

Amendment No. 307

Assembly Amendment to Assembly Bill No. 77 (BDR 34-253)

Proposed by: Assembly Committee on Education

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

Adoption of this amendment will MAINTAIN the 2/3s majority vote requirement for final passage of A.B. 77 (§§ 1, 4, 13, 18, 21, 24, 30, 31).

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

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

KRO/RBL



Date: 4/21/2017

A.B. No. 77—Revises provisions related to teachers and other educational personnel. (BDR 34-253)



ASSEMBLY BILL NO. 77—COMMITTEE ON EDUCATION

(ON BEHALF OF THE DEPARTMENT OF EDUCATION)

PREFILED NOVEMBER 17, 2016

Referred to Committee on Education

SUMMARY—Revises provisions related to teachers and other educational personnel. (BDR 34-253)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

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

AN ACT relating to education; revising provisions governing the membership of the English Mastery Council; revising provisions concerning reporting and monitoring of criminal cases and actions taken pursuant to criminal convictions of certain charter school employees and applicants for employment; revising provisions relating to the suspension of a license to teach; ~~requiring the Department of Education to maintain an employment record of each licensed employee employed by a school district or charter school; revising provisions concerning employment of licensed teachers who do not hold an endorsement to teach in certain subject areas;~~ revising provisions relating to the qualifications for the issuance of a license to teach middle school, junior high school education or secondary education; revising provisions relating to reciprocal licensure; providing that teachers and other educational personnel may obtain a license to teach pupils in a program of early childhood education; revising provisions governing the assignment of certain teachers and administrators; revising provisions governing the Commission on Professional Standards in Education; requiring that any cost associated with employing a substitute teacher while a teacher who is a member of certain councils or commissions attends meetings must be paid ~~the school district or charter school that employs the member;~~ by certain persons or governmental entities; transferring, from the State Board of Education to the Commission on Professional Standards in Education, responsibility for prescribing standards for approval of a course of study or training offered by an educational institution to qualify a person to be a teacher or administrator or perform other educational functions; authorizing the Department of Education to waive certain fees for licensure for certain veterans

and members of the Armed Forces and their spouses; requiring each school district to submit to the Department the overall performance rating for each licensed employee employed by the district; authorizing the Department to charge and collect certain fees for the monitoring of certain criminal cases; authorizing the Department to charge and collect a fee to review certain information submitted by a prospective applicant for licensure; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Section 21 of this bill adds a license to teach pupils in a program of early childhood education to the kinds of licenses available for teachers and other educational personnel. **Section 21 also removes language specifying the particular grades the holder of a license to teach middle school or junior high school may teach and instead authorizes such a person to teach in any middle school or junior high school.** **Section 24** of this bill increases the minimum amount of the fee that the Commission on Professional Standards in Education may impose for the issuance or renewal of a license to teach. **Section 24 authorizes the Department of Education to waive this fee for veterans of the Armed Forces, members of the Armed Forces who are on active duty and the spouses of such veterans and members of the Armed Forces.**

Section 13 of this bill authorizes the Department of Education to charge and collect a fee to: (1) review information pertaining to a person's qualifications for a license to teach or perform other educational functions; and (2) provide feedback to the person concerning whether the information submitted indicates that the person may satisfy one or more of the requirements for the issuance of a license and, if so, the kind of license for which the person may be eligible.

~~[Section 14 of this bill requires the Department to maintain a permanent, confidential employment record of each licensed employee employed by a school district or charter school.]~~

Section 13 requires any such fee that is collected to be applied toward the fee prescribed for the issuance of a license if the Department determines from the information submitted that the person satisfies the requirements for the issuance of a license. Existing law creates the English Mastery Council and requires the Council to include two members who hold a master's degree to teach English as a second language and meet certain other criteria. (NRS 388.409) Section 1.7 of this bill provides that these two members may hold an endorsement to teach English as a second language instead of holding a master's degree.

Existing law requires the Department to adopt regulations that establish a procedure for the notification, tracking and monitoring of the status of criminal cases involving licensed educational personnel. (NRS 391.055) **Section 4** of this bill requires the Department to adopt regulations that establish a similar procedure for the notification, tracking and monitoring of the status of criminal cases involving teachers and administrators who are employed by a charter school but are not licensed.

Existing law requires the board of trustees of each school district and the governing body of each charter school to adopt a policy which requires a licensed employee of the school district or charter school to report to the school district or charter school if the employee is arrested for or convicted of a crime. (NRS 391.056) **Section 5** of this bill requires the governing body of a charter school to adopt a similar policy regarding a teacher or administrator who is not licensed but who is employed by a charter school as a teacher or administrator.

Existing law requires the superintendent of schools of each school district and the administrative head of each charter school to submit certain information relating to the arrest of a licensed employee to the Department. (NRS 391.057) **Section 6** of this bill requires the administrative head of each charter school to submit information relating to the arrest of an unlicensed teacher or administrator to the Department.

Existing law provides immunity from civil or criminal liability for any person who makes a report, causes or conducts an investigation, or submits information relating to a licensed

employee who is arrested for or convicted of a crime. (NRS 391.059) **Section 7** of this bill extends this immunity from liability to every person who makes a report, causes or conducts an investigation or submits information relating to an unlicensed teacher or administrator who is arrested for or convicted of a crime.

Existing law authorizes the State Board of Education, after notice and an opportunity for a hearing, to suspend or revoke the license of any teacher, administrator or other licensed employee under certain circumstances, including, without limitation, conviction of the teacher, administrator or other licensed employee of a felony, a crime involving moral turpitude or certain sex offenses. (NRS 391.330) **Section 8** of this bill requires the governing body of a charter school to terminate the employment of any teacher or administrator who is employed by the charter school but is not licensed upon conviction of a felony, a crime involving moral turpitude or certain sex offenses.

Section 26 of this bill provides that the board of trustees of a school district need only seek to obtain the consent of a principal before transferring certain teachers or administrators to a school. **Section 26** also requires the superintendent of a school district to submit the plan to address the assignment of certain teachers and administrators to the State Board of Education. **Sections 10 and 27** of this bill authorize the Superintendent of Public Instruction to prescribe the date by which each charter school and school district must submit certain information regarding licensed employees employed by the governing body of the charter school or the school district during that year.

~~Existing law authorizes the board of trustees of a school district, with the approval of the Superintendent of Public Instruction, to employ licensed teachers who do not hold an endorsement to teach in certain subject areas for which there is a shortage of teachers. (NRS 391.125) **Section 28** of this bill: (1) removes the requirement for approval of the Superintendent; and (2) requires a board of trustees that employs such teachers to submit a written report to the Superintendent and the Commission concerning the employment of such teachers.~~

Section 27 requires the information submitted by a school district to include the overall performance rating of each licensed employee employed by the school district.

Existing law provides that if an employee's license lapses during a time that school is in session, a certain period must pass before the employee is suspended from employment. (NRS 391.3015) **Section 29** of this bill provides that if the Superintendent denies an application for renewal of a license, the licensee may be suspended immediately.

Under existing law, the membership of the Advisory Council on Parental and Family Engagement, the Commission on Professional Standards in Education, the Teachers and Leaders Council of Nevada and the Statewide Council for the Coordination of the Regional Training Programs includes one or more members who are teachers. (NRS 385.610, 391.015, 391.455, 391A.130) ~~Sections 1, 18, 30 and 31~~ **Section 1** of this bill ~~provide~~ **provides** that any costs associated with employing a substitute teacher while a member who is a teacher ~~is attending~~ **attends** a meeting of ~~such a body~~ **the Advisory Council**, the school district or charter school that employs the member is responsible for such costs. **Sections 18, 30 and 31 of this bill also require the school district or charter school that employs the teacher to pay the cost associated with employing a substitute needed for a teacher to serve on one of the other bodies but also allow the organization that submitted the name of the member to the Governor for appointment to pay the cost.**

Sections 15-17 of this bill revise provisions governing the membership, terms and officers of the Commission on Professional Standards in Education.

Existing law requires the Commission **on Professional Standards in Education** to adopt regulations governing examinations for the initial licensing of teachers and authorizes the Commission to provide an exemption from such examinations for teachers and other educational personnel from another state under certain circumstances. (NRS 391.021, 391.032) **Section 19 of this bill requires the regulations establishing these qualifications to require an applicant for a license to teach middle school, junior high school or high school to demonstrate proficiency in a field of specialization or area of concentration by successfully completing certain course work or passing a subject matter competency examination prescribed by the Department.** **Sections 19, 20, ~~and~~ 22 and 25.5** of this bill revise provisions governing ~~exemptions from the examinations for~~ initial licensure for teachers and educational personnel from other states who obtain a reciprocal license. ~~Section 22 also removes the requirement that the regulations adopted by the Commission that provide~~

~~for reciprocal licensure of educational personnel from other states include provisions regarding persons who obtain a license pursuant to an alternative route to licensure.]~~

Section 23.3 of this bill transfers, from the State Board to the Commission on Professional Standards in Education, responsibility for prescribing standards for approval of a course of study or training offered by an educational institution to qualify a person to be a teacher or administrator or perform other educational functions. Sections 23.5 and 25.7 of this bill make conforming changes.

Section 33.5 of this bill repeals a provision requiring the Superintendent of Public Instruction to file with the clerk of the board of trustees of each school district a directory of all teachers and other educational personnel who are entitled to draw salaries from the county school district fund. Section 1.5 of this bill makes a conforming change.

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

Section 1. NRS 385.610 is hereby amended to read as follows:

385.610 1. The Superintendent of Public Instruction shall establish an Advisory Council on Parental Involvement and Family Engagement. The Advisory Council is composed of 11 members.

2. The Superintendent of Public Instruction shall appoint the following members to the Advisory Council:

- (a) Two parents or legal guardians of pupils enrolled in public schools;
- (b) Two teachers in public schools;
- (c) One administrator of a public school;
- (d) One representative of a private business or industry;
- (e) One member of the board of trustees of a school district in a county whose population is 100,000 or more;
- (f) One member of the board of trustees of a school district in a county whose population is less than 100,000; and
- (g) One member who is the President of the Board of Managers of the Nevada Parent Teacher Association or its successor organization, or a designee nominated by the President.

➤ The Superintendent of Public Instruction shall, to the extent practicable, ensure that the members the Superintendent appoints to the Advisory Council reflect the ethnic, economic and geographic diversity of this State.

3. The Speaker of the Assembly shall appoint one member of the Assembly to the Advisory Council.

4. The Majority Leader of the Senate shall appoint one member of the Senate to the Advisory Council.

5. The Advisory Council shall elect a Chair and Vice Chair from among its members. The Chair and Vice Chair serve a term of 1 year.

6. After the initial terms:

(a) The term of each member of the Advisory Council who is appointed by the Superintendent of Public Instruction is 3 years.

(b) The term of each member of the Advisory Council who is appointed by the Speaker of the Assembly and the Majority Leader of the Senate is 2 years.

7. The Department shall provide:

- (a) Administrative support to the Advisory Council; and
- (b) All information that is necessary for the Advisory Council to carry out its duties.

8. For each day or portion of a day during which a member of the Advisory Council who is a Legislator attends a meeting of the Advisory Council or is otherwise engaged in the business of the Advisory Council, except during a regular or special session of the Legislature, the member is entitled to receive the:

(a) Compensation provided for a majority of the members of the Legislature during the first 60 days of the preceding regular session;

(b) Per diem allowance provided for state officers generally; and

(c) Travel expenses provided pursuant to NRS 218A.655.

➤ The compensation, per diem allowances and travel expenses of the legislative members of the Advisory Council must be paid from the Legislative Fund.

9. A member of the Advisory Council who is not a Legislator 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 Advisory Council or is otherwise engaged in the business of the Advisory Council. The per diem allowance and travel expenses for the members of the Advisory Council who are not Legislators must be paid by the Department.

10. Any costs associated with employing a substitute teacher while a member of the Advisory Council who is a teacher attends a meeting of the Advisory Council must be paid by the school district or charter school that employs the member.

Sec. 1.5. NRS 387.310 is hereby amended to read as follows:

387.310 1. Except as otherwise provided by the board of trustees, the clerk of the board shall draw all orders for the payment of money belonging to the school district. The orders must be listed on cumulative voucher sheets.

2. The board of trustees shall prescribe the procedures by which the orders must be approved and the cumulative voucher sheets signed. The procedures must provide:

(a) That the approval of the board of trustees is required before orders are paid unless a payment must be expedited for the school district to:

(1) Receive a discount or other savings which is related to the timeliness of payment;

(2) Avoid a service charge or other cost which is related to the timeliness of payment; or

(3) Abide by a purchase order, contract or other order for payment which has been approved by the board of trustees at a public meeting.

(b) For ratification by the board of trustees at its next regularly scheduled meeting of any payment that is made without the approval of the board pursuant to an exception set forth in paragraph (a).

3. When the orders have been approved and the cumulative voucher sheets have been signed in accordance with such procedures, the orders are valid vouchers in the hands of the county auditor for the county auditor to issue warrants on the county treasurer to be paid out of money belonging to the school district.

4. No order in favor of the board of trustees or any member thereof, except for salaries as required by NRS 386.320 or travel expenses and subsistence as authorized by NRS 386.290, may be drawn.

~~5. No order for salary for any teacher may be drawn unless the teacher is included in the directory of teachers supplied to the clerk of the board of trustees pursuant to the provisions of NRS 391.045.~~

~~6. An order drawn by a clerk of a board of trustees pursuant to subsection 1 is void if not presented for payment within 1 year after the date of issuance.~~

~~7. 6.~~ Any order remaining unpaid after the expiration of 1 year, whether outstanding or uncalled for in the office of the county auditor, must be cancelled by

1 the county auditor, who shall immediately notify the county treasurer of the
2 cancellation. The county treasurer shall not pay a warrant presented for payment
3 more than 1 year after the date of issuance of such an order. This subsection does
4 not apply if the board of trustees establishes and administers a separate account
5 pursuant to NRS 354.603.

6 **Sec. 1.7. NRS 388.409 is hereby amended to read as follows:**

7 388.409 1. The English Mastery Council is hereby created. The English
8 Mastery Council consists of the following 16 members:

9 (a) The Superintendent of Public Instruction, or his or her designee, who serves
10 as an ex officio member of the English Mastery Council.

11 (b) Two members who have knowledge and expertise in language acquisition
12 and who represent the Nevada System of Higher Education, appointed by the
13 Chancellor of the Nevada System of Higher Education.

14 (c) Two members who are teachers at public schools in this State, hold a
15 master's degree to teach English as a second language or an endorsement to teach
16 English as a second language and have knowledge and expertise in providing
17 instruction to pupils who are limited English proficient, appointed by the Governor
18 from a list of nominees submitted by the Nevada State Education Association, or its
19 successor organization. The Governor shall ensure that the members appointed
20 pursuant to this paragraph represent the geographic and ethnic diversity of this
21 State.

22 (d) Two members who are parents or legal guardians of pupils who are limited
23 English proficient, one of whom is appointed by the Governor from a list of
24 nominees submitted by the Speaker of the Assembly and one of whom is appointed
25 by the Governor from a list of nominees submitted by the Majority Leader of the
26 Senate. The Governor shall ensure that the members appointed pursuant to this
27 paragraph represent the geographic and ethnic diversity of this State. The Nevada
28 Parent Teacher Association shall submit a list of names of persons that the
29 Association would recommend for inclusion on the list of nominees submitted by
30 the Speaker of the Assembly and the Majority Leader of the Senate.

31 (e) Two members who are school-level administrators, one of whom is
32 employed by a school district in a county whose population is 100,000 or more and
33 one of whom is employed by a school district in a county whose population is less
34 than 100,000, appointed by the Governor from a list of nominees submitted by the
35 Nevada Association of School Administrators.

36 (f) Two members who are school-district-level administrators, one of whom is
37 employed by a school district in a county whose population is 100,000 or more and
38 one of whom is employed by a school district in a county whose population is less
39 than 100,000, appointed by the Governor from a list of nominees submitted by the
40 Nevada Association of School Administrators.

41 (g) One member who is a member of a board of trustees of a school district,
42 appointed by the Governor from a list of nominees submitted by the Nevada
43 Association of School Boards.

44 (h) Two members who are representatives of the general public, private
45 business and industry in this State or nonprofit organizations and who have been
46 leaders in education reform related to pupils who are limited English proficient,
47 appointed by the Governor.

48 (i) Two members with expertise in the development of public policy relating to
49 the education of pupils who are limited English proficient, appointed by the
50 Superintendent of Public Instruction upon the advice and recommendation of
51 persons who have knowledge and expertise in providing instruction to pupils who
52 are limited English proficient.

2. Each appointed member of the English Mastery Council serves a term of 2 years and may be reappointed to additional terms.

3. A vacancy on the English Mastery Council must be filled in the same manner as the original appointment.

4. The English Mastery Council shall, at its first meeting and annually thereafter, elect a Chair from among its members.

5. The English Mastery Council shall meet at least quarterly and may meet at other times upon the call of the Chair.

6. Members of the English Mastery Council serve without compensation, except that for each day or portion of a day during which a member of the Council attends a meeting of the Council or is otherwise engaged in the business of the Council, the member is entitled to receive the per diem allowances and travel expenses provided for state officers and employees generally.

7. A member of the English Mastery Council who is a public employee must be granted administrative leave from the member's duties to engage in the business of the Council without loss of his or her regular compensation. Such leave does not reduce the amount of the member's other accrued leave.

8. The English Mastery Council may apply for and accept gifts, grants, donations and contributions from any source for the purpose of carrying out its duties pursuant to NRS 388.411.

9. The Department shall provide administrative support to the English Mastery Council.

Sec. 2. Chapter 388A of NRS is hereby amended by adding thereto the provisions set forth as sections 3 to 8, inclusive, of this act.

Sec. 3. *As used in sections 3 to 8, inclusive, of this act, "arrest" has the meaning ascribed to it in NRS 171.104.*

Sec. 4. 1. *The Department shall adopt regulations that establish a procedure for the notification, tracking and monitoring of the status of criminal cases involving teachers and administrators who are employed by a charter school but are not licensed pursuant to chapter 391 of NRS. The procedure must include, without limitation:*

(a) The method by which the administrative head of a charter school must notify the Department in a timely manner of the arrest of such an employee if:

(1) The act for which the employee is arrested:

(I) May be a ground for the suspension or revocation of a person's license pursuant to NRS 391.330; and

(II) Is not excluded by the Department from the notification requirements of this section; and

(2) The charter school has knowledge of the arrest.

(b) The method by which the administrative head of a charter school must notify the Department in a timely manner of:

(1) Each action, if any, taken against the employee by the charter school after the arrest; and

(2) The conviction of the employee, if the employee is convicted of the act for which he or she was arrested.

(c) The steps the Department must follow in response to the receipt of notice pursuant to this section, including, without limitation, the preparation of a separate file on the employee for the documentation and monitoring of the status of the case.

2. *Each file that is maintained on an employee pursuant to subsection 1 must include, without limitation:*

(a) The date on which the employee was arrested and the date on which the Department received notice of the arrest from the charter school;

- (b) *The reason why the employee was arrested;*
(c) *The steps taken by the Department in response to all notices received by the Department from a charter school pursuant to subsection 1; and*
(d) *The final resolution of the case and the date of resolution.*

3. *If the Department maintains a file on an employee pursuant to this section and the employee is not convicted of an offense, the file and any related documents must not be made a part of that employee's permanent employment record.*

4. *The Department may prescribe a fee to be assessed against a charter school for the costs incurred by the Department for tracking and monitoring the status of a criminal case in accordance with the requirements prescribed pursuant to this section. Any fee prescribed pursuant to this section must be calculated to produce the revenue estimated to cover the costs related to tracking and monitoring the status of a criminal case, but the amount of the fee for tracking and monitoring the status of a criminal case must not exceed the actual cost to the Department of tracking and monitoring the status of the criminal case.*

Sec. 5. *The governing body of each charter school shall adopt a policy which requires a person who is employed by the charter school as a teacher or administrator but who is not licensed pursuant to chapter 391 of NRS to report to the charter school if the employee is arrested for or convicted of a crime. The policy must include, without limitation, an identification of:*

1. *The crimes for which an arrest or conviction must be reported;*
2. *The person to whom the report must be made; and*
3. *The time period after the arrest or conviction in which the report must be made.*

Sec. 6. *The administrative head of each charter school shall submit all information required by the Department pursuant to section 4 of this act within the period prescribed by the Department.*

Sec. 7. *Immunity from civil or criminal liability extends to every person who, pursuant to sections 3 to 8, inclusive, of this act, in good faith:*

1. *Participates in the making of a report;*
2. *Causes or conducts an investigation of a person who is employed by the charter school as a teacher or administrator who is not licensed pursuant to chapter 391 of NRS and who is arrested; or*
3. *Submits information to the Department concerning a person who is employed by the charter school as a teacher or administrator, who is not licensed pursuant to chapter 391 of NRS and who is arrested.*

Sec. 8. *The governing body of a charter school shall terminate the employment of any teacher or administrator who is employed by the charter school but is not licensed pursuant to chapter 391 of NRS upon his or her conviction of a:*

1. *Felony or crime involving moral turpitude; or*
2. *Sex offense ~~further~~ pursuant to NRS 200.366, 201.190, 201.220, 201.230, 201.540 or 201.560 ~~in which a pupil enrolled in the charter school was the victim.~~*

Sec. 9. NRS 388A.515 is hereby amended to read as follows:

388A.515 1. Each applicant for employment with a charter school, except a licensed teacher or other person licensed by the Superintendent of Public Instruction, must, as a condition to employment, submit to the governing body of the charter school a complete set of the applicant's fingerprints and written permission authorizing the governing body to forward the fingerprints to the Central Repository for Nevada Records of Criminal History for its report on the

1 criminal history of the applicant and for submission to the Federal Bureau of
2 Investigation for its report on the criminal history of the applicant.

3 2. If the reports on the criminal history of an applicant indicate that the
4 applicant has not been convicted of a ~~felony or an offense involving moral~~
5 ~~turpitude,~~ crime listed in section 8 of this act, the governing body of the charter
6 school may employ the applicant.

7 3. If a report on the criminal history of an applicant indicates that the
8 applicant has been convicted of a felony or an offense involving moral turpitude
9 and the governing body of the charter school does not disqualify the applicant from
10 further consideration of employment on the basis of that report, the governing body
11 shall, upon the written authorization of the applicant, forward a copy of the report
12 to the Superintendent of Public Instruction. If the applicant refuses to provide his or
13 her written authorization to forward a copy of the report pursuant to this subsection,
14 the charter school shall not employ the applicant.

15 4. ~~He~~ *Not later than 15 days after receiving a report on the criminal*
16 *history of an applicant, the* Superintendent of Public Instruction or the
17 Superintendent's designee shall ~~promptly~~ review the report to determine whether
18 the conviction of the applicant is related or unrelated to the position with the charter
19 school for which the applicant has applied. If the applicant desires employment
20 with the charter school, the applicant shall, upon the request of the Superintendent
21 of Public Instruction or the Superintendent's designee, provide any further
22 information that the Superintendent or the designee determines is necessary to
23 make the determination. If the governing body of the charter school desires to
24 employ the applicant, the governing body shall, upon the request of the
25 Superintendent of Public Instruction or the Superintendent's designee, provide any
26 further information that the Superintendent or the designee determines is necessary
27 to make the determination. The Superintendent of Public Instruction or the
28 Superintendent's designee shall provide written notice of the determination to the
29 applicant and to the governing body of the charter school.

30 5. If the Superintendent of Public Instruction or the Superintendent's designee
31 determines that the conviction of the applicant is related to the position with the
32 charter school for which the applicant has applied, the governing body of the
33 charter school shall not employ the applicant. If the Superintendent of Public
34 Instruction or the Superintendent's designee determines that the conviction of the
35 applicant is unrelated to the position with the charter school for which the applicant
36 has applied, the governing body of the charter school may employ the applicant for
37 that position.

38 **Sec. 10.** NRS 388A.524 is hereby amended to read as follows:

39 388A.524 1. A charter school shall not employ a person pursuant to NRS
40 388A.518 or 388A.521 if the person's license to teach or provide other educational
41 services has been revoked or suspended in this State or another state.

42 2. ~~On or before November 15 of each year, a~~ *A charter school shall*
43 *annually, on or before the date prescribed by the Superintendent of Public*
44 *Instruction,* submit to the Department, in a format prescribed by the Superintendent
45 of Public Instruction, the following information for each person who is licensed
46 pursuant to chapter 391 of NRS and who is employed by the governing body ~~on~~
47 ~~October 1 of~~ *during* that year:

48 (a) The amount of salary or compensation of the licensed person, including,
49 without limitation, verification of compliance with subsection 2 of NRS 388A.521,
50 if applicable to that person; and

51 (b) The designated assignment, as that term is defined by the Department, of
52 the licensed person.

1 **Sec. 11.** NRS 388A.533 is hereby amended to read as follows:

2 388A.533 1. All employees of a charter school shall be deemed public
3 employees.

4 2. ~~The~~ *Except as otherwise provided in section 8 of this act, the* governing
5 body of a charter school may make all decisions concerning the terms and
6 conditions of employment with the charter school and any other matter relating to
7 employment with the charter school. In addition, the governing body may make all
8 employment decisions with regard to its employees pursuant to NRS 391.650 to
9 391.830, inclusive, unless a collective bargaining agreement entered into by the
10 governing body pursuant to chapter 288 of NRS contains separate provisions
11 relating to the discipline of licensed employees of a school.

12 3. Upon the request of the governing body of a charter school, the board of
13 trustees of a school district shall, with the permission of the licensed employee who
14 is seeking employment with the charter school, transmit to the governing body a
15 copy of the employment record of the employee that is maintained by the school
16 district. The employment record must include, without limitation, each evaluation
17 of the licensed employee conducted by the school district and any disciplinary
18 action taken by the school district against the licensed employee.

19 **Sec. 12.** Chapter 391 of NRS is hereby amended by adding thereto the
20 provisions set forth as sections 13 and 14 of this act.

21 **Sec. 13.** 1. *The Department may charge and collect a fee of \$50 to review*
22 *information pertaining to and provide feedback concerning a person's*
23 *qualifications for a license to teach or perform other educational functions,*
24 *including, without limitation, records from a college or other educational*
25 *institution and scores on examinations administered pursuant to the regulations*
26 *adopted by the Commission, before the person applies for such a license. ~~The~~*
27 *Except as otherwise provided in subsection 4, the money received from the fee*
28 *collected pursuant to this section must be deposited with the State Treasurer for*
29 *credit to the appropriate account of the Department.*

30 2. Upon submission and payment of the fee prescribed pursuant to
31 subsection 1, the Department shall review the information submitted pursuant to
32 that subsection and provide feedback to a person concerning whether the
33 information submitted by the person is indicative of whether the person appears
34 to satisfy all or some of the requirements for the issuance of a license and, if so,
35 the kind of license for which it appears the person may satisfy the requirements.

36 3. The submission of information pursuant to subsection 1 or any feedback
37 provided by the Department pursuant to subsection 2 is not a substitute for the
38 application process prescribed by NRS 391.033 and does not confer upon any
39 person a right to the issuance of a license.

40 4. *If the Department determines from the information submitted pursuant*
41 *to subsection 1 that the person satisfies the requirements for the issuance of a*
42 *license, the fee prescribed pursuant to subsection 1 must be applied toward the*
43 *fee prescribed for the initial issuance of a license by the Commission pursuant to*
44 *NRS 391.040.*

45 **Sec. 14.** ~~1. The Department shall maintain a permanent employment~~
46 ~~record for each licensed employee who is employed by a school district or charter~~
47 ~~school. The employment record must include, without limitation:~~

48 ~~— (a) The employee's overall performance rating as highly effective, effective,~~
49 ~~minimally effective or ineffective under the statewide performance evaluation~~
50 ~~system established by the State Board pursuant to NRS 391.465 and the criteria~~
51 ~~for making the designation;~~

52 ~~— (b) The amount of salary or compensation of the employee reported by a~~
53 ~~charter school or school district pursuant to paragraph (a) of subsection 2 of~~

~~NRS 388.4.524 or paragraph (a) of subsection 4 of NRS 391.120, respectively, and~~

~~— (c) The designated assignment of the employee reported by a charter school or school district pursuant to paragraph (b) of subsection 2 of NRS 388.4.524 or paragraph (b) of subsection 4 of NRS 391.120, respectively.~~

~~2. Each school district and charter school shall annually submit to the Department, in a format prescribed by the Superintendent of Public Instruction, the information prescribed in paragraph (a) of subsection 1 for each licensed employee.~~

~~3. Except as otherwise provided in NRS 239.0115, the records maintained by the Department pursuant to subsection 1 are confidential.~~ (Deleted by amendment.)

Sec. 15. NRS 391.011 is hereby amended to read as follows:

391.011 1. The Commission on Professional Standards in Education, consisting of ~~nine~~ **eleven** members appointed by the Governor, is hereby created.

2. ~~Four~~ **Five** members of the Commission must be teachers who teach in the classroom as follows:

(a) One who **holds a license to teach secondary education and** teaches in a secondary school.

(b) One who **holds a license to teach middle school or junior high school education and** teaches in a middle school or junior high school.

(c) One who **holds a license to teach elementary education and** teaches in an elementary school.

(d) One who **holds a license to teach special education and** teaches special education.

(e) One who holds a license to teach pupils in a program of early childhood education and teaches in a program of early childhood education.

3. The remaining members of the Commission must include:

(a) One **school counselor**, ~~or~~ **psychologist, speech-language pathologist, audiologist, or other person** **social worker who is licensed pursuant to chapter 391 of NRS and employed by a school district or charter school.**

(b) Two administrators of schools ~~at least one of whom must be~~ **who are employed by a principal of a school, school district or charter school to provide administrative service at an individual school. Such administrators must not provide service at the district level.**

(c) The dean of the College of Education at one of the universities in the Nevada System of Higher Education, or a representative of one of the Colleges of Education nominated by such a dean for appointment by the Governor.

(d) One member who is ~~a representative~~ **the parent or legal guardian of the general** **a pupil enrolled in a public school.**

(e) One member who has expertise and experience in the operation of a business.

4. ~~The appointments of a counselor, the administrators and three~~ **Three** of the ~~four teachers~~ **five appointments made pursuant to subsection 2** must be made from a list of names of at least three persons for each position that is submitted to the Governor ~~by~~

~~— (a) For the counselor and teachers,~~ by an employee organization representing the majority of ~~counselors and the majority of~~ teachers in the State ~~of Nevada~~ who teach in the educational level from which the appointment is being made. ~~or~~

~~— (b) For administrators, by an organization of administrators for schools in which the majority of administrators of schools in this State have membership.~~

5. ~~One member~~ **The appointment made pursuant to:**

1 (a) Paragraph (a) of subsection 3 must be made from a list of names of at
2 least three persons that is submitted to the ~~Commission who is a teacher,~~
3 ~~administrator, counselor or psychologist must be employed by a private school~~
4 ~~licensed pursuant to chapter 394 of NRS.~~ Governor by an employee organization
5 representing the majority of school counselors, psychologists ~~for other licensed~~
6 ~~educational personnel~~, speech-language pathologists, audiologists or social
7 workers in this State who are not administrators.

8 (b) Paragraph (b) of subsection 3 must be made from a list of names of at
9 least three persons for each position that is submitted to the Governor by the
10 organization of administrators for schools in which the majority of
11 administrators of schools in this State have membership.

12 (c) Paragraph (d) of subsection 3 must be made from a list of names of
13 persons submitted to the Governor by the Nevada Parent Teacher Association or
14 its successor organization.

15 Sec. 16. NRS 391.013 is hereby amended to read as follows:

16 391.013 No member of the Commission ~~who is a teacher, counselor,~~
17 ~~administrator or representative of the general public~~ may serve more than two
18 terms.

19 Sec. 17. NRS 391.015 is hereby amended to read as follows:

20 391.015 1. The Commission shall annually elect one of its members as
21 President ~~and one of its members as Vice President~~, to serve at the pleasure of
22 the Commission.

23 2. The Superintendent of Public Instruction or the Superintendent's designee
24 shall serve as the nonvoting Secretary to the Commission. The Secretary shall
25 coordinate the activities of the Commission.

26 Sec. 18. NRS 391.017 is hereby amended to read as follows:

27 391.017 1. The Commission may meet at least once each month.

28 2. A majority of the Commission constitutes a quorum for the transaction of
29 business.

30 3. The members of the Commission are entitled to the travel expenses and
31 subsistence allowances provided by law for state officers and employees generally
32 while attending meetings of the Commission.

33 4. Any costs associated with employing a substitute teacher while a member
34 of the Commission who is a teacher attends a meeting of the Commission must be
35 paid;

36 (a) Paid by the school district or charter school that employs the member ~~and~~;
37 or

38 (b) Reimbursed to the school district or charter school that employs the
39 member by the organization that submitted the name of the member to the
40 Governor for appointment pursuant to paragraph (a), (b) or (c) of subsection 5 of
41 NRS 391.011.

42 Sec. 19. NRS 391.019 is hereby amended to read as follows:

43 391.019 1. Except as otherwise provided in NRS 391.027, the Commission
44 shall adopt regulations:

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

49 (1) Must include, without limitation, the qualifications for licensing
50 teachers and administrators pursuant to an alternative route to licensure which
51 provides that the required education and training may be provided by any qualified
52 provider which has been approved by the Commission, including, without
53 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 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 require an applicant for a license to teach middle school or junior high school education or secondary education to demonstrate proficiency in a field of specialization or area of concentration by successfully completing course work prescribed by the Department or completing a subject matter competency examination prescribed by the Department with a score deemed satisfactory.

(3) 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, including, without limitation, an endorsement to teach English as a second language based upon the recommendations of the English Mastery Council pursuant to NRS 388.411.

(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

1 from an accredited degree-granting postsecondary educational institution in a field
2 for which the applicant will provide instruction in a classroom and who has:

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

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

8 ➤ An applicant for licensure pursuant to this paragraph who holds a bachelor's
9 degree must submit proof of participation in a program of student teaching or
10 mentoring or agree to participate in a program of mentoring or courses of pedagogy
11 for the first 2 years of the applicant's employment as a teacher with a school district
12 or charter school.

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

14 (1) Pass each examination required by *subsection 1 of* NRS 391.021 for
15 the specific subject or subjects in which the applicant will provide instruction; or

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

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

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

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

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

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

31 (4) Submits proof of participation in a program of student teaching or
32 mentoring or agrees to participate in a program of mentoring for the first year of the
33 applicant's employment as a teacher with a school district or charter school if the
34 applicant holds a graduate degree or, if the applicant holds a bachelor's degree,
35 submits proof of participation in a program of student teaching or mentoring or
36 agrees to participate in a program of mentoring or courses of pedagogy for the first
37 2 years of his or her employment as a teacher with a school district or charter
38 school.

39 ➤ An applicant for licensure pursuant to this paragraph is exempt from each
40 examination required by *subsection 1 of* NRS 391.021 if the applicant successfully
41 passed the examination in another state.

42 (k) Prescribing course work on parental involvement and family engagement.
43 The Commission shall work in cooperation with the Office of Parental Involvement
44 and Family Engagement created by NRS 385.630 in developing the regulations
45 required by this paragraph.

46 2. Except as otherwise provided in NRS 391.027, the Commission may adopt
47 such other regulations as it deems necessary for its own government or to carry out
48 its duties.

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

51 (a) Must, in addition to the requirements for publication in chapter 233B of
52 NRS, be publicized before its adoption in a manner reasonably calculated to inform
53 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.

(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. 20. NRS 391.021 is hereby amended to read as follows:

391.021 **1.** Except as otherwise provided in paragraph (j) of subsection 1 of NRS 391.019 and NRS 391.027, the Commission shall adopt regulations governing examinations for the initial licensing of teachers and other educational personnel. *The regulations adopted by the Commission must ensure that 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 Teachers Except as otherwise provided in subsection 2, teachers and educational personnel from another state who obtain a reciprocal license pursuant to NRS 391.032 are not required to take the examinations for the initial licensing of teachers and other educational personnel described in this subsection or any other examination for initial licensing required by the regulations adopted by the Commission.*

2. *Except as otherwise provided in subsection 3, in addition to the examinations for the initial licensing of teachers and other educational personnel governed by the regulations adopted by the Commission pursuant to subsection 1, an applicant for initial licensure must take and successfully pass an examination must include on the following subjects:*

~~1-1~~ (a) The laws of Nevada relating to schools;

~~2-1~~ (b) The Constitution of the State of Nevada; and

~~3-1~~ (c) The Constitution of the United States.

~~4-1~~ **3.** The ~~provisions of this section do not prohibit the~~ Commission ~~from adopting~~ *may adopt* regulations ~~pursuant to subsection 2 of NRS 391.032 that~~ which provide ~~an exemption from the examinations for~~ *that* teachers and other educational personnel from another state ~~if the Commission 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~~ *who obtain a reciprocal license pursuant to NRS 391.032 may obtain an exemption from the requirement to take the examination required by subsection 2.*

Sec. 21. NRS 391.031 is hereby amended to read as follows:

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

1. *A license to teach pupils in a program of early childhood education, which authorizes the holder to teach in any program of early childhood education in the State.*

2. *A license to teach elementary education, which authorizes the holder to teach in any elementary school in the State.*

~~2-1~~ **3.** *A license to teach middle school or junior high school education, which authorizes the holder to teach in his or her major or minor field of preparation or in both fields in grades 7, 8 and 9 at any middle school or junior*

high school. He or she may teach only in these fields unless an exception is approved pursuant to regulations adopted by the Commission.

~~3-4~~ 4. A license to teach secondary education, which authorizes the holder to teach in his or her major or minor field of preparation or in both fields in any secondary school. He or she may teach only in these fields unless an exception is approved pursuant to regulations adopted by the Commission.

~~4-5~~ 5. A license to teach special education, which authorizes the holder to teach pupils with disabilities or gifted and talented pupils, or both.

~~5-6~~ 6. A special license, which authorizes the holder to teach or perform other educational functions in a school or program as designated in the license.

~~6-7~~ 7. A special license designated as a special qualifications license, which authorizes the holder to teach only in the grades and subject areas designated in the license. A special qualifications license is valid for 3 years and may be renewed in accordance with the applicable regulations of the Commission adopted pursuant to paragraph (g) or (j) of subsection 1 of NRS 391.019.

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

391.032 1. Except as otherwise provided in NRS 391.027, the Commission shall:

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

(b) Adopt regulations which provide for the reciprocal licensure of educational personnel from other states ~~including, without limitation, for the reciprocal licensure of persons who hold a license to teach special education. Such regulations must include, without limitation, provisions for the reciprocal licensure of persons who obtained a license pursuant to an alternative route to licensure which the Commission~~ Department determines is as rigorous or more rigorous than the alternative route to licensure prescribed pursuant to subparagraph (1) of paragraph (a) of subsection 1 of NRS 391.019.

2. ~~The regulations adopted pursuant to paragraph (b) of subsection 1 may provide an exemption from the examinations required for initial licensure for teachers and other educational personnel from another state if the Commission 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.~~

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

Sec. 23. NRS 391.033 is hereby amended to read as follows:

391.033 1. All licenses for teachers and other educational personnel are granted by the Superintendent of Public Instruction pursuant to regulations adopted by the Commission and as otherwise provided by law.

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

3. Every applicant for a license must submit with his or her application a complete set of his or her fingerprints and written permission authorizing the Superintendent to forward the fingerprints to the Central Repository for Nevada Records of Criminal History for its initial report on the criminal history of the applicant and for reports thereafter upon renewal of the license pursuant to subsection 7 of NRS 179A.075, and for submission to the Federal Bureau of Investigation for its report on the criminal history of the applicant.

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

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

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

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

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

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

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

6. If the Superintendent denies an application pursuant to this section, the Superintendent must, within 15 days after the date on which the application is denied, provide notice of the denial to the school district or charter school that employs the applicant if the applicant is employed by a school district or charter school. Such notice must not state the reasons for denial.

Sec. 23.3. NRS 391.037 is hereby amended to read as follows:

391.037 1. The ~~{State Board}~~ Commission shall:

(a) Prescribe by regulation the standards for approval of a course of study or training offered by an educational institution to qualify a person to be a teacher or administrator or to perform other educational functions. The regulations prescribed pursuant to this paragraph must include, without limitation, training on how to identify a pupil who is at risk for dyslexia or related disorders.

(b) Maintain descriptions of the approved courses of study required to qualify for endorsements in fields of specialization and provide to an applicant, upon request, the approved course of study for a particular endorsement.

2. Except for an applicant who submits an application for the issuance of a license pursuant to subparagraph (1) of paragraph (a) or paragraph (g) or (j) of subsection 1 of NRS 391.019, an applicant for a license as a teacher or administrator or to perform some other educational function must submit with his or her application, in the form prescribed by the Superintendent of Public Instruction, proof that the applicant has satisfactorily completed a course of study and training approved by the ~~{State Board}~~ Commission pursuant to subsection 1.

Sec. 23.5. NRS 391.038 is hereby amended to read as follows:

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

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

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

(c) An endorsement in a field of specialization.

➤ If the course of study and training meets the requirements established by the ~~{State Board}~~ Commission, it must be approved by the ~~{State Board}~~ Commission. The ~~{State Board}~~ Commission shall not approve a course of study or training

1 unless the course of study and training provides instruction, to the extent deemed
2 necessary by the ~~{State Board,}~~ Commission, in the standards of content and
3 performance prescribed by the Council to Establish Academic Standards for Public
4 Schools pursuant to NRS 389.520.

5 2. The ~~{State Board,}~~ Commission may review and evaluate such courses of
6 study and training itself or may recognize a course of study and training approved
7 by a national agency for accreditation acceptable to the ~~{Board,}~~ Commission.

8 3. The ~~{State Board,}~~ Commission shall adopt regulations establishing fees for
9 the review by the ~~{Board,}~~ Commission of a course of study and training submitted
10 to the ~~{Board,}~~ Commission by an educational institution.

11 4. The ~~{State Board,}~~ Commission, in consultation with educational
12 institutions in this State which offer courses of study and training for the education
13 of teachers and other educational personnel, shall adopt regulations governing the
14 approval by the ~~{State Board,}~~ Commission of courses of study and training.

15 5. If the ~~{State Board,}~~ Commission denies or withdraws its approval of a
16 course of study or training, the educational institution is entitled to a hearing and
17 judicial review of the decision of the ~~{State Board,}~~ Commission.

18 **Sec. 23.7. NRS 391.039 is hereby amended to read as follows:**

19 391.039 1. The State Board shall, on an annual basis, evaluate each provider
20 approved by ~~{the State Board or}~~ the Commission to offer a course of study or
21 training designed to qualify a person to be a teacher or administrator or to perform
22 other educational functions, including, without limitation, a qualified provider
23 approved by the Commission pursuant to subparagraph (1) of paragraph (a) of
24 subsection 1 of NRS 391.019 to offer an alternative route to licensure. The
25 evaluation must include, without limitation, for each provider, the number of
26 persons:

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

29 (b) Identified in paragraph (a) who are employed by a school district or a
30 charter school in this State after receiving a license and information relating to the
31 performance evaluations of those persons conducted by the school district or
32 charter school. The information relating to the performance evaluations must be
33 reported in an aggregated format and not reveal the identity of a person.

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

36 **Sec. 24. NRS 391.040 is hereby amended to read as follows:**

37 391.040 1. The Commission shall fix fees of not less than ~~#{65}~~ \$100 for
38 the:

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

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

45 2. The fee for issuing a duplicate license is the same as for issuing the
46 original.

47 3. The portion of each fee which represents the amount charged by the
48 Federal Bureau of Investigation for processing the fingerprints of the applicant
49 must be deposited with the State Treasurer for credit to the appropriate account of
50 the Department of Public Safety. The remaining portion of the money received
51 from the fees must be deposited with the State Treasurer for credit to the
52 appropriate account of the Department of Education.

4. The Department of Education may waive any fee for the initial issuance of a license, the renewal of a license or the issuance of a duplicate license for an applicant or licensee who is a veteran of the Armed Forces of the United States, an applicant or licensee who is a member of the Armed Forces of the United States who is on active duty or an applicant or licensee who is the spouse of such a veteran or member of the Armed Forces of the United States.

~~Sec. 25. NRS 391.045 is hereby amended to read as follows:
391.045 The Superintendent of Public Instruction shall file with the clerk of the board of trustees of each local school district a directory of all teachers and other educational personnel, including, without limitation, teachers and educational personnel employed by a charter school pursuant to NRS 388A.518, 388A.521, 388A.524, 388A.530 to 388A.544, inclusive, and sections 3 to 8, inclusive, of this act, and 388B.400 to 388B.450, inclusive, who are entitled to draw salaries from the county school district fund, and shall advise the clerk from time to time of any changes or additions to the directory.~~ (Deleted by amendment.)

Sec. 25.5. NRS 391.090 is hereby amended to read as follows:

391.090 1. ~~Any~~ Except as otherwise provided in subsection 3, any person who is:

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

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

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

2. The Commission may grant a reasonable time for compliance with the terms of this section.

3. The Department may waive the requirements of subsection 1 for a person who obtains a reciprocal license pursuant to NRS 391.032.

Sec. 25.7. NRS 391.095 is hereby amended to read as follows:

391.095 1. A school district may enter into an agreement with a branch of the Nevada System of Higher Education or an accredited postsecondary educational institution which is licensed by the Commission on Postsecondary Education and which offers courses of study and training for the education of teachers which are approved or recognized by the ~~State Board~~ Commission pursuant to NRS 391.038, for the assignment of students for training purposes as student teachers, counselors or trainees in a library, or for experience in a teaching laboratory. Students so assigned within the school district for training purposes may, under the direction and supervision of a licensed teacher, instruct and supervise pupils in the school, on the school grounds or on authorized field trips. The students so assigned are employees of the school district for purposes of NRS 41.038 and 41.039, while performing such authorized duties, whether or not the duties are performed entirely in the presence of the licensed teacher.

2. As used in this section:

(a) "Accredited" has the meaning ascribed to it in NRS 394.006.

(b) "Postsecondary educational institution" has the meaning ascribed to it in NRS 394.099.

Sec. 26. NRS 391.102 is hereby amended to read as follows:

391.102 1. Notwithstanding the provisions of any collective bargaining agreement or contract of employment to the contrary, before the board of trustees of a school district may transfer a teacher or administrator who has received an evaluation designating his or her overall performance as minimally effective or ineffective to another school as a result of decreased enrollment, administrative transfer or a reduction in workforce at a public school, the board of trustees of the school district must ~~obtain~~ *seek* the consent of the principal of the school to which the teacher or administrator is proposed to be transferred. If such consent is not obtained, the superintendent of schools of the school district:

(a) May assign the teacher or administrator to a school within the district other than the school from which the teacher or administrator was transferred; and

(b) May assign the teacher or administrator to the school at which the principal did not consent to the transfer of the teacher or administrator.

2. The superintendent of schools of a school district shall develop *and submit to the State Board* a plan to address the assignment of teachers or administrators who have received evaluations designating their overall performance as minimally effective or ineffective when the consent of a principal to a transfer pursuant to subsection 1 is not obtained. Such a plan must include, without limitation, a plan for any such teacher or administrator to receive assistance to help the teacher or administrator, as applicable, meet the standards for effective teaching, which may include, without limitation, peer assistance and review, participation in programs of professional development and other appropriate training.

Sec. 27. NRS 391.120 is hereby amended to read as follows:

391.120 1. Boards of trustees of the school districts in this State may employ legally qualified teachers and other licensed personnel and may determine their salaries and the length of the term of school for which they are employed. These conditions and any other conditions agreed upon by the parties must be embodied in a written contract, or notice of reemployment, to be approved by the board of trustees and accepted and signed by the employee. A copy of the contract or notice of reemployment, properly written, must be delivered to each teacher or other licensed employee not later than the opening of the term of school.

2. A board of trustees may not employ teachers or other licensed personnel for any school year commencing after the expiration of the time for which any member of the board of trustees was elected or appointed.

3. It is unlawful for the board of trustees of any school district to employ any teacher who is not legally qualified to teach all the grades which the teacher is engaged to teach. Except as otherwise provided in NRS 391.3015, the board of trustees shall suspend or terminate, as applicable, the employment of any teacher who fails to maintain a license issued pursuant to this chapter in force, if such a license is required for employment. Any such suspension or termination must comply with the requirements of NRS 391.301 to 391.309, inclusive.

4. ~~On or before November 15 of each year, the~~ *The* school district shall *annually, on or before the date prescribed by the Superintendent of Public Instruction*, submit to the Department, in a form prescribed by the Superintendent of Public Instruction, the following information for each licensed employee employed by the school district ~~on October 1 of~~ *during* that year:

(a) The amount of salary of the employee; ~~and~~

(b) The designated assignment, as that term is defined by the Department, of the employee. ~~;~~ *and*

(c) The overall performance rating of the employee as highly effective, effective, minimally effective or ineffective under the statewide performance evaluation system established by the State Board pursuant to NRS 391.465 and the criteria for making the designation.

5. Except as otherwise provided in NRS 239.0115, information submitted to the Department pursuant to paragraph (c) of subsection 4 is confidential.

Sec. 28. NRS 391.125 is hereby amended to read as follows:

391.125 1. If the board of trustees of a school district determines that a shortage of teachers exists within the school district in a particular subject area, the board of trustees may , on or before September 1 of the school year in which such a determination is made, 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 rated as underperforming pursuant to the statewide system of accountability for public schools.~~ The Superintendent of Public Instruction may grant such a request if the Superintendent determines that a shortage of teachers exists in the subject area. If the Superintendent of Public Instruction grants a request pursuant to this subsection, a ~~person who holds a license to teach but not an endorsement in the subject area for which the request was granted that he or she is employed to teach~~ may be employed by the school district for not more than ~~12~~ 3 school years to teach in that subject area at a public school within the school district. ~~that is not rated as underperforming pursuant to the statewide system of accountability for public schools.~~

2. If the Superintendent of Public Instruction grants a request pursuant to subsection 1, the Superintendent ~~The board of trustees of a school district that employs a person to teach pursuant to subsection 1~~ shall submit a written report to the ~~Superintendent of Public Instruction and the~~ Commission and the State Board that includes the name of the school district for which the request was granted ~~number of persons employed to teach pursuant to subsection 1~~ and the subject area for which the request was granted, in which such employees teach. 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. 29. NRS 391.3015 is hereby amended to read as follows:

391.3015 1. Except as otherwise provided by subsection 3, if the license of an employee lapses during a time that school is in session:

(a) The school district that employs him or her shall provide written notice to the employee of the lapse of the employee's license and of the provisions of this section;

(b) The employee must not be suspended from employment for the lapsed license for a period of 90 days after the date of the notice pursuant to paragraph (a) or the end of the school year, whichever is longer; and

(c) The employee's license shall be deemed valid for the period described in paragraph (b) for purposes of the employee's continued employment with the school district during that period.

2. If a school district complies with subsection 1 and an employee fails to reinstate his or her license within the time prescribed in paragraph (b) of subsection 1, his or her employment shall be deemed terminated at the end of the period described in paragraph (b) of subsection 1 and the school district is not otherwise required to comply with NRS 391.301 to 391.309, inclusive.

3. The provisions of this section do not apply to an employee whose ~~license~~

1 *(a) License* has been suspended or revoked by the State Board pursuant to
2 NRS 391.320 to 391.361, inclusive ~~H~~; *or*

3 *(b) Application for renewal was denied by the Superintendent of Public*
4 *Instruction pursuant to NRS 391.033.*

5 **Sec. 30.** NRS 391.455 is hereby amended to read as follows:

6 391.455 1. There is hereby created the Teachers and Leaders Council of
7 Nevada consisting of the following 15 members:

8 (a) The Superintendent of Public Instruction, or his or her designee, who serves
9 as an ex officio member of the Council.

10 (b) The Chancellor of the Nevada System of Higher Education, or his or her
11 designee, who serves as an ex officio member of the Council.

12 (c) Four teachers in public schools appointed by the Governor from a list of
13 nominees submitted by the Nevada State Education Association. The members
14 appointed pursuant to this paragraph must represent the geographical diversity of
15 the school districts in this State.

16 (d) Two administrators in public schools appointed by the Governor from a list
17 of nominees submitted by the Nevada Association of School Administrators and
18 one superintendent of schools of a school district appointed by the Governor from a
19 list of nominees submitted by the Nevada Association of School Superintendents.
20 The members appointed pursuant to this paragraph must represent the geographical
21 diversity of the school districts in this State.

22 (e) Two persons who are members of boards of trustees of school districts and
23 who are appointed by the Governor from a list of nominees submitted by the
24 Nevada Association of School Boards.

25 (f) One representative of the regional training programs for the professional
26 development of teachers and administrators created by NRS 391A.120 appointed
27 by the Governor from a list of nominees submitted by the Nevada Association of
28 School Superintendents.

29 (g) One parent or legal guardian of a pupil enrolled in public school appointed
30 by the Governor from a list of nominees submitted by the Nevada Parent Teacher
31 Association.

32 (h) Two persons with expertise in the development of public policy relating to
33 education appointed by the Superintendent of Public Instruction. The members
34 appointed pursuant to this paragraph must not otherwise be eligible for appointment
35 pursuant to paragraphs (a) to (g), inclusive.

36 2. After the initial terms, each appointed member of the Council serves a term
37 of 3 years commencing on July 1 and may be reappointed to one additional 3-year
38 term following his or her initial term. If any appointed member of the Council
39 ceases to be qualified for the position to which he or she was appointed, the
40 position shall be deemed vacant and the appointing authority shall appoint a
41 replacement for the remainder of the unexpired term. A vacancy must be filled in
42 the same manner as the original appointment.

43 3. The Council shall, at its first meeting and annually thereafter, elect a Chair
44 from among its members.

45 4. The Council shall meet at least semiannually and may meet at other times
46 upon the call of the Chair or a majority of the members of the Council. Nine
47 members of the Council constitute a quorum, and a quorum may exercise all the
48 power and authority conferred on the Council.

49 5. Members of the Council serve without compensation, except that for each
50 day or portion of a day during which a member of the Council attends a meeting of
51 the Council or is otherwise engaged in the business of the Council, the member is
52 entitled to receive the per diem allowance and travel expenses provided for state
53 officers and employees generally.

6. A member of the Council who is a public employee must be granted administrative leave from the member's duties to engage in the business of the Council without loss of his or her regular compensation. Such leave does not reduce the amount of the member's other accrued leave.

7. *Any costs associated with employing a substitute teacher while a member of the Council who is a teacher attends a meeting of the Council must be ~~paid~~ :*

(a) Paid by the school district or charter school that employs the member ~~+~~ :

or

(b) Reimbursed to the school district or charter school that employs the member by the organization that submitted the name of the member to the Governor for appointment pursuant to paragraph (c), (d), (e), (f) or (g) of subsection 1.

8. The Department shall provide administrative support to the Council.

~~8.9.~~ 9. The Council may apply for and accept gifts, grants, donations and contributions from any source for the purpose of carrying out its duties pursuant to NRS 391.460.

Sec. 31. NRS 391A.130 is hereby amended to read as follows:

391A.130 1. The Statewide Council for the Coordination of the Regional Training Programs, consisting of nine members, is hereby created. The membership of the Council consists of:

(a) The Superintendent of Public Instruction or his or her designee.

(b) One member, who is not a Legislator, appointed by the Majority Leader of the Senate.

(c) One member, who is not a Legislator, appointed by the Speaker of the Assembly.

(d) One member who is a teacher appointed by the Governor from a list of nominees submitted by the Nevada State Education Association.

(e) One member who is an administrator at a public school employed to provide administrative services at the school level and not to provide administrative services at the district level, appointed by the Governor from a list of nominees submitted by the Nevada Association of School Administrators.

(f) One member appointed by the Governor.

(g) Three members, each of whom is a superintendent of schools, or his or her designee, appointed by the governing body of each regional training program to represent the school districts served by the regional training program.

2. In making the appointments pursuant to paragraphs (b) to (g), inclusive, of subsection 1, the appointing authorities shall consider whether the appointments provide a geographical balance between urban and rural areas of this State and represent the cultural diversity of this State.

3. The Statewide Council shall elect a Chair from among its members.

4. After the initial terms, the appointed members of the Statewide Council serve a term of 2 years, commencing on July 1 of the year of appointment. A member may not be appointed to serve more than 3 consecutive terms.

5. A vacancy on the Statewide Council must be filled for the remainder of the unexpired term in the same manner as the original appointment.

6. Members of the Statewide Council serve without salary for their service on the Council. ~~but are 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 a member attends a meeting of the Statewide Council or is otherwise engaged in the work of the Statewide Council. The per diem allowance and travel expenses for:~~

~~—(a)—~~ The members who are appointed by the Majority Leader of the Senate and the Speaker of the Assembly *are 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 a member attends a meeting of the Statewide Council or is otherwise engaged in the work of the Statewide Council. The per diem allowance and travel expenses for the members who are appointed by the Majority Leader of the Senate and the Speaker of the Assembly must be paid from the Legislative Fund.

~~[(b) - All]~~ To the extent that money is appropriated for this purpose, all other members of the Statewide Council are 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 a member attends a meeting of the Statewide Council or is otherwise engaged in the work of the Statewide Council. The per diem allowance and travel expenses for such members must be paid by the Department.

7. Any costs associated with employing a substitute teacher while a member of the Statewide Council who is a teacher attends a meeting of the Statewide Council must be ~~paid~~:

(a) Paid by the school district or charter school that employs the member ~~+~~;

or
(b) Reimbursed to the school district or charter school that employs the member by the organization that submitted the name of the member to the Governor for appointment pursuant to paragraph (d), (e), (f) or (g) of subsection I.

8. The Department shall provide administrative support to the Statewide Council.

~~+~~ 9. The governing bodies of the regional training programs may mutually agree to expend a portion of their respective budgets to pay for any administrative support of the Statewide Council that is required in addition to that provided pursuant to subsection ~~7~~ 8.

Sec. 32. NRS 239.010 is hereby amended to read as follows:

239.010 1. Except as otherwise provided in this section and NRS 1.4683, 1.4687, 1A.110, 41.071, 49.095, 62D.420, 62D.440, 62E.516, 62E.620, 62H.025, 62H.030, 62H.170, 62H.220, 62H.320, 75A.100, 75A.150, 76.160, 78.152, 80.113, 81.850, 82.183, 86.246, 86.54615, 87.515, 87.5413, 87A.200, 87A.580, 87A.640, 88.3355, 88.5927, 88.6067, 88A.345, 88A.7345, 89.045, 89.251, 90.730, 91.160, 116.757, 116A.270, 116B.880, 118B.026, 119.260, 119.265, 119.267, 119.280, 119A.280, 119A.653, 119B.370, 119B.382, 120A.690, 125.130, 125B.140, 126.141, 126.161, 126.163, 126.730, 127.007, 127.057, 127.130, 127.140, 127.2817, 130.312, 130.712, 136.050, 159.044, 172.075, 172.245, 176.015, 176.0625, 176.09129, 176.156, 176A.630, 178.39801, 178.4715, 178.5691, 179.495, 179A.070, 179A.165, 179A.450, 179D.160, 200.3771, 200.3772, 200.5095, 200.604, 202.3662, 205.4651, 209.392, 209.3925, 209.419, 209.521, 211A.140, 213.010, 213.040, 213.095, 213.131, 217.105, 217.110, 217.464, 217.475, 218A.350, 218E.625, 218F.150, 218G.130, 218G.240, 218G.350, 228.270, 228.450, 228.495, 228.570, 231.069, 231.1473, 233.190, 237.300, 239.0105, 239.0113, 239B.030, 239B.040, 239B.050, 239C.140, 239C.210, 239C.230, 239C.250, 239C.270, 240.007, 241.020, 241.030, 241.039, 242.105, 244.264, 244.335, 250.087, 250.130, 250.140, 250.150, 268.095, 268.490, 268.910, 271A.105, 281.195, 281A.350, 281A.440, 281A.550, 284.4068, 286.110, 287.0438, 289.025, 289.080, 289.387, 289.830, 293.5002, 293.503, 293.558, 293B.135, 293D.510, 331.110, 332.061, 332.351, 333.333, 333.335, 338.070, 338.1379, 338.16925, 338.1725, 338.1727, 348.420, 349.597, 349.775, 353.205, 353A.049, 353A.085, 353A.100, 353C.240, 360.240, 360.247, 360.255, 360.755, 361.044, 361.610, 365.138, 366.160, 368A.180, 372A.080, 378.290, 378.300, 379.008,

1 385A.830, 385B.100, 387.626, 387.631, 388.1455, 388.259, 388.501, 388.503,
2 388.513, 388.750, 391.035, 391.120, 392.029, 392.147, 392.264, 392.271, 392.850,
3 394.167, 394.1698, 394.447, 394.460, 394.465, 396.3295, 396.405, 396.525,
4 396.535, 398.403, 408.3885, 408.3886, 408.3888, 408.5484, 412.153, 416.070,
5 422.2749, 422.305, 422A.342, 422A.350, 425.400, 427A.1236, 427A.872, 432.205,
6 432B.175, 432B.280, 432B.290, 432B.407, 432B.430, 432B.560, 433.534,
7 433A.360, 439.840, 439B.420, 440.170, 441A.195, 441A.220, 441A.230, 442.330,
8 442.395, 445A.665, 445B.570, 449.209, 449.245, 449.720, 450.140, 453.164,
9 453.720, 453A.610, 453A.700, 458.055, 458.280, 459.050, 459.3866, 459.555,
10 459.7056, 459.846, 463.120, 463.15993, 463.240, 463.3403, 463.3407, 463.790,
11 467.1005, 480.365, 481.063, 482.170, 482.5536, 483.340, 483.363, 483.575,
12 483.659, 483.800, 484E.070, 485.316, 503.452, 522.040, 534A.031, 561.285,
13 571.160, 584.655, 587.877, 598.0964, 598.098, 598A.110, 599B.090, 603.070,
14 603A.210, 604A.710, 612.265, 616B.012, 616B.015, 616B.315, 616B.350,
15 618.341, 618.425, 622.310, 623.131, 623A.137, 624.110, 624.265, 624.327,
16 625.425, 625A.185, 628.418, 628B.230, 628B.760, 629.047, 629.069, 630.133,
17 630.30665, 630.336, 630A.555, 631.368, 632.121, 632.125, 632.405, 633.283,
18 633.301, 633.524, 634.055, 634.214, 634A.185, 635.158, 636.107, 637.085,
19 637B.288, 638.087, 638.089, 639.2485, 639.570, 640.075, 640A.220, 640B.730,
20 640C.400, 640C.745, 640C.760, 640D.190, 640E.340, 641.090, 641A.191,
21 641B.170, 641C.760, 642.524, 643.189, 644.446, 645.180, 645.625, 645A.050,
22 645A.082, 645B.060, 645B.092, 645C.220, 645C.225, 645D.130, 645D.135,
23 645E.300, 645E.375, 645G.510, 645H.320, 645H.330, 647.0945, 647.0947,
24 648.033, 648.197, 649.065, 649.067, 652.228, 654.110, 656.105, 661.115, 665.130,
25 665.133, 669.275, 669.285, 669A.310, 671.170, 673.430, 675.380, 676A.340,
26 676A.370, 677.243, 679B.122, 679B.152, 679B.159, 679B.190, 679B.285,
27 679B.690, 680A.270, 681A.440, 681B.260, 681B.410, 681B.540, 683A.0873,
28 685A.077, 686A.289, 686B.170, 686C.306, 687A.110, 687A.115, 687C.010,
29 688C.230, 688C.480, 688C.490, 692A.117, 692C.190, 692C.3536, 692C.3538,
30 692C.354, 692C.420, 693A.480, 693A.615, 696B.550, 703.196, 704B.320,
31 704B.325, 706.1725, 706A.230, 710.159, 711.600, ~~and section 14 of this act,~~
32 sections 35, 38 and 41 of chapter 478, Statutes of Nevada 2011 and section 2 of
33 chapter 391, Statutes of Nevada 2013 and unless otherwise declared by law to be
34 confidential, all public books and public records of a governmental entity must be
35 open at all times during office hours to inspection by any person, and may be fully
36 copied or an abstract or memorandum may be prepared from those public books
37 and public records. Any such copies, abstracts or memoranda may be used to
38 supply the general public with copies, abstracts or memoranda of the records or
39 may be used in any other way to the advantage of the governmental entity or of the
40 general public. This section does not supersede or in any manner affect the federal
41 laws governing copyrights or enlarge, diminish or affect in any other manner the
42 rights of a person in any written book or record which is copyrighted pursuant to
43 federal law.

44 2. A governmental entity may not reject a book or record which is
45 copyrighted solely because it is copyrighted.

46 3. A governmental entity that has legal custody or control of a public book or
47 record shall not deny a request made pursuant to subsection 1 to inspect or copy or
48 receive a copy of a public book or record on the basis that the requested public
49 book or record contains information that is confidential if the governmental entity
50 can redact, delete, conceal or separate the confidential information from the
51 information included in the public book or record that is not otherwise confidential.

4. A person may request a copy of a public record in any medium in which the public record is readily available. An officer, employee or agent of a governmental entity who has legal custody or control of a public record:

(a) Shall not refuse to provide a copy of that public record in a readily available medium because the officer, employee or agent has already prepared or would prefer to provide the copy in a different medium.

(b) Except as otherwise provided in NRS 239.030, shall, upon request, prepare the copy of the public record and shall not require the person who has requested the copy to prepare the copy himself or herself.

Sec. 33. The Governor shall, as soon as practicable on or after July 1, 2017, appoint to the Commission on Professional Standards in Education created by NRS 391.011 the members of the Commission described in paragraph (e) of subsection 2 and paragraph (e) of subsection 3 of NRS 391.011, as amended by section 15 of this act.

Sec. 33.3. Notwithstanding the amendatory provisions of this act transferring the authority to adopt regulations from the State Board of Education to the Commission on Professional Standards in Education, any regulations adopted by the State Board pursuant to NRS 391.037 or 391.038 before July 1, 2017, remain in effect and may be enforced by the State Board until the Commission adopts regulations to repeal or replace those regulations.

Sec. 33.5. NRS 391.045 is hereby repealed.

Sec. 34. 1. This act becomes effective on July 1, 2017.

2. Section 1.7 of this act expires by limitation on June 30, 2019.

TEXT OF REPEALED SECTION

391.045 Directory of licensed personnel to be filed with clerk of board of trustees. The Superintendent of Public Instruction shall file with the clerk of the board of trustees of each local school district a directory of all teachers and other educational personnel, including, without limitation, teachers and educational personnel employed by a charter school pursuant to NRS 388A.518, 388A.521, 388A.524, 388A.530 to 388A.544, inclusive, and 388B.400 to 388B.450, inclusive, who are entitled to draw salaries from the county school district fund, and shall advise the clerk from time to time of any changes or additions to the directory.