included in the agency biennial budget request.

4. The Superintendent of Public Instruction shall, in the compilation required by subsection 2, reconcile the revenues of the school districts with the apportionment received by those districts from the State Distributive School Account for the preceding year.

5. The request prepared pursuant to subsection 3 must:

(a) Be presented by the Superintendent of Public Instruction to such standing committees of the Legislature as requested by the



1 standing committees for the purposes of developing educational
2 programs and providing appropriations for those programs; and

3 (b) Provide for a direct comparison of appropriations to the
4 proposed budget of the Governor submitted pursuant to subsection 4
5 of NRS 353.230.

6 **Sec. 23.** NRS 388.805 is hereby amended to read as follows:

7 388.805 The Department shall ~~}; in consultation with the~~
8 ~~Commission.};~~ adopt regulations that establish a program whereby
9 school districts may apply to the ~~{Commission on Educational~~
10 ~~Technology}~~ *Superintendent of Public Instruction* for money from
11 the Trust Fund for Educational Technology.

12 **Sec. 24.** NRS 389.012 is hereby amended to read as follows:

13 389.012 1. The State Board shall:

14 (a) In accordance with guidelines established by the National
15 Assessment Governing Board and National Center for Education
16 Statistics and in accordance with 20 U.S.C. §§ 6301 et seq. and the
17 regulations adopted pursuant thereto, adopt regulations requiring the
18 schools of this State that are selected by the National Assessment
19 Governing Board or the National Center for Education Statistics to
20 participate in the examinations of the National Assessment of
21 Educational Progress.

22 (b) Report the results of those examinations to the:

23 (1) Governor;

24 (2) Board of trustees of each school district of this State;

25 (3) Legislative Committee on Education created pursuant to
26 NRS 218E.605; and

27 (4) Legislative Bureau of Educational Accountability and
28 Program Evaluation created pursuant to NRS 218E.625.

29 (c) Include in the report required pursuant to paragraph (b) an
30 analysis and comparison of the results of pupils in this State on the
31 examinations required by this section with:

32 (1) The results of pupils throughout this country who
33 participated in the examinations of the National Assessment of
34 Educational Progress; and

35 (2) The results of pupils on the achievement and proficiency
36 examinations administered pursuant to this chapter.

37 2. If the report required by subsection 1 indicates that the
38 percentage of pupils enrolled in the public schools in this State who
39 are proficient on the National Assessment of Educational Progress
40 differs by more than 10 percent of the pupils who are proficient on
41 the examinations administered pursuant to NRS 389.550 and the
42 high school proficiency examination administered pursuant to NRS
43 389.015, the Department shall prepare a written report describing
44 the discrepancy. The report must include, without limitation, a
45 comparison and evaluation of:



(a) The standards of content and performance for English and mathematics established pursuant to NRS 389.520 with the standards for English and mathematics that are tested on the National Assessment.

(b) The standards for proficiency established for the National Assessment with the standards for proficiency established for the examinations that are administered pursuant to NRS 389.550 and the high school proficiency examination administered pursuant to NRS 389.015.

3. The report prepared by the Department pursuant to subsection 2 must be submitted to the:

(a) Governor;

(b) Legislative Committee on Education; *and*

(c) Legislative Bureau of Educational Accountability and Program Evaluation. ~~† and~~

~~—(d) Council to Establish Academic Standards for Public Schools.
—4. The Council to Establish Academic Standards for Public Schools shall review and evaluate the report provided to the Council pursuant to subsection 3 to identify any discrepancies in the standards of content and performance established by the Council that require revision and a timeline for carrying out the revision, if necessary. The Council shall submit a written report of its review and evaluation to the Legislative Committee on Education and Legislative Bureau of Educational Accountability and Program Evaluation.†~~

Sec. 25. NRS 389.0187 is hereby amended to read as follows:

389.0187 1. The State Board shall develop a model curriculum for the subject areas of English language arts and mathematics for each grade level in kindergarten and grades 1 to 12, inclusive.

2. The Department shall provide each model curriculum developed pursuant to subsection 1 to:

(a) The board of trustees of each school district; and

(b) ~~{The governing body of each}~~ *Each* regional training program for the professional development of teachers and administrators.

3. The Department shall provide to the governing body of each charter school the model curriculum developed pursuant to subsection 1 for the grade levels taught at the charter school.

4. The board of trustees of each school district shall make available to each public school within the school district the model curriculum for the grade levels taught at the public school.

5. The model curriculum may be used as a guide by teachers and administrators in developing class lesson plans to ensure



1 compliance with the academic standards adopted for English
2 language arts and mathematics.

3 6. ~~{The governing body of each}~~ A regional training program
4 for the professional development of teachers and administrators may
5 use the model curriculum in the provision of training to teachers and
6 administrators to ensure compliance with the academic standards
7 adopted for English language arts and mathematics.

8 **Sec. 26.** NRS 389.019 is hereby amended to read as follows:

9 389.019 Except as otherwise provided in NRS 389.180, boards
10 of trustees of school districts in this State shall enforce in schools:

11 1. The standards of content and performance established by the
12 ~~{Council to Establish Academic Standards for Public Schools}~~
13 **Department** and the courses of study related to those standards; and

14 2. The courses of study prescribed and adopted by the State
15 Board.

16 **Sec. 27.** NRS 389.520 is hereby amended to read as follows:

17 389.520 1. The ~~{Council}~~ **Department** shall:

18 (a) Establish standards of content and performance, including,
19 without limitation, a prescription of the resulting level of
20 achievement, for the grade levels set forth in subsection 3, based
21 upon the content of each course, that is expected of pupils for the
22 following courses of study:

23 (1) English, including reading, composition and writing;

24 (2) Mathematics;

25 (3) Science;

26 (4) Social studies, which includes only the subjects of
27 history, geography, economics and government;

28 (5) The arts;

29 (6) Computer education and technology;

30 (7) Health; and

31 (8) Physical education.

32 (b) Establish a schedule for the periodic review and, if
33 necessary, revision of the standards of content and performance. The
34 review must include, without limitation, the review required
35 pursuant to NRS 389.570 of the results of pupils on the
36 examinations administered pursuant to NRS 389.550.

37 (c) Assign priorities to the standards of content and performance
38 relative to importance and degree of emphasis and revise the
39 standards, if necessary, based upon the priorities.

40 2. The standards for computer education and technology must
41 include a policy for the ethical, safe and secure use of computers
42 and other electronic devices. The policy must include, without
43 limitation:

44 (a) The ethical use of computers and other electronic devices,
45 including, without limitation:



(1) Rules of conduct for the acceptable use of the Internet and other electronic devices; and

(2) Methods to ensure the prevention of:

(I) Cyber-bullying;

(II) Plagiarism; and

(III) The theft of information or data in an electronic form;

(b) The safe use of computers and other electronic devices, including, without limitation, methods to:

(1) Avoid harassment, cyber-bullying and other unwanted electronic communication, including, without limitation, communication with on-line predators;

(2) Recognize when an on-line electronic communication is dangerous or potentially dangerous; and

(3) Report a dangerous or potentially dangerous on-line electronic communication to the appropriate school personnel;

(c) The secure use of computers and other electronic devices, including, without limitation:

(1) Methods to maintain the security of personal identifying information and financial information, including, without limitation, identifying unsolicited electronic communication which is sent for the purpose of obtaining such personal and financial information for an unlawful purpose;

(2) The necessity for secure passwords or other unique identifiers;

(3) The effects of a computer contaminant;

(4) Methods to identify unsolicited commercial material; and

(5) The dangers associated with social networking Internet sites; and

(d) A designation of the level of detail of instruction as appropriate for the grade level of pupils who receive the instruction.

3. The ~~Council~~ Department shall establish standards of content and performance for each grade level in kindergarten and grades 1 to 8, inclusive, for English and mathematics. The ~~Council~~ Department shall establish standards of content and performance for the grade levels selected by the ~~Council~~ Department for the other courses of study prescribed in subsection 1.

4. The ~~Council~~ Department shall forward to the State Board the standards of content and performance established by the ~~Council~~ Department for each course of study. The State Board shall:

(a) Adopt the standards for each course of study, as submitted by the ~~Council~~; or

(b) If the State Board objects to the standards for a course of study or a particular grade level for a course of study, return those



standards to the ~~†Council†~~ Department with a written explanation setting forth the reason for the objection.

5. If the State Board returns to the ~~†Council†~~ Department the standards of content and performance for a course of study or a grade level, the ~~†Council†~~ Department shall:

(a) Consider the objection provided by the State Board and determine whether to revise the standards based upon the objection; and

(b) Return the standards or the revised standards, as applicable, to the State Board.

➔ The State Board shall adopt the standards of content and performance or the revised standards, as applicable.

6. The ~~†Council†~~ Department shall work in cooperation with the State Board to prescribe the examinations required by NRS 389.550.

7. As used in this section:

(a) "Computer contaminant" has the meaning ascribed to it in NRS 205.4737.

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

(c) "Electronic communication" has the meaning ascribed to it in NRS 388.124.

Sec. 28. NRS 389.540 is hereby amended to read as follows:

389.540 The board of trustees of each school district shall conduct a periodic review of the courses of study offered in the public schools of the school district to determine whether the courses of study comply with the standards of content and performance established by the ~~†Council†~~ Department pursuant to NRS 389.520 and if revision of the courses of study is necessary to ensure compliance.

Sec. 29. NRS 389.550 is hereby amended to read as follows:

389.550 1. The State Board shall, in consultation with the ~~†Council†~~ Department, prescribe examinations that comply with 20 U.S.C. § 6311(b)(3) and that measure the achievement and proficiency of pupils:

(a) For grades 3, 4, 5, 6, 7 and 8 in the standards of content established by the ~~†Council†~~ Department for the subjects of English and mathematics.

(b) For grades 5 and 8, in the standards of content established by the ~~†Council†~~ Department for the subject of science.

➔ The examinations prescribed pursuant to this subsection must be written, developed, printed and scored by a nationally recognized testing company.

2. In addition to the examinations prescribed pursuant to subsection 1, the State Board shall, in consultation with the



1 ~~{Council,}~~ **Department**, prescribe a writing examination for grades 5
2 and 8 and for the high school proficiency examination.

3 3. The board of trustees of each school district and the
4 governing body of each charter school shall administer the
5 examinations prescribed by the State Board. The examinations must
6 be:

7 (a) Administered to pupils in each school district and each
8 charter school at the same time during the spring semester, as
9 prescribed by the State Board.

10 (b) Administered in each school in accordance with uniform
11 procedures adopted by the State Board. The Department shall
12 monitor the school districts and individual schools to ensure
13 compliance with the uniform procedures.

14 (c) Administered in each school in accordance with the plan
15 adopted pursuant to NRS 389.616 by the Department and with the
16 plan adopted pursuant to NRS 389.620 by the board of trustees of
17 the school district in which the examinations are administered. The
18 Department shall monitor the compliance of school districts and
19 individual schools with:

20 (1) The plan adopted by the Department; and

21 (2) The plan adopted by the board of trustees of the
22 applicable school district, to the extent that the plan adopted by the
23 board of trustees of the school district is consistent with the plan
24 adopted by the Department.

25 **Sec. 30.** NRS 389.560 is hereby amended to read as follows:

26 389.560 1. The State Board shall adopt regulations that
27 require the board of trustees of each school district and the
28 governing body of each charter school, through the sponsor of the
29 charter school, to submit to the Superintendent of Public Instruction
30 ~~{,}~~ **and** the Department, ~~{and the Council,}~~ in the form and manner
31 prescribed by the Superintendent, the results of the examinations
32 administered pursuant to NRS 389.550. The State Board shall not
33 include in the regulations any provision that would violate the
34 confidentiality of the test scores of an individual pupil.

35 2. The results of the examinations must be reported for each
36 school, including, without limitation, each charter school, school
37 district and this State, as follows:

38 (a) The percentage of pupils who have demonstrated
39 proficiency, as defined by the Department, and took the
40 examinations under regular testing conditions; and

41 (b) The percentage of pupils who have demonstrated
42 proficiency, as defined by the Department, and took the
43 examinations with modifications or accommodations, if such
44 reporting does not violate the confidentiality of the test scores of any
45 individual pupil.



3. Not later than 10 days after the Department receives the results of the examinations, the Department shall transmit a copy of the results to the Legislative Bureau of Educational Accountability and Program Evaluation in a manner that does not violate the confidentiality of the test scores of any individual pupil.

4. On or before July 1 of each year, the board of trustees of each school district and the governing body of each charter school, through the sponsor of the charter school, shall report to the Department the following information for each examination administered in the public schools in the school district or charter school:

(a) The examination administered;

(b) The grade level or levels of pupils to whom the examination was administered;

(c) The costs incurred by the school district or charter school in administering each examination; and

(d) The purpose, if any, for which the results of the examination are used by the school district or charter school.

➔ On or before September 1 of each year, the Department shall transmit to the Budget Division of the Department of Administration and the Fiscal Analysis Division of the Legislative Counsel Bureau the information submitted to the Department pursuant to this subsection.

5. The superintendent of schools of each school district and the governing body of each charter school, through the sponsor of the charter school, shall certify that the number of pupils who took the examinations is equal to the number of pupils who are enrolled in each school in the school district or in the charter school who are required to take the examinations.

6. In addition to the information required by subsection 4, the Superintendent of Public Instruction shall:

(a) Report the number of pupils who were not exempt from taking the examinations but were absent from school on the day that the examinations were administered; and

(b) Reconcile the number of pupils who were required to take the examinations with the number of pupils who were exempt from taking the examinations or absent from school on the day that the examinations were administered.

Sec. 31. NRS 389.570 is hereby amended to read as follows:

389.570 1. The ~~Council~~ *Department* shall review the results of pupils on the examinations administered pursuant to NRS 389.550, including, without limitation, for each school in a school district and each charter school that is located within a school district, a review of the results for the current school year and a



1 comparison of the progress, if any, made by the pupils enrolled in
2 the school from preceding school years.

3 2. After the completion of the review pursuant to subsection 1,
4 the ~~{Council}~~ *Department* shall evaluate:

5 (a) Whether the standards of content and performance
6 established by the ~~{Council}~~ *Department* require revision; and

7 (b) The success of pupils, as measured by the results of the
8 examinations, in achieving the standards of performance established
9 by the ~~{Council}~~ *Department*.

10 3. The ~~{Council}~~ *Department* shall report the results of the
11 evaluation conducted pursuant to subsection 2 to the State Board
12 and the Legislative Committee on Education.

13 **Sec. 32.** NRS 390.140 is hereby amended to read as follows:

14 390.140 1. The State Board shall make the final selection of
15 all textbooks to be used in the public schools in this State, except for
16 charter schools. If a textbook proposed for selection is in a subject
17 area for which standards of content have been established by the
18 ~~{Council to Establish Academic Standards for Public Schools}~~
19 *Department* pursuant to NRS 389.520, the State Board shall not
20 select the textbook unless the State Board determines that the
21 textbook adequately supports the standards for that subject area.

22 2. A textbook must not be selected by the State Board pursuant
23 to subsection 1 for use in the public schools in classes in literature,
24 history or social sciences unless it accurately portrays the cultural
25 and racial diversity of our society, including lessons on the
26 contributions made to our society by men and women from various
27 racial and ethnic backgrounds.

28 **Sec. 33.** NRS 391.008 is hereby amended to read as follows:

29 391.008 *As used in this chapter, unless the context otherwise*
30 *requires:*

31 1. "Paraprofessional" means a person who is employed by and
32 assigned by a school district or charter school to:

33 (a) Provide one-on-one tutoring for a pupil;

34 (b) Assist with the management of a classroom, including,
35 without limitation, organizing instructional materials;

36 (c) Provide assistance in a computer laboratory;

37 (d) Conduct parental involvement activities in conjunction with
38 one or more duties set forth in this subsection;

39 (e) Provide support in a library or media center;

40 (f) Except as otherwise provided in subsection 2, provide
41 services as a translator; or

42 (g) Provide instructional services to pupils under the direct
43 supervision of a licensed teacher.

44 2. The term "paraprofessional" does not include a person who:



(a) Is proficient in the English language and a language other than English and who provides services as a translator primarily to enhance the participation of children in programs that are financially supported pursuant to the No Child Left Behind Act of 2001, 20 U.S.C. §§ 6301 et seq.

(b) Solely conducts parental involvement activities.

Sec. 34. NRS 391.019 is hereby amended to read as follows:

391.019 1. Except as otherwise provided in NRS 391.027, the ~~Commission~~ *Superintendent of Public Instruction* shall adopt regulations:

(a) Prescribing the qualifications for licensing teachers and other educational personnel, including, without limitation, the qualifications for a license to teach middle school or junior high school education, and the procedures for the issuance and renewal of those licenses. The regulations:

(1) Must include, without limitation, the qualifications for licensing teachers and administrators pursuant to an alternative route to licensure which provides that the required education and training may be provided by any qualified provider which has been approved by the ~~Commission~~ *Superintendent of Public Instruction*, including, without limitation, institutions of higher education and other providers that operate independently of an institution of higher education. The regulations adopted pursuant to this subparagraph must:

(I) Establish the requirements for approval as a qualified provider;

(II) Require a qualified provider to be selective in its acceptance of students;

(III) Require a qualified provider to provide supervised, school-based experiences and ongoing support for its students, such as mentoring and coaching;

(IV) Significantly limit the amount of course work required or provide for the waiver of required course work for students who achieve certain scores on tests;

(V) Allow for the completion in 2 years or less of the education and training required under the alternative route to licensure;

(VI) Provide that a person who has completed the education and training required under the alternative route to licensure and who has satisfied all other requirements for licensure may apply for a regular license pursuant to sub-subparagraph (VII) regardless of whether the person has received an offer of employment from a school district, charter school or private school; and



(VII) Upon the completion by a person of the education and training required under the alternative route to licensure and the satisfaction of all other requirements for licensure, provide for the issuance of a regular license to the person pursuant to the provisions of this chapter and the regulations adopted pursuant to this chapter.

(2) Must not prescribe qualifications which are more stringent than the qualifications set forth in NRS 391.0315 for a licensed teacher who applies for an additional license in accordance with that section.

(b) Identifying fields of specialization in teaching which require the specialized training of teachers.

(c) Except as otherwise provided in NRS 391.125, requiring teachers to obtain from the Department an endorsement in a field of specialization to be eligible to teach in that field of specialization.

(d) Setting forth the educational requirements a teacher must satisfy to qualify for an endorsement in each field of specialization.

(e) Setting forth the qualifications and requirements for obtaining a license or endorsement to teach American Sign Language, including, without limitation, being registered with the Aging and Disability Services Division of the Department of Health and Human Services pursuant to NRS 656A.100 to engage in the practice of interpreting in an educational setting.

(f) Requiring teachers and other educational personnel to be registered with the Aging and Disability Services Division pursuant to NRS 656A.100 to engage in the practice of interpreting in an educational setting if they:

(1) Provide instruction or other educational services; and

(2) Concurrently engage in the practice of interpreting, as defined in NRS 656A.060.

(g) Providing for the issuance and renewal of a special qualifications license to an applicant who holds a bachelor's degree, a master's degree or a doctoral degree from an accredited degree-granting postsecondary educational institution in a field for which the applicant will provide instruction in a classroom and who has:

(1) At least 2 years of experience teaching at an accredited degree-granting postsecondary educational institution in a field for which the applicant will provide instruction in a classroom and at least 3 years of experience working in that field; or

(2) At least 5 years of experience working in a field for which the applicant will provide instruction in a classroom.

➔ An applicant for licensure pursuant to this paragraph who holds a bachelor's degree must submit proof of participation in a program of student teaching or mentoring or agree to participate in a program of mentoring or courses of pedagogy for the first 2 years of the



1 applicant's employment as a teacher with a school district or charter
2 school.

3 (h) Requiring an applicant for a special qualifications license to:

4 (1) Pass each examination required by NRS 391.021 for the
5 specific subject or subjects in which the applicant will provide
6 instruction; or

7 (2) Hold a valid license issued by a professional licensing
8 board of any state that is directly related to the subject area of the
9 bachelor's degree, master's degree or doctoral degree held by the
10 applicant.

11 (i) Setting forth the subject areas that may be taught by a person
12 who holds a special qualifications license, based upon the subject
13 area of the bachelor's degree, master's degree or doctoral degree
14 held by that person.

15 (j) Providing for the issuance and renewal of a special
16 qualifications license to an applicant who:

17 (1) Holds a bachelor's degree or a graduate degree from an
18 accredited college or university in the field for which the applicant
19 will be providing instruction;

20 (2) Is not licensed to teach public school in another state;

21 (3) Has at least 5 years of experience teaching with
22 satisfactory evaluations at a school that is accredited by a national or
23 regional accrediting agency recognized by the United States
24 Department of Education; and

25 (4) Submits proof of participation in a program of student
26 teaching or mentoring or agrees to participate in a program of
27 mentoring for the first year of the applicant's employment as a
28 teacher with a school district or charter school if the applicant holds
29 a graduate degree or, if the applicant holds a bachelor's degree,
30 submits proof of participation in a program of student teaching or
31 mentoring or agrees to participate in a program of mentoring or
32 courses of pedagogy for the first 2 years of his or her employment as
33 a teacher with a school district or charter school.

34 ➔ An applicant for licensure pursuant to this paragraph is exempt
35 from each examination required by NRS 391.021 if the applicant
36 successfully passed the examination in another state.

37 (k) Prescribing course work on parental involvement and family
38 engagement. The ~~Commission~~ *Superintendent of Public*
39 *Instruction* shall work in cooperation with the Office of Parental
40 Involvement and Family Engagement created by NRS 385.630 in
41 developing the regulations required by this paragraph.

42 2. Except as otherwise provided in NRS 391.027, the
43 ~~Commission~~ *Superintendent of Public Instruction* may adopt
44 such other regulations as ~~it~~ *he or she* deems necessary ~~for its own~~
45 ~~government or~~ to carry out ~~its~~ *his or her* duties.



3. Any regulation which increases the amount of education, training or experience required for licensing:

(a) Must, in addition to the requirements for publication in chapter 233B of NRS, be publicized before its adoption in a manner reasonably calculated to inform those persons affected by the change.

(b) Must not become effective until at least 1 year after the date it is adopted by the ~~{Commission}~~ *Superintendent of Public Instruction*.

(c) Is not applicable to a license in effect on the date the regulation becomes effective.

4. A person who is licensed pursuant to paragraph (g) or (j) of subsection 1:

(a) Shall comply with all applicable statutes and regulations.

(b) Except as otherwise provided by specific statute, is entitled to all benefits, rights and privileges conferred by statutes and regulations on licensed teachers.

(c) Except as otherwise provided by specific statute, if the person is employed as a teacher by the board of trustees of a school district or the governing body of a charter school, is entitled to all benefits, rights and privileges conferred by statutes and regulations on the licensed employees of a school district or charter school, as applicable.

Sec. 35. NRS 391.021 is hereby amended to read as follows:

391.021 Except as otherwise provided in paragraph (j) of subsection 1 of NRS 391.019 and NRS 391.027, the ~~{Commission}~~ *Superintendent of Public Instruction* shall adopt regulations governing examinations for the initial licensing of teachers and other educational personnel. The examinations must test the ability of the applicant to teach and the applicant's knowledge of each specific subject he or she proposes to teach. Each examination must include the following subjects:

1. The laws of Nevada relating to schools;
2. The Constitution of the State of Nevada; and
3. The Constitution of the United States.

➤ The provisions of this section do not prohibit the ~~{Commission}~~ *Superintendent of Public Instruction* from adopting regulations pursuant to subsection 2 of NRS 391.032 that provide an exemption from the examinations for teachers and other educational personnel from another state if the ~~{Commission}~~ *Superintendent of Public Instruction* determines that the examinations required for initial licensure for teachers and other educational personnel in that state are comparable to the examinations required for initial licensure in this State.



1 **Sec. 36.** NRS 391.023 is hereby amended to read as follows:

2 391.023 The ~~{Commission}~~ *Superintendent of Public*
3 *Instruction* may adopt regulations which provide relief from the
4 strict application of the terms of ~~{its}~~ the regulations *adopted by the*
5 *Superintendent of Public Instruction* relating to the licensure of
6 teachers and other educational personnel for the resolution of
7 medical or administrative conflicts. The conflicts must be resolved
8 within 6 months after the date the relief is granted.

9 **Sec. 37.** NRS 391.027 is hereby amended to read as follows:

10 391.027 1. The State Board may disapprove any regulation
11 adopted by the ~~{Commission}~~ *Superintendent of Public*
12 *Instruction*.

13 2. A regulation shall be deemed approved if the State Board
14 does not disapprove the regulation within 90 days after it is adopted
15 by the ~~{Commission}~~ *Superintendent of Public Instruction*.

16 **Sec. 38.** NRS 391.028 is hereby amended to read as follows:

17 391.028 On or before December 1 of each year, the
18 ~~{Commission}~~ *Superintendent of Public Instruction* shall submit a
19 written report to the State Board and the Legislative Committee on
20 Education. The report must include, without limitation:

21 1. A summary of the regulations adopted by the ~~{Commission}~~
22 *Superintendent of Public Instruction* and the status of those
23 regulations; *and*

24 2. ~~{A work plan which designates the proposed activities of the~~
25 ~~Commission during the next year; and~~

26 ~~—3.—~~ A description of the progress and status of each regulation
27 relating to the licensure of educational personnel which the
28 ~~{Commission}~~ *Superintendent of Public Instruction* is required to
29 adopt pursuant to a legislative measure enacted within the two
30 previous regular sessions of the Legislature or any special session of
31 the Legislature occurring within that time. If the ~~{Commission}~~
32 *Superintendent of Public Instruction* has not adopted a required
33 regulation, the ~~{Commission}~~ *Superintendent of Public Instruction*
34 shall include in the report a detailed explanation describing the
35 reasons each regulation was not adopted.

36 **Sec. 39.** NRS 391.031 is hereby amended to read as follows:

37 391.031 There are the following kinds of licenses for teachers
38 and other educational personnel in this State:

39 1. A license to teach elementary education, which authorizes
40 the holder to teach in any elementary school in the State.

41 2. A license to teach middle school or junior high school
42 education, which authorizes the holder to teach in his or her major
43 or minor field of preparation or in both fields in grades 7, 8 and 9 at
44 any middle school or junior high school. He or she may teach only
45 in these fields unless an exception is approved pursuant to



1 regulations adopted by the ~~{Commission}~~ *Superintendent of Public*
2 *Instruction*.

3 3. A license to teach secondary education, which authorizes the
4 holder to teach in his or her major or minor field of preparation or in
5 both fields in any secondary school. He or she may teach only in
6 these fields unless an exception is approved pursuant to regulations
7 adopted by the ~~{Commission}~~ *Superintendent of Public*
8 *Instruction*.

9 4. A license to teach special education, which authorizes the
10 holder to teach pupils with disabilities or gifted and talented pupils,
11 or both.

12 5. A special license, which authorizes the holder to teach or
13 perform other educational functions in a school or program as
14 designated in the license.

15 6. A special license designated as a special qualifications
16 license, which authorizes the holder to teach only in the grades and
17 subject areas designated in the license. A special qualifications
18 license is valid for 3 years and may be renewed in accordance with
19 the applicable regulations of the ~~{Commission}~~ *Superintendent of*
20 *Public Instruction* adopted pursuant to paragraph (g) or (j) of
21 subsection 1 of NRS 391.019.

22 **Sec. 40.** NRS 391.032 is hereby amended to read as follows:

23 391.032 1. Except as otherwise provided in NRS 391.027,
24 the ~~{Commission}~~ *Superintendent of Public Instruction* shall:

25 (a) Consider and may adopt regulations which provide for the
26 issuance of conditional licenses to teachers and other educational
27 personnel before completion of all courses of study or other
28 requirements for a license in this State.

29 (b) Adopt regulations which provide for the reciprocal licensure
30 of educational personnel from other states including, without
31 limitation, for the reciprocal licensure of persons who hold a license
32 to teach special education. Such regulations must include, without
33 limitation, provisions for the reciprocal licensure of persons who
34 obtained a license pursuant to an alternative route to licensure which
35 the ~~{Commission}~~ *Superintendent of Public Instruction* determines
36 is as rigorous or more rigorous than the alternative route to licensure
37 prescribed pursuant to subparagraph (1) of paragraph (a) of
38 subsection 1 of NRS 391.019.

39 2. The regulations adopted pursuant to paragraph (b) of
40 subsection 1 may provide an exemption from the examinations
41 required for initial licensure for teachers and other educational
42 personnel from another state if the ~~{Commission}~~ *Superintendent of*
43 *Public Instruction* determines that the examinations required for
44 initial licensure for teachers and other educational personnel in that



1 state are comparable to the examinations required for initial
2 licensure in this State.

3 3. A person who is issued a conditional license must complete
4 all courses of study and other requirements for a license in this State
5 which is not conditional within 3 years after the date on which a
6 conditional license is issued.

7 **Sec. 41.** NRS 391.033 is hereby amended to read as follows:

8 391.033 1. All licenses for teachers and other educational
9 personnel are granted by the Superintendent of Public Instruction
10 pursuant to regulations adopted by the ~~{Commission}~~
11 *Superintendent of Public Instruction* and as otherwise provided by
12 law.

13 2. An application for the issuance of a license must include the
14 social security number of the applicant.

15 3. Every applicant for a license must submit with his or her
16 application a complete set of his or her fingerprints and written
17 permission authorizing the Superintendent to forward the
18 fingerprints to the Central Repository for Nevada Records of
19 Criminal History for its initial report on the criminal history of the
20 applicant and for reports thereafter upon renewal of the license
21 pursuant to subsection 6 of NRS 179A.075, and for submission to
22 the Federal Bureau of Investigation for its report on the criminal
23 history of the applicant.

24 4. The Superintendent may issue a provisional license pending
25 receipt of the reports of the Federal Bureau of Investigation and the
26 Central Repository for Nevada Records of Criminal History if the
27 Superintendent determines that the applicant is otherwise qualified.

28 5. A license must be issued to, or renewed for, as applicable, an
29 applicant if:

30 (a) The Superintendent determines that the applicant is
31 qualified;

32 (b) The reports on the criminal history of the applicant from the
33 Federal Bureau of Investigation and the Central Repository for
34 Nevada Records of Criminal History:

35 (1) Do not indicate that the applicant has been convicted of a
36 felony or any offense involving moral turpitude; or

37 (2) Indicate that the applicant has been convicted of a felony
38 or an offense involving moral turpitude but the Superintendent
39 determines that the conviction is unrelated to the position within the
40 county school district or charter school for which the applicant
41 applied or for which he or she is currently employed, as applicable;
42 and

43 (c) For initial licensure, the applicant submits the statement
44 required pursuant to NRS 391.034.



1 **Sec. 42.** NRS 391.034 is hereby amended to read as follows:

2 391.034 1. An applicant for the issuance or renewal of a
3 license issued pursuant to this chapter shall submit to the
4 Superintendent of Public Instruction the statement prescribed by the
5 Division of Welfare and Supportive Services of the Department of
6 Health and Human Services pursuant to NRS 425.520. The
7 statement must be completed and signed by the applicant.

8 2. The ~~{Commission}~~ *Superintendent of Public Instruction*
9 shall include the statement required pursuant to subsection 1 in:

10 (a) The application or any other forms that must be submitted
11 for the issuance or renewal of the license; or

12 (b) A separate form prescribed by the ~~{Commission.}~~
13 *Superintendent of Public Instruction.*

14 3. A license may not be issued or renewed by the
15 Superintendent of Public Instruction pursuant to this chapter if the
16 applicant:

17 (a) Fails to submit the statement required pursuant to subsection
18 1; or

19 (b) Indicates on the statement submitted pursuant to subsection
20 1 that the applicant is subject to a court order for the support of a
21 child and is not in compliance with the order or a plan approved by
22 the district attorney or other public agency enforcing the order for
23 the repayment of the amount owed pursuant to the order.

24 4. If an applicant indicates on the statement submitted pursuant
25 to subsection 1 that the applicant is subject to a court order for the
26 support of a child and is not in compliance with the order or a plan
27 approved by the district attorney or other public agency enforcing
28 the order for the repayment of the amount owed pursuant to the
29 order, the Superintendent of Public Instruction shall advise the
30 applicant to contact the district attorney or other public agency
31 enforcing the order to determine the actions that the applicant may
32 take to satisfy the arrearage.

33 **Sec. 43.** NRS 391.038 is hereby amended to read as follows:

34 391.038 1. The State Board, in consultation with educational
35 institutions in this State which offer courses of study and training
36 for the education of teachers, the board of trustees of each school
37 district in this State and other educational personnel, shall review
38 and evaluate a course of study and training offered by an
39 educational institution which is designed to provide the education
40 required for:

41 (a) The licensure of teachers or other educational personnel;

42 (b) The renewal of licenses of teachers or other educational
43 personnel; or

44 (c) An endorsement in a field of specialization.



1 ➡ If the course of study and training meets the requirements
2 established by the State Board, it must be approved by the State
3 Board. The State Board shall not approve a course of study or
4 training unless the course of study and training provides instruction,
5 to the extent deemed necessary by the State Board, in the standards
6 of content and performance prescribed by the ~~{Council to Establish~~
7 ~~Academic Standards for Public Schools}~~ *Department* pursuant to
8 NRS 389.520.

9 2. The State Board may review and evaluate such courses of
10 study and training itself or may recognize a course of study and
11 training approved by a national agency for accreditation acceptable
12 to the Board.

13 3. The State Board shall adopt regulations establishing fees for
14 the review by the Board of a course of study and training submitted
15 to the Board by an educational institution.

16 4. The State Board, in consultation with educational
17 institutions in this State which offer courses of study and training
18 for the education of teachers and other educational personnel, and
19 the Nevada Association of Colleges for Teacher Education and the
20 Nevada Association of Teacher Educators, shall adopt regulations
21 governing the approval by the State Board of courses of study and
22 training which are accredited by the National Council for
23 Accreditation of Teacher Education, and those which are not so
24 accredited.

25 5. If the State Board denies or withdraws its approval of a
26 course of study or training, the educational institution is entitled to a
27 hearing and judicial review of the decision of the State Board.

28 **Sec. 44.** NRS 391.039 is hereby amended to read as follows:

29 391.039 1. The State Board shall, on an annual basis,
30 evaluate each provider approved by the State Board or the
31 ~~{Commission}~~ *Superintendent of Public Instruction* to offer a
32 course of study or training designed to qualify a person to be a
33 teacher or administrator or to perform other educational functions,
34 including, without limitation, a qualified provider approved by the
35 ~~{Commission}~~ *Superintendent of Public Instruction* pursuant to
36 subparagraph (1) of paragraph (a) of subsection 1 of NRS 391.019
37 to offer an alternative route to licensure. The evaluation must
38 include, without limitation, for each provider, the number of
39 persons:

40 (a) Who received a license pursuant to this chapter after
41 completing the education, course of study or training offered by the
42 provider; and

43 (b) Identified in paragraph (a) who are employed by a school
44 district or a charter school in this State after receiving a license and
45 information relating to the performance evaluations of those persons



1 conducted by the school district or charter school. The information
2 relating to the performance evaluations must be reported in an
3 aggregated format and not reveal the identity of a person.

4 2. The Department shall post on its Internet website the
5 evaluation conducted pursuant to subsection 1.

6 **Sec. 45.** NRS 391.040 is hereby amended to read as follows:

7 391.040 1. The ~~{Commission}~~ *Superintendent of Public*
8 *Instruction* shall fix fees of not less than \$65 for the:

9 (a) Initial issuance of a license, which must include the fees for
10 processing the fingerprints of the applicant by the Central
11 Repository for Nevada Records of Criminal History and the Federal
12 Bureau of Investigation; and

13 (b) Renewal of a license, which must include the fees for
14 processing the fingerprints of the applicant for renewal by the
15 Central Repository for Nevada Records of Criminal History and the
16 Federal Bureau of Investigation.

17 2. The fee for issuing a duplicate license is the same as for
18 issuing the original.

19 3. The portion of each fee which represents the amount charged
20 by the Federal Bureau of Investigation for processing the
21 fingerprints of the applicant must be deposited with the State
22 Treasurer for credit to the appropriate account of the Department of
23 Public Safety. The remaining portion of the money received from
24 the fees must be deposited with the State Treasurer for credit to the
25 appropriate account of the Department of Education.

26 **Sec. 46.** NRS 391.090 is hereby amended to read as follows:

27 391.090 1. Any person who is:

28 (a) Granted a license to teach or perform other educational
29 functions in the public schools of Nevada, in the school conducted
30 at the Nevada Youth Training Center, the Caliente Youth Center or
31 any other state facility for the detention of children that is operated
32 pursuant to title 5 of NRS or for any program of instruction for
33 kindergarten or grades 1 to 12, inclusive, conducted at any
34 correctional institution in the Department of Corrections; or

35 (b) Charged with the duty at the Nevada Youth Training Center,
36 the Caliente Youth Center or any other state facility for the
37 detention of children that is operated pursuant to title 5 of NRS
38 giving instruction in the Constitution of the United States and the
39 Constitution of the State of Nevada,

40 ➔ must show, by examination or credentials showing college,
41 university or normal school study, satisfactory evidence of adequate
42 knowledge of the origin, history, provisions and principles of the
43 Constitution of the United States and the Constitution of the State of
44 Nevada.



2. The ~~Commission~~ *Superintendent of Public Instruction* may grant a reasonable time for compliance with the terms of this section.

Sec. 47. NRS 391.125 is hereby amended to read as follows:

391.125 ~~11.1~~ 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. 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 teach but not an endorsement in the subject area for which the request was granted may be employed by the school district for not more than 2 school years to teach in that subject area at a public school within the school district that is not designated as needing improvement pursuant to NRS 385.3623.

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

Sec. 48. NRS 391.160 is hereby amended to read as follows:

391.160 1. The salaries of teachers and other employees must be determined by the character of the service required. A school district shall not discriminate between male and female employees in the matter of salary.

2. Each year when determining the salary of a teacher who holds certification issued by the National Board for Professional Teaching Standards, a school district shall add 5 percent to the salary that the teacher would otherwise receive in 1 year for the teacher's classification on the schedule of salaries for the school district if:

(a) On or before January 31 of the school year, the teacher has submitted evidence satisfactory to the school district of his or her current certification; and

(b) The teacher is assigned by the school district to provide classroom instruction during that school year.



1 ➤ No increase in salary may be given pursuant to this subsection
2 during a particular school year to a teacher who submits evidence of
3 certification after January 31 of that school year. For the first school
4 year that a teacher submits evidence of his or her current
5 certification, the board of trustees of the school district to whom the
6 evidence was submitted shall pay the increase in salary required by
7 this subsection retroactively to the beginning of that school year.
8 Once a teacher has submitted evidence of such certification to the
9 school district, the school district shall retain the evidence in its
10 records, as applicable, for future school years. An increase in salary
11 given in accordance with this subsection is in addition to any other
12 increase to which the teacher may otherwise be entitled.

13 3. Each year when determining the salary of a person who is
14 employed by a school district as a speech pathologist, the school
15 district shall add 5 percent to the salary that the employee would
16 otherwise receive in 1 year for the employee's classification on the
17 schedule of salaries for the school district if:

18 (a) On or before September 15 of the school year, the employee
19 has submitted evidence satisfactory to the school district of the
20 employee's:

21 (1) Licensure as a speech pathologist by the Board of
22 Examiners for Audiology and Speech Pathology; and

23 (2) Certification as being clinically competent in speech-
24 language pathology by:

25 (I) The American Speech-Language-Hearing Association;
26 or

27 (II) A successor organization to the American Speech-
28 Language-Hearing Association that is recognized and determined to
29 be acceptable by the Board of Examiners for Audiology and Speech
30 Pathology; and

31 (b) The employee is assigned by the school district to serve as a
32 speech pathologist during the school year.

33 ➤ No increase in salary may be given pursuant to this subsection
34 during a particular school year to an employee who submits
35 evidence of licensure and certification after September 15 of that
36 school year. Once an employee has submitted evidence of such
37 licensure and certification to the school district, the school district
38 shall retain the evidence in its records, as applicable, for future
39 school years. An increase in salary given in accordance with this
40 subsection is in addition to any other increase to which the
41 employee may otherwise be entitled.

42 4. Each year when determining the salary of a person who is
43 employed by a school district as a professional school library media
44 specialist, the school district shall add 5 percent to the salary that the



1 employee would otherwise receive in 1 year for the employee's
2 classification on the schedule of salaries of the school district if:

3 (a) On or before September 15 of the school year, the employee
4 has submitted evidence satisfactory to the school district of the
5 employee's current certification as a professional school library
6 media specialist issued by the National Board for Professional
7 Teaching Standards; and

8 (b) The employee is assigned by the school district to serve as a
9 professional school library media specialist during that school year.

10 ➤ No increase in salary may be given pursuant to this subsection
11 during a particular school year to an employee who submits
12 evidence of certification after September 15 of that school year.
13 Once an employee has submitted evidence of such certification to
14 the school district, the school district shall retain the evidence in its
15 records, as applicable, for future school years. An increase in salary
16 given in accordance with this subsection is in addition to any other
17 increase to which the employee may otherwise be entitled.

18 5. In determining the salary of a licensed teacher who is
19 employed by a school district after the teacher has been employed
20 by another school district in this State, the present employer shall,
21 except as otherwise provided in subsection 8:

22 (a) Give the teacher the same credit for previous teaching
23 service as the teacher was receiving from the teacher's former
24 employer at the end of his or her former employment;

25 (b) Give the teacher credit for the teacher's final year of service
26 with his or her former employer, if credit for that service is not
27 included in credit given pursuant to paragraph (a); and

28 (c) Place the teacher on the schedule of salaries of the school
29 district in a classification that is commensurate with the level of
30 education acquired by the teacher, as set forth in the applicable
31 negotiated agreement with the present employer.

32 6. A school district may give the credit required by subsection
33 5 for previous teaching service earned in another state if the
34 ~~{Commission}~~ *Superintendent of Public Instruction* has approved
35 the standards for licensing teachers of that state. The ~~{Commission}~~
36 *Superintendent of Public Instruction* shall adopt regulations that
37 establish the criteria by which the ~~{Commission}~~ *Superintendent of*
38 *Public Instruction* will consider the standards for licensing teachers
39 of other states for the purposes of this subsection. The criteria may
40 include, without limitation, whether the ~~{Commission}~~
41 *Superintendent of Public Instruction* has authorized reciprocal
42 licensure of educational personnel from the state under
43 consideration.

44 7. In determining the salary of a licensed administrator, other
45 than the superintendent of schools, who is employed by a school



1 district after the administrator has been employed by another school
2 district in this State, the present employer shall, except as otherwise
3 provided in subsection 8:

4 (a) Give the administrator the same credit for previous
5 administrative service as the administrator was receiving from the
6 administrator's former employer, at the end of his or her former
7 employment;

8 (b) Give the administrator credit for the administrator's final
9 year of service with his or her former employer, if credit for that
10 service is not otherwise included in the credit given pursuant to
11 paragraph (a); and

12 (c) Place the administrator on the schedule of salaries of the
13 school district in a classification that is comparable to the
14 classification the administrator had attained on the schedule of
15 salaries of the administrator's former employer.

16 8. This section does not:

17 (a) Require a school district to allow a teacher or administrator
18 more credit for previous teaching or administrative service than the
19 maximum credit for teaching or administrative experience provided
20 for in the schedule of salaries established by it for its licensed
21 personnel.

22 (b) Permit a school district to deny a teacher or administrator
23 credit for his or her previous teaching or administrative service on
24 the ground that the service differs in kind from the teaching or
25 administrative experience for which credit is otherwise given by the
26 school district.

27 9. As used in this section:

28 (a) "Previous administrative service" means the total of:

29 (1) Any period of administrative service for which an
30 administrator received credit from the administrator's former
31 employer at the beginning of his or her former employment; and

32 (2) The administrator's period of administrative service in
33 his or her former employment.

34 (b) "Previous teaching service" means the total of:

35 (1) Any period of teaching service for which a teacher
36 received credit from the teacher's former employer at the beginning
37 of his or her former employment; and

38 (2) The teacher's period of teaching service in his or her
39 former employment.

40 **Sec. 49.** NRS 391.207 is hereby amended to read as follows:

41 391.207 1. The provision of nursing services in a school
42 district by school nurses and other qualified personnel must be
43 under the direction and supervision of a chief nurse who is a
44 registered nurse as provided in NRS 632.240 and who:



(a) Holds an endorsement to serve as a school nurse issued pursuant to regulations adopted by the ~~{Commission;}~~ *Superintendent of Public Instruction;* or

(b) Is employed by a state, county, city or district health department and provides nursing services to the school district in the course of that employment.

2. A school district shall not employ a person to serve as a school nurse unless the person holds an endorsement to serve as a school nurse issued pursuant to regulations adopted by the ~~{Commission;}~~ *Superintendent of Public Instruction.*

Sec. 50. NRS 391.302 is hereby amended to read as follows:

391.302 1. Except as otherwise provided in NRS 391.3015, if an employee fails to maintain his or her license in force, the school district that employs him or her shall:

(a) Immediately suspend the employee without pay; and

(b) Terminate his or her employment if the employee fails to reinstate his or her license within the time prescribed by subsection 2 of NRS 391.305.

2. If an employee is suspended pursuant to this section and, within 90 days after the date of suspension, is granted by the Department or ~~{Commission}~~ *Superintendent of Public Instruction* an extension of time or any other relief which has the effect of reinstating or continuing his or her license in force, the suspension of the employee is ineffective and the school district shall immediately reinstate the employee while the employee's license remains in force. The employee must be reinstated to the position the employee held at the time of his or her suspension. If the employee thereafter fails again to maintain his or her license in force, the school district shall again suspend the employee without pay and proceed in accordance with NRS 391.305, 391.308 and 391.309.

Sec. 51. NRS 391.308 is hereby amended to read as follows:

391.308 1. An employee who is suspended by a school district pursuant to NRS 391.302 is entitled to a hearing if the employee makes a timely request for a hearing, as set forth in this section. A request for a hearing must:

(a) Be received, within 15 days after the date of the notice of suspension, by the person designated by the school district pursuant to paragraph (f) of subsection 1 of NRS 391.305;

(b) Set forth any facts which the employee believes are relevant; and

(c) Be accompanied by a copy of any documents which the employee believes are relevant.

2. If an employee fails to make a timely request for a hearing pursuant to this section, the right of the employee to reinstatement



1 by the school district pursuant to subsection 2 of NRS 391.305 is
2 not affected if the employee satisfies the requirements of that
3 subsection.

4 3. If a timely request for a hearing is made, the superintendent
5 of schools of the school district or the superintendent's designee
6 shall convene a hearing to consider whether extenuating
7 circumstances exist that warrant an extension of the time prescribed
8 by paragraph (a) of subsection 2 of NRS 391.305 for reinstatement
9 of the employee's license.

10 4. A hearing required by this section must be held within 20
11 days after the date of notice of suspension. The employee and the
12 school district are each entitled to:

13 (a) Present evidence;

14 (b) Cross-examine witnesses; and

15 (c) Be represented by counsel or any other person.

16 5. Immediately upon conclusion of the hearing, the
17 superintendent of schools of the school district or the
18 superintendent's designee shall issue a ruling. The ruling must:

19 (a) State whether the employee will be granted an extension of
20 time for reinstatement of the employee's license;

21 (b) Set forth the factual basis for his or her determination; and

22 (c) State the date on which an extension, if any, will expire.

23 6. In addition to the requirements of subsection 5, the ruling
24 must be set forth in writing. Not later than 3 working days after the
25 conclusion of the hearing, a copy of the written ruling must be
26 mailed or personally delivered to the employee and the person who
27 represented the employee during the hearing, if any. The failure of
28 an employee to receive a copy of the written ruling does not render
29 the ruling ineffective.

30 7. If an employee is granted an extension of time pursuant to
31 this section, that extension is effective only for the purposes of the
32 employment relationship between the school district and the
33 employee and is not binding on the Department or ~~Commission.~~
34 *Superintendent of Public Instruction.*

35 **Sec. 52.** NRS 391.3127 is hereby amended to read as follows:

36 391.3127 1. Each board, following consultation with and
37 involvement of elected representatives of administrative personnel
38 or their designated representatives, shall develop an objective policy
39 for the objective evaluation of administrators in narrative form. The
40 policy must comply with the statewide performance evaluation
41 system established by the State Board pursuant to NRS 391.465.
42 The policy must set forth a means according to which an
43 administrator's overall performance is determined to be highly
44 effective, effective, minimally effective or ineffective. The policy
45 must require that the information maintained pursuant to paragraphs



(c), (d) and (e) of subsection 1 of NRS 386.650 account for at least 50 percent of the evaluation. The policy may include an evaluation by the administrator, superintendent, pupils or other administrators or any combination thereof. A copy of the policy adopted by the board must be filed with the Department and made available to the ~~Commission~~ *Superintendent of Public Instruction*.

2. Each administrator must be evaluated in writing at least once a year.

3. Each probationary administrator is subject to the provisions of NRS 391.3128 and 391.3197.

4. Before a superintendent transfers or assigns an administrator to another administrative position as part of an administrative reorganization, if the transfer or reassignment is to a position of lower rank, responsibility or pay, the superintendent shall give written notice of the proposed transfer or assignment to the administrator at least 30 days before the date on which it is to be effective. The administrator may appeal the decision of the superintendent to the board by requesting a hearing in writing to the president of the board within 5 days after receiving the notice from the superintendent. The board shall hear the matter within 10 days after the president receives the request, and shall render its decision within 5 days after the hearing. The decision of the board is final.

Sec. 53. NRS 391.330 is hereby amended to read as follows:

391.330 The State Board may suspend or revoke the license of any teacher, administrator or other licensed employee, after notice and an opportunity for hearing have been provided pursuant to NRS 391.322 and 391.323, for:

1. Immoral or unprofessional conduct.

2. Evident unfitness for service.

3. Physical or mental incapacity which renders the teacher, administrator or other licensed employee unfit for service.

4. Conviction of a felony or crime involving moral turpitude.

5. Conviction of a sex offense under NRS 200.366, 200.368, 201.190, 201.220, 201.230, 201.540 or 201.560 in which a pupil enrolled in a school of a county school district was the victim.

6. Knowingly advocating the overthrow of the Federal Government or of the State of Nevada by force, violence or unlawful means.

7. Persistent defiance of or refusal to obey the regulations of the State Board ~~[- the Commission]~~ or the Superintendent of Public Instruction, defining and governing the duties of teachers, administrators and other licensed employees.

8. Breaches in the security or confidentiality of the questions and answers of the achievement and proficiency examinations that are administered pursuant to NRS 389.015.



9. Intentional failure to observe and carry out the requirements of a plan to ensure the security of examinations adopted pursuant to NRS 389.616 or 389.620.

10. An intentional violation of NRS 388.5265 or 388.527.

Sec. 54. NRS 391.500 is hereby amended to read as follows:

391.500 As used in NRS 391.500 to 391.556, inclusive, unless the context otherwise requires, ~~{the words and terms defined in NRS 391.504 and 391.508 have the meanings ascribed to them in those sections.}~~ ***“regional training program” means a regional training program for the professional development of teachers and administrators established pursuant to NRS 391.512.***

Sec. 55. NRS 391.510 is hereby amended to read as follows:

391.510 The Superintendent of Public Instruction ~~{is}~~ ***and the Department are*** responsible for ensuring that the duties and responsibilities of the ~~{Statewide Council and the}~~ regional training programs set forth in NRS 391.500 to 391.556, inclusive, are carried out by the ~~{Statewide Council and the}~~ regional training programs successfully.

Sec. 56. NRS 391.512 is hereby amended to read as follows:

391.512 1. There are hereby created the Southern Nevada Regional Training Program, the Northeastern Nevada Regional Training Program and the Northwestern Nevada Regional Training Program ~~{The governing body of each}~~ ***within the Department. Under the direction and supervision of the Department, each*** regional training program shall establish and operate a:

(a) Regional training program for the professional development of teachers and administrators.

(b) Nevada Early Literacy Intervention Program through the regional training program established pursuant to paragraph (a).

2. Except as otherwise provided in subsection 5, the Southern Nevada Regional Training Program must primarily provide services to teachers and administrators who are employed by school districts in:

- (a) Clark County;
- (b) Esmeralda County;
- (c) Lincoln County;
- (d) Mineral County; and
- (e) Nye County.

3. Except as otherwise provided in subsection 5, the Northeastern Nevada Regional Training Program must primarily provide services to teachers and administrators who are employed by school districts in:

- (a) Elko County;
- (b) Eureka County;
- (c) Lander County;



- (d) Humboldt County;
- (e) Pershing County; and
- (f) White Pine County.

4. Except as otherwise provided in subsection 5, the Northwestern Nevada Regional Training Program must primarily provide services to teachers and administrators who are employed by school districts in:

- (a) Carson City;
- (b) Churchill County;
- (c) Douglas County;
- (d) Lyon County;
- (e) Storey County; and
- (f) Washoe County.

5. Each regional training program shall, when practicable, make reasonable accommodations for the attendance of teachers and administrators who are employed by school districts outside the primary jurisdiction of the regional training program.

6. The board of trustees of the:

(a) Clark County School District shall serve as the fiscal agent for the Southern Nevada Regional Training Program.

(b) Elko County School District shall serve as the fiscal agent for the Northeastern Nevada Regional Training Program.

(c) Washoe County School District shall serve as the fiscal agent for the Northwestern Nevada Regional Training Program.

➤ As fiscal agent, each school district is responsible for the payment, collection and holding of all money received from this State for the maintenance and support of the regional training program and Nevada Early Literacy Intervention Program .
~~established and operated by the applicable governing body.~~

Sec. 57. NRS 391.520 is hereby amended to read as follows:

391.520 1. The ~~{Statewide Council shall meet not less than four times per year.~~

~~—2.—The Statewide Council}~~ **Department** shall:

(a) Adopt uniform standards for use by ~~{the governing body of}~~ each regional training program in the review and approval ~~{by the governing body}~~ of the training to be provided by the regional training program pursuant to NRS 391.540 and 391.544. The standards must ensure that the training provided by the regional training programs includes activities set forth in 20 U.S.C. § 7801(34), as appropriate for the type of training offered, is of high quality and is effective in addressing the training programs specified in subsection 1 of NRS 391.544.

(b) In cooperation with the Office of Parental Involvement and Family Engagement created by NRS 385.630, establish a statewide



1 program for teachers and administrators concerning effective
2 parental involvement and family engagement which includes:

3 (1) Training for teachers on how to engage parents and
4 families, including, without limitation, disengaged families, in the
5 education of their children and to build the capacity of parents and
6 families to support the learning and academic achievement of their
7 children.

8 (2) Training for teachers and paraprofessionals on working
9 with parent liaisons in public schools to carry out strategies and
10 practices for effective parental involvement and family engagement.

11 (c) Coordinate the dissemination of information to school
12 districts, administrators and teachers concerning the training,
13 programs and services provided by the regional training programs.

14 (d) Disseminate information to the regional training programs
15 concerning innovative and effective methods to provide professional
16 development.

17 (e) Conduct long-range planning concerning the professional
18 development needs of teachers and administrators employed in this
19 state.

20 (f) Adopt uniform procedures for use by ~~the governing body of~~
21 each regional training program to report the evaluation conducted
22 pursuant to NRS 391.552.

23 ~~{3.}~~ 2. The ~~{Statewide Council}~~ *Department* may:

24 (a) Accept gifts and grants from any source for use by the
25 ~~{Statewide Council}~~ *Department* in carrying out its duties pursuant
26 to ~~{this section}~~ *NRS 391.500 to 391.556, inclusive*, and accept gifts
27 and grants from any source on behalf of one or more regional
28 training programs to assist with the training provided pursuant to
29 NRS 391.544; and

30 (b) Comply with applicable federal laws and regulations
31 governing the provision of federal grants to assist the ~~{Statewide~~
32 ~~Council}~~ *Department* in carrying out its duties pursuant to this
33 section and comply with applicable federal laws and regulations
34 governing the provision of federal grants to assist with the training
35 provided pursuant to NRS 391.544, including, without limitation,
36 providing money from the budget of the ~~{Statewide Council}~~
37 *Department for the regional training programs* to match the
38 money received from a federal grant.

39 **Sec. 58.** NRS 391.540 is hereby amended to read as follows:

40 391.540 1. ~~{The governing body of}~~ *In cooperation with the*
41 *Department*, each regional training program shall:

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



(b) Assess the training needs of teachers and administrators who are employed by the school districts within the primary jurisdiction of the regional training program and adopt priorities of training for the program based upon the assessment of needs. The board of trustees of each such school district may submit recommendations to the ~~{appropriate governing body}~~ *Department* for the types of training that should be offered by the regional training program.

(c) In making the assessment required by paragraph (b) and as deemed necessary by the ~~{governing body}~~ *regional training program*, review the:

(1) Plans to improve the achievement of pupils prepared pursuant to NRS 385.357;

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

(3) Plans for restructuring schools implemented pursuant to NRS 385.37607,

➤ for individual schools within the primary jurisdiction of the regional training program.

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

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

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

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

2. The ~~{Department, the}~~ Nevada System of Higher Education and the board of trustees of a school district may *submit a request to the Department for* the ~~{governing body of the}~~ regional training program that serves the school district to provide training, participate in a program or otherwise perform a service that is in addition to the duties of the regional training program that are set forth in the plan adopted pursuant to this section or otherwise required by statute. An entity may not represent that a regional training program will perform certain duties or otherwise obligate the regional training program as part of an application by that entity for a grant unless the entity has first obtained the written confirmation of the ~~{governing body of}~~ *Department for* the regional training program to perform those duties or obligations. The ~~{governing body of a regional training program}~~ *Department* may, but is not required to, grant a request pursuant to this subsection.



Sec. 59. NRS 391.542 is hereby amended to read as follows:

391.542 1. The ~~{governing body of each regional training program}~~ **Department** shall establish an evaluation system for the teachers and other licensed educational personnel who participate in the program. The evaluation system must include:

(a) Specific measures of the success of each teacher and other licensed person who participates in the training provided by the program; and

(b) Recommendations for follow-up for the teacher or other licensed person to strengthen his or her skills in the classroom or otherwise in his or her position of employment with the school district or charter school.

2. Each evaluation must be provided in written form to the person who is evaluated and the principal of the school at which the person is employed, if applicable, or, if the person is not supervised by a school principal, his or her direct supervisor.

Sec. 60. NRS 391.544 is hereby amended to read as follows:

391.544 1. Based upon the assessment of needs for training within the region and priorities of training adopted by the ~~{governing body}~~ **regional training program in cooperation with the Department** pursuant to NRS 391.540, each regional training program must provide:

(a) Training for teachers and other licensed educational personnel in the:

(1) Standards established by the ~~{Council to Establish Academic Standards for Public Schools}~~ **Department** pursuant to NRS 389.520;

(2) Curriculum and instruction required for the common core state standards adopted by the State Board;

(3) Curriculum and instruction recommended by the Teachers and Leaders Council of Nevada; and

(4) Culturally relevant pedagogy, taking into account cultural diversity and demographic differences throughout this State.

(b) Through the Nevada Early Literacy Intervention Program established for the regional training program, training for teachers who teach kindergarten and grades 1, 2 or 3 on methods to teach fundamental reading skills, including, without limitation:

(1) Phonemic awareness;

(2) Phonics;

(3) Vocabulary;

(4) Fluency;

(5) Comprehension; and

(6) Motivation.

(c) At least one of the following types of training:



(1) Training for teachers and school administrators in the assessment and measurement of pupil achievement and the effective methods to analyze the test results and scores of pupils to improve the achievement and proficiency of pupils.

(2) Training for teachers in specific content areas to enable the teachers to provide a higher level of instruction in their respective fields of teaching. Such training must include instruction in effective methods to teach in a content area provided by teachers who are considered masters in that content area.

(3) In addition to the training provided pursuant to paragraph (b) of subsection 1, training for teachers in the methods to teach basic skills to pupils, such as providing instruction in reading with the use of phonics and providing instruction in basic skills of mathematics computation.

(d) In accordance with the program established ~~by the Statewide Council~~ pursuant to paragraph (b) of subsection ~~1~~ ² of NRS 391.520, training for:

(1) Teachers on how to engage parents and families, including, without limitation, disengaged families, in the education of their children and to build the capacity of parents and families to support the learning and academic achievement of their children.

(2) Training for teachers and paraprofessionals on working with parent liaisons in public schools to carry out strategies and practices for effective parental involvement and family engagement.

2. The training required pursuant to subsection 1 must:

(a) Include the activities set forth in 20 U.S.C. § 7801(34), as deemed appropriate by the ~~governing body~~ *regional training program* for the type of training offered.

(b) Include appropriate procedures to ensure follow-up training for teachers and administrators who have received training through the program.

(c) Incorporate training that addresses the educational needs of:

(1) Pupils with disabilities who participate in programs of special education; and

(2) Pupils who are limited English proficient.

3. ~~The governing body of each~~ *Each* regional training program shall prepare and maintain a list that identifies programs for the professional development of teachers and administrators that successfully incorporate:

(a) The standards of content and performance established by the ~~Council to Establish Academic Standards for Public Schools~~ *Department* pursuant to NRS 389.520;

(b) Fundamental reading skills; and

(c) Other training listed in subsection 1.



1 ↪ ~~{The governing body}~~ *Each regional training program* shall
2 provide a copy of the list on an annual basis to school districts for
3 dissemination to teachers and administrators.

4 4. A regional training program may include model classrooms
5 that demonstrate the use of educational technology for teaching and
6 learning.

7 5. ~~{A}~~ *Upon approval of the Department, a* regional training
8 program may contract with the board of trustees of a school district
9 that is served by the regional training program as set forth in NRS
10 391.512 to provide professional development to the teachers and
11 administrators employed by the school district that is in addition to
12 the training required by this section. Any training provided pursuant
13 to this subsection must include the activities set forth in 20 U.S.C. §
14 7801(34), as deemed appropriate by the ~~{governing body}~~ *regional*
15 *training program* for the type of training offered.

16 6. To the extent money is available from legislative
17 appropriation or otherwise, a regional training program may provide
18 training to paraprofessionals.

19 **Sec. 61.** NRS 391.545 is hereby amended to read as follows:

20 391.545 1. ~~{The governing body of a}~~ *A* regional training
21 program may facilitate and coordinate access to information by
22 teachers and administrators concerning issues related to suicide
23 among pupils. Such information must be offered for educational
24 purposes only.

25 2. Receipt of or access to information pursuant to subsection 1
26 does not create a duty for any person in addition to those duties
27 otherwise required in the course of his or her employment.

28 **Sec. 62.** NRS 391.552 is hereby amended to read as follows:

29 391.552 ~~{The governing body of}~~ *For* each regional training
30 program, *the Department* shall:

31 1. Establish a method for the evaluation of the success of the
32 regional training program, including, without limitation, the Nevada
33 Early Literacy Intervention Program. The method must be consistent
34 with the uniform procedures adopted by the ~~{Statewide Council}~~
35 *Department* pursuant to NRS 391.520.

36 2. On or before September 1 of each year, submit an annual
37 report to the State Board, the ~~{Commission,}~~ *Superintendent of*
38 *Public Instruction*, the Legislative Committee on Education and the
39 Legislative Bureau of Educational Accountability and Program
40 Evaluation that includes:

41 (a) The priorities for training adopted by the ~~{governing body}~~
42 *regional training program* pursuant to NRS 391.540.

43 (b) The type of training offered through the program in the
44 immediately preceding year.



(c) The number of teachers and administrators who received training through the program in the immediately preceding year.

(d) The number of paraprofessionals, if any, who received training through the program in the immediately preceding year.

(e) An evaluation of the success of the program, including, without limitation, the Nevada Early Literacy Intervention Program, in accordance with the method established pursuant to subsection 1.

(f) A description of the gifts and grants, if any, received by the ~~{governing body}~~ *Department* in the immediately preceding year *for carrying out its duties pursuant to NRS 391.500 to 391.556, inclusive*, and the gifts and grants, if any, received by the ~~{Statewide Council}~~ *Department* during the immediately preceding year on behalf of the regional training program. The description must include the manner in which the gifts and grants were expended.

(g) The 5-year plan for the program prepared pursuant to NRS 391.540 and any revisions to the plan made ~~{by the governing body}~~ in the immediately preceding year.

Sec. 63. NRS 391.556 is hereby amended to read as follows:

391.556 The board of trustees of each school district shall submit an annual report to the State Board, the ~~{Commission,}~~ *Superintendent of Public Instruction*, the Legislative Committee on Education and the Legislative Bureau of Educational Accountability and Program Evaluation that includes for the immediately preceding year:

1. The number of teachers and administrators employed by the school district who received training through the program, including, without limitation, the type of training received.

2. An evaluation of whether that training included the:

(a) Standards of content and performance established by the ~~{Council to Establish Academic Standards for Public Schools}~~ *Department* pursuant to NRS 389.520;

(b) Curriculum and instruction required for the common core standards adopted by the State Board;

(c) Curriculum and instruction recommended by the Teachers and Leaders Council of Nevada; and

(d) Culturally relevant pedagogy, taking into account cultural diversity and demographic differences throughout this State.

3. An evaluation of the effectiveness of the training on improving the quality of instruction and the achievement of pupils.

Sec. 64. NRS 396.5195 is hereby amended to read as follows:

396.5195 The Board of Regents shall, in cooperation with the State Board and the ~~{Council to Establish Academic Standards for Public Schools,}~~ *Department*, ensure that students enrolled in a program developed by the System for the education of teachers are



1 provided instruction regarding the standards of content and
2 performance required of pupils enrolled in high schools in this State.

3 **Sec. 65.** NRS 218E.615 is hereby amended to read as follows:

4 218E.615 1. The Committee may:

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

7 (1) Programs to enhance accountability in education;

8 (2) Legislative measures regarding education;

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

14 (4) Methods of financing public education;

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

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

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

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

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

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

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

30 2. The Committee shall:

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

36 (b) For the purposes set forth in NRS 385.389, recommend to
37 the Department of Education programs of remedial study for each
38 subject tested on the examinations administered pursuant to NRS
39 389.015. In recommending these programs of remedial study, the
40 Committee shall consider programs of remedial study that have
41 proven to be successful in improving the academic achievement of
42 pupils.

43 (c) Recommend to the Department of Education providers of
44 supplemental educational services for inclusion on the list of
45 approved providers prepared by the Department pursuant to



1 NRS 385.384. In recommending providers, the Committee shall
2 consider providers with a demonstrated record of effectiveness in
3 improving the academic achievement of pupils.

4 ~~[(d) For the purposes set forth in NRS 385.3785, recommend to~~
5 ~~the Commission on Educational Excellence created by NRS~~
6 ~~385.3784 programs, practices and strategies that have proven~~
7 ~~effective in improving the academic achievement and proficiency of~~
8 ~~pupils.]~~

9 **Sec. 66.** NRS 233B.039 is hereby amended to read as follows:

10 233B.039 1. The following agencies are entirely exempted
11 from the requirements of this chapter:

12 (a) The Governor.

13 (b) Except as otherwise provided in NRS 209.221, the
14 Department of Corrections.

15 (c) The Nevada System of Higher Education.

16 (d) The Office of the Military.

17 (e) The State Gaming Control Board.

18 (f) Except as otherwise provided in NRS 368A.140, the Nevada
19 Gaming Commission.

20 (g) The Division of Welfare and Supportive Services of the
21 Department of Health and Human Services.

22 (h) Except as otherwise provided in NRS 422.390, the Division
23 of Health Care Financing and Policy of the Department of Health
24 and Human Services.

25 (i) The State Board of Examiners acting pursuant to chapter 217
26 of NRS.

27 (j) Except as otherwise provided in NRS 533.365, the Office of
28 the State Engineer.

29 (k) The Division of Industrial Relations of the Department
30 of Business and Industry acting to enforce the provisions of
31 NRS 618.375.

32 (l) The Administrator of the Division of Industrial Relations of
33 the Department of Business and Industry in establishing and
34 adjusting the schedule of fees and charges for accident benefits
35 pursuant to subsection 2 of NRS 616C.260.

36 (m) The Board to Review Claims in adopting resolutions to
37 carry out its duties pursuant to NRS 590.830.

38 (n) The Silver State Health Insurance Exchange.

39 2. Except as otherwise provided in subsection 5 and NRS
40 391.323, the Department of Education ~~and~~ and the Board of the
41 Public Employees' Benefits Program ~~and the Commission on~~
42 ~~Professional Standards in Education]~~ are subject to the provisions of
43 this chapter for the purpose of adopting regulations but not with
44 respect to any contested case.

45 3. The special provisions of:



(a) Chapter 612 of NRS for the distribution of regulations by and the judicial review of decisions of the Employment Security Division of the Department of Employment, Training and Rehabilitation;

(b) Chapters 616A to 617, inclusive, of NRS for the determination of contested claims;

(c) Chapter 91 of NRS for the judicial review of decisions of the Administrator of the Securities Division of the Office of the Secretary of State; and

(d) NRS 90.800 for the use of summary orders in contested cases,

➤ prevail over the general provisions of this chapter.

4. The provisions of NRS 233B.122, 233B.124, 233B.125 and 233B.126 do not apply to the Department of Health and Human Services in the adjudication of contested cases involving the issuance of letters of approval for health facilities and agencies.

5. The provisions of this chapter do not apply to:

(a) Any order for immediate action, including, but not limited to, quarantine and the treatment or cleansing of infected or infested animals, objects or premises, made under the authority of the State Board of Agriculture, the State Board of Health, or any other agency of this State in the discharge of a responsibility for the preservation of human or animal health or for insect or pest control;

(b) An extraordinary regulation of the State Board of Pharmacy adopted pursuant to NRS 453.2184;

(c) A regulation adopted by the State Board of Education pursuant to NRS 392.644 or 394.1694; or

(d) The judicial review of decisions of the Public Utilities Commission of Nevada.

6. The State Board of Parole Commissioners is subject to the provisions of this chapter for the purpose of adopting regulations but not with respect to any contested case.

Sec. 67. NRS 385.300, 385.3781, 385.3782, 385.3783, 385.37835, 385.3784, 385.3785, 385.3787, 385.3789, 385.379, 388.780, 388.785, 388.787, 388.789, 388.790, 388.795, 389.500, 389.505, 389.510, 389.530, 391.002, 391.005, 391.009, 391.011, 391.013, 391.015, 391.017, 391.029, 391.504, 391.508, 391.516, 391.524, 391.528, 391.532 and 391.536 are hereby repealed.

Sec. 68. The terms of all members of the Statewide Council for the Coordination of the Regional Training Programs created by NRS 391.516 who are incumbent on September 30, 2013, expire on that date.

Sec. 69. The terms of all members of each governing body of each regional training program for the professional development of



1 teachers and administrators established pursuant to NRS 391.512
2 who are incumbent on September 30, 2013, expire on that date.

3 **Sec. 70.** 1. Any administrative regulations adopted by an
4 officer, agency or other entity whose name has been changed or
5 whose responsibilities have been transferred pursuant to the
6 provisions of this act to another officer, agency or other entity
7 remain in force until amended by the officer, agency or other entity
8 to which the responsibility for the adoption of regulations is
9 transferred.

10 2. Any contracts or other agreements entered into by an officer,
11 agency or other entity whose name has been changed or whose
12 responsibilities have been transferred pursuant to the provisions of
13 this act to another officer, agency or other entity are binding upon
14 the officer, agency or other entity to which the responsibility for the
15 administration of the provisions of the contract or other agreement
16 have been transferred. Such contracts and other agreements may be
17 enforced by the officer, agency or other entity to which the
18 responsibility for the enforcement of the provisions of the contract
19 or other agreement have been transferred.

20 3. Any actions taken by an officer, agency or other entity
21 whose name has been changed or whose responsibilities have been
22 transferred pursuant to the provisions of this act to another officer,
23 agency or other entity remain in effect as if taken by the officer,
24 agency or other entity to which the responsibility for the
25 enforcement of such actions was transferred.

26 **Sec. 71.** The Legislative Counsel shall, in preparing
27 supplements, to the Nevada Administrative Code, appropriately
28 change any references to an officer, agency or other entity whose
29 name is changed or whose responsibilities are transferred pursuant
30 to the provisions of this act to refer to the appropriate officer,
31 agency or other entity.

32 **Sec. 72.** The balance of any money remaining in the Account
33 for Programs for Innovation and the Prevention of Remediation
34 created by NRS 385.379 on October 1, 2013, that has not been
35 committed for expenditure must be transferred to the State General
36 Fund.

LEADLINES OF REPEALED SECTIONS

**385.300 Deputy Superintendent for Administrative and
Fiscal Services: Qualifications and appointment.**

385.3781 Definitions.



* S B 4 6 7 *

385.3782 "Account" defined.

385.3783 "Commission" defined.

385.37835 Superintendent of Public Instruction required to ensure Commission carries out duties successfully.

385.3784 Commission: Creation; membership; terms; meetings; compensation of members; duty of Department to provide administrative support; involvement of the Legislative Counsel Bureau in activities of Commission.

385.3785 Commission: Establishment of program of educational excellence; allocations of money to public schools and consortiums of public schools; Department required to provide list of priorities of schools; review of certain information by Commission.

385.3787 Use of money by public schools and consortiums of public schools that receive allocations from Account; submission of evaluation of effectiveness.

385.3789 Submission of annual reports by Commission; biennial audit of programs by Legislative Auditor.

385.379 Creation of Account for Programs for Innovation and the Prevention of Remediation; acceptance of gifts and grants; use of money in Account.

388.780 Definitions.

388.785 "Commission" defined.

388.787 "Committee" defined.

388.789 Superintendent of Public Instruction required to ensure Commission carries out duties successfully.

388.790 Commission on Educational Technology: Creation; membership; terms; removal and vacancy; quarterly meetings required; compensation.

388.795 Commission on Educational Technology: Duties; plan for use of educational technology; administrative support by Department; assessment of needs of school districts; advisory committee authorized.

389.500 "Council" defined.

389.505 Superintendent of Public Instruction required to ensure Council carries out duties successfully.

389.510 Council to Establish Academic Standards: Creation; membership; terms; compensation.

389.530 Council to Establish Academic Standards: Duty of Department to provide support; assistance from other state agencies.

391.002 Definitions.

391.005 "Commission" defined.

391.009 Superintendent of Public Instruction required to ensure Commission carries out duties successfully.



- 391.011** Creation; membership.
- 391.013** Limitation on terms of certain members.
- 391.015** Officers.
- 391.017** Meetings; quorum; travel expenses and subsistence allowances.
- 391.029** Provision of personnel; location of offices.
- 391.504** “Regional training program” defined.
- 391.508** “Statewide Council” defined.
- 391.516** Statewide Council for the Coordination of the Regional Training Programs: Creation; membership; terms; compensation; administrative support authorized.
- 391.524** Governing body of regional training program: Membership; terms; vacancy.
- 391.528** Governing body of regional training program: Meetings; no salary or compensation.
- 391.532** Governing body of regional training program: Employment and salary of coordinator; duties of coordinator.
- 391.536** Governing body of regional training program: Annual review of budget; submission of proposed budget to Legislative Committee on Education; acceptance of gifts and grants authorized.

