

Amendment No. 1099

Senate Amendment to Senate Bill No. 467 Second Reprint	(BDR S-820)
Proposed by: Senator Woodhouse	
Amends: Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

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

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) 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.



SENATE BILL NO. 467—COMMITTEE ON EDUCATION

MARCH 25, 2019

Referred to Committee on Education

SUMMARY—Revises provisions relating to education. (BDR S-820)

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

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

AN ACT relating to education; extending the duration of the Zoom schools program; extending the duration of the Victory schools program; revising provisions relating to the Office of the Superintendent of Public Instruction; making an appropriation; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

During the 77th Session of the Nevada Legislature, the Legislature appropriated money for the Clark County School District and the Washoe County School District to carry out a program of Zoom elementary schools during the 2013-2015 biennium to provide a comprehensive package of programs and services for children who are limited English proficient (now referred to as English learners) or eligible for such a designation. The other school districts and the State Public Charter School Authority were also authorized to apply for a grant of money from the appropriation to provide programs and services to children who were limited English proficient or eligible for such a designation. (Section 16.2 of chapter 515, Statutes of Nevada 2013, p. 3418)

The 78th Session of the Nevada Legislature continued and expanded the Zoom schools program to middle schools, junior high schools and high schools in the Clark County School District and the Washoe County School District for the 2015-2017 biennium through the enactment of Senate Bill No. 405. (Chapter 335, Statutes of Nevada 2015, p. 1869) S.B. 405 (2015) also provided certain additional requirements for the program. **Section 1** of this bill mirrors the provisions of S.B. 390 (2017) and extends the Zoom schools program for the 2019-2021 biennium. **Section 1** requires the elementary schools, middle schools, junior high schools and high schools that were identified to operate as Zoom schools for the 2017-2019 biennium to continue to operate as Zoom schools for the 2019-2021 biennium.

During the 78th Session of the Nevada Legislature (2015), the Legislature passed the Victory Schools Act, which provided for the distribution of money during the 2015-2017 biennium to certain underperforming public schools designated as Victory schools. (Chapter 389, Statutes of Nevada 2015, p. 2197) During the 79th Session of the Nevada Legislature (2017), the Legislature continued the program in effect for the 2017-2019 biennium. (Chapter 344, Statutes of Nevada 2017, p. 2149) **Section 2** of this bill continues the Victory Schools program for the 2019-2021 biennium.

Section 3.5 of this bill makes an appropriation to the Interim Finance Committee for allocation to the Department of Education for the costs of desktop monitoring and school improvement computer software tools and related implementation costs for personnel, professional development and travel.

Section 3.7 of this bill makes a salary adjustment to a new position within the Office of the Superintendent of Public Instruction.

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

Section 1. 1. The elementary schools identified to operate as Zoom elementary schools by the Board of Trustees of the Clark County School District and the Board of Trustees of the Washoe County School District for the 2017-2019 biennium shall continue to operate as Zoom elementary schools for the 2019-2021 biennium.

2. Except as otherwise provided in subsection 3, the Board of Trustees of the Clark County School District and the Board of Trustees of the Washoe County School District shall distribute the money appropriated by the 2019 Legislature to the Account for Programs for Innovation and the Prevention of Remediation created by NRS 387.1247 for each Zoom elementary school of those school districts to:

(a) Provide prekindergarten programs free of charge;

(b) Operate reading skills centers;

(c) Provide professional development for teachers and other licensed educational personnel regarding effective instructional practices and strategies for children who are English learners;

(d) Offer recruitment and retention incentives for the teachers and other licensed educational personnel who provide any of the programs and services set forth in this subsection from the list of incentives prescribed by the State Board of Education pursuant to subsection 12;

(e) Engage and involve parents and families of children who are English learners, including, without limitation, increasing effective, culturally appropriate communication with and outreach to parents and families to support the academic achievement of those children; and

(f) Provide, free of charge, a summer academy or an intersession academy for those schools that do not operate on a traditional school calendar, including, without limitation, the provision of transportation to attend the summer academy or intersession academy or provide for an extended school day.

3. A Zoom elementary school that receives money pursuant to subsection 2 shall offer each of the programs and services prescribed in paragraphs (a) and (b) of that subsection, and one of the programs prescribed in paragraph (f) of that subsection, so the Zoom elementary school may offer a comprehensive package of programs and services for pupils who are English learners. A Zoom elementary school:

(a) Shall not use the money for any other purpose or use more than 5 percent of the money for the purposes described in paragraphs (c), (d) and (e) of subsection 2; and

(b) May only use the money for the purposes described in paragraphs (c), (d) and (e) of subsection 2 if the board of trustees of the school district determines that such a use will not negatively impact the services provided to pupils enrolled in a Zoom elementary school.

4. A reading skills center operated by a Zoom elementary school must provide:

(a) Support at the Zoom elementary school in the assessment of reading and literacy problems and language acquisition barriers for pupils;

1 (b) Instructional intervention to enable pupils to overcome such problems and
2 barriers by the completion of grade 3; and

3 (c) Instructional intervention to enable pupils enrolled in grade 4 or 5 who
4 were not able to overcome such problems and barriers by the completion of grade 3
5 to overcome them as soon as practicable.

6 5. The middle schools, junior high schools or high schools identified to
7 operate as Zoom middle schools, junior high schools or high schools by the Board
8 of Trustees of the Clark County School District and the Board of Trustees of the
9 Washoe County School District for the 2017-2019 biennium shall continue to
10 operate as Zoom middle schools, junior high schools and high schools, as
11 applicable, for the 2019-2021 biennium.

12 6. The Clark County School District and the Washoe County School District
13 shall distribute the money appropriated by the 2019 Legislature to the Account for
14 Programs for Innovation and the Prevention of Remediation for each Zoom middle
15 school, junior high school and high school of those school districts to carry out one
16 or more of the following:

17 (a) Reduce class sizes for pupils who are English learners and provide English
18 language literacy based classes;

19 (b) Provide direct instructional intervention to each pupil who is an English
20 learner using the data available from applicable assessments of that pupil;

21 (c) Provide professional development for teachers and other licensed
22 educational personnel regarding effective instructional practices and strategies for
23 pupils who are English learners;

24 (d) Offer recruitment and retention incentives for teachers and other licensed
25 educational personnel who provide any of the programs and services set forth in
26 this subsection from the list of incentives prescribed by the State Board of
27 Education pursuant to subsection 12;

28 (e) Engage and involve parents and families of pupils who are English learners,
29 including, without limitation, increasing effective, culturally appropriate
30 communication with and outreach to parents and families to support the academic
31 achievement of those pupils;

32 (f) Provide other evidence-based programs and services that are approved by
33 the Department of Education and that are designed to meet the specific needs of
34 pupils enrolled in the school who are English learners;

35 (g) Provide, free of charge, a summer academy or an intersession academy for
36 those schools that do not operate on a traditional school calendar, including,
37 without limitation, the provision of transportation to attend the summer academy or
38 intersession academy; and

39 (h) Provide for an extended school day.

40 ➤ The Clark County School District and the Washoe County School District shall
41 not use more than 5 percent of the money for the purposes described in paragraphs
42 (c), (d) and (e) and may only use the money for the purposes described in
43 paragraphs (c), (d) and (e) if the board of trustees of the school district determines
44 that such use will not negatively impact the services provided to pupils enrolled in a
45 Zoom middle school, junior high school or high school.

46 7. On or before August 1, 2019, the Clark County School District and the
47 Washoe County School District shall each provide a report to the Department of
48 Education which includes:

49 (a) The names of the elementary schools operating as Zoom schools pursuant
50 to subsection 1 and the plan of each such school for carrying out the programs and
51 services prescribed by paragraphs (a) to (f), inclusive, of subsection 2;

52 (b) The names of the middle schools, junior high schools and high schools
53 operating as Zoom schools pursuant to subsection 5 and the plan of each school for

1 carrying out the programs and services described in paragraphs (a) to (h), inclusive,
2 of subsection 6; and

3 (c) Evidence of the progress of pupils at each Zoom school, as measured by
4 common standards and assessments, including, without limitation, interim
5 assessments identified by the State Board of Education, if the State Board has
6 identified such assessments.

7 8. From the money appropriated by the 2019 Legislature to the Account for
8 Programs for Innovation and the Prevention of Remediation for Zoom schools or
9 charter schools or school districts other than the Clark County School District or
10 Washoe County School District, the Department of Education shall provide grants
11 of money to the sponsors of such charter schools and the school districts. The
12 sponsor of such a charter school and the board of trustees of such a school district
13 may submit an application to the Department on a form prescribed by the
14 Department that includes, without limitation:

15 (a) The number of pupils in the school district or charter school, as applicable,
16 who are English learners or eligible for designation as English learners; and

17 (b) A description of the programs and services the school district or charter
18 school, as applicable, will provide with a grant of money, which may include,
19 without limitation:

20 (1) The creation or expansion of high-quality, developmentally appropriate
21 prekindergarten programs, free of charge, that will increase enrollment of children
22 who are English learners;

23 (2) The acquisition and implementation of empirically proven assessment
24 tools to determine the reading level of pupils who are English learners and
25 technology-based tools, such as software, designed to support the learning of pupils
26 who are English learners;

27 (3) Professional development for teachers and other educational personnel
28 regarding effective instructional practices and strategies for children who are
29 English learners;

30 (4) The provision of programs and services for pupils who are English
31 learners, free of charge, before and after school, during the summer or intersession
32 for those schools that do not operate on a traditional school calendar, including,
33 without limitation, the provision of transportation to attend the summer academy or
34 intersession academy;

35 (5) Engaging and involving parents and families of children who are
36 English learners, including, without limitation, increasing effective, culturally
37 appropriate communication with and outreach to parents and families to support the
38 academic achievement of those children;

39 (6) Offering recruitment and retention incentives for the teachers and other
40 licensed educational personnel who provide any of the programs and services set
41 forth in this subsection from the list of incentives prescribed by the State Board of
42 Education pursuant to subsection 12; and

43 (7) Provide other evidence-based programs and services that are approved
44 by the Department and that are designed to meet the specific needs of pupils
45 enrolled in the school who are English learners.

46 9. The Department of Education shall award grants of money to school
47 districts and the sponsors of charter schools that submit applications pursuant to
48 subsection 8 based upon the number of pupils enrolled in each such school district
49 or charter school, as applicable, who are English learners or eligible for designation
50 as English learners, and not on a competitive basis.

51 10. A school district and a sponsor of a charter school that receives a grant of
52 money pursuant to subsection 8:

(a) Shall not use more than 5 percent of the money for the purposes described in subparagraphs (3), (5) and (6) of paragraph (b) of subsection 8 and may only use the money for the purposes described in subparagraphs (3), (5) and (6) of paragraph (b) of subsection 8 if the board of trustees of the school district or the governing body of the charter school, as applicable, determines that such a use would not negatively impact the services provided to pupils enrolled in the school.

(b) Shall provide a report to the Department of Education in the form prescribed by the Department with the information required for the Department's report pursuant to subsection 15.

11. On or before August 17, 2019, the Department of Education shall submit a report to the State Board of Education and the Director of the Legislative Counsel Bureau for transmittal to the Interim Finance Committee which includes:

(a) The information reported by the Clark County School District and the Washoe County School District pursuant to subsection 7; and

(b) The school districts and charter schools for which a grant of money is approved pursuant to subsection 9 and the plan of each such school district and charter school for carrying out programs and services with the grant money, including, without limitation, any programs and services described in subparagraphs (1) to (7), inclusive, of paragraph (b) of subsection 8.

12. The State Board of Education shall prescribe:

(a) A list of recruitment and retention incentives for the school districts and the sponsors of charter schools that receive a distribution of money pursuant to this section to offer to teachers and other licensed educational personnel pursuant to paragraph (d) of subsection 2, paragraph (d) of subsection 6 and subparagraph (6) of paragraph (b) of subsection 8; and

(b) Criteria and procedures to notify a school district or a charter school that receives money pursuant to this section if the school district or charter school is not implementing the programs and services for which the money was received in accordance with the applicable requirements of this section or in accordance with the performance levels prescribed by the State Board pursuant to subsection 13, including, without limitation, a plan of corrective action for the school district or charter school to follow to meet the requirements of this section or the performance levels.

13. The State Board of Education shall prescribe statewide performance levels and outcome indicators to measure the effectiveness of the programs and services for which money is received by the school districts and charter schools pursuant to this section. The performance levels must establish minimum expected levels of performance on a yearly basis based upon the performance results of children who participate in the programs and services. The outcome indicators must be designed to track short-term and long-term impacts on the progress of children who participate in the programs and services, including, without limitation:

(a) The number of children who participated;

(b) The extent to which the children who participated improved their English language proficiency and literacy levels compared to other children who are English learners or eligible for such a designation who did not participate in the programs and services; and

(c) To the extent that a valid comparison may be established, a comparison of the academic achievement and growth in the subject areas of English language arts and mathematics of children who participated in the programs and services to other children who are English learners or eligible for such a designation who did not participate in the programs and services.

14. The Department of Education shall contract for an independent evaluation of the effectiveness of the programs and services offered by each Zoom elementary

1 school pursuant to subsection 2, each Zoom middle school, junior high school and
2 high school pursuant to subsection 6 and the programs and services offered by the
3 other school districts and the charter schools pursuant to subsection 8.

4 15. The Clark County School District, the Washoe County School District
5 and the Department of Education shall each prepare an annual report that includes,
6 without limitation:

7 (a) An identification of the schools that received money from the School
8 District or a grant of money from the Department, as applicable.

9 (b) How much money each such school received.

10 (c) A description of the programs or services for which the money was used by
11 each such school.

12 (d) The number of children who participated in a program or received services.

13 (e) The average per-child expenditure per program or service that was funded.

14 (f) For the report prepared by the School Districts, an evaluation of the
15 effectiveness of such programs and services, including, without limitation, data
16 regarding the academic and linguistic achievement and proficiency of children who
17 participated in the programs or received services.

18 (g) Any recommendations for legislation, including, without limitation:

19 (1) For the continuation or expansion of programs and services that are
20 identified as effective in improving the academic and linguistic achievement and
21 proficiency of children who are English learners.

22 (2) A plan for transitioning the funding for providing the programs and
23 services set forth in this section to pupils who are English learners from categorical
24 funding to a weighted per pupil formula within the Nevada Plan.

25 (h) For the report prepared by the Department, in addition to the information
26 reported for paragraphs (a) to (e), inclusive, and paragraph (g):

27 (1) The results of the independent evaluation required by subsection 14 of
28 the effectiveness of the programs and services, including, without limitation, data
29 regarding the academic and linguistic achievement and proficiency of children who
30 participated in a program or received a service;

31 (2) Whether a school district or charter school was notified that it was not
32 implementing the programs and services for which it received money pursuant to
33 this section in accordance with the applicable requirements of this section or in
34 accordance with the performance levels prescribed by the State Board of Education
35 pursuant to subsection 13 and the status of such a school district or charter school,
36 if any, in complying with a plan for corrective action; and

37 (3) Whether each school district or charter school that received money
38 pursuant to this section met the performance levels prescribed by the State Board of
39 Education pursuant to subsection 13.

40 16. The annual report prepared by the Clark County School District and the
41 Washoe County School District pursuant to subsection 15 must be submitted to the
42 Department of Education on or before June 1, 2020, and January 16, 2021,
43 respectively. The Department shall submit the information reported by those school
44 districts and the information prepared by the Department pursuant to subsection 15:

45 (a) On or before June 15, 2020, to the State Board of Education and the
46 Legislative Committee on Education.

47 (b) On or before February 1, 2021, to the State Board of Education and the
48 Director of the Legislative Counsel Bureau for transmittal to the 81st Session of the
49 Nevada Legislature.

50 17. The Department of Education may require a Zoom school or other public
51 school that receives money pursuant to this section to provide a report to the
52 Department on:

1 (a) The number of vacancies, if any, in full-time licensed educational personnel
2 at the school;

3 (b) The number of probationary employees, if any, employed at the school;

4 (c) The number, if any, of persons who are employed at the school as substitute
5 teachers for 20 consecutive days or more in the same classroom or assignment and
6 designated as long-term substitute teachers; and

7 (d) Any other information relating to the personnel at the school as requested
8 by the Department.

9 18. The money appropriated by the 2019 Legislature to the Account for
10 Programs for Innovation and the Prevention of Remediation for Zoom schools must
11 be accounted for separately from any other money received by school districts or
12 charter schools of this State and used only for the purposes specified in this section.

13 19. Except as otherwise provided in paragraph (d) of subsection 2, paragraph
14 (d) of subsection 6 and subparagraph (6) of paragraph (b) of subsection 8, the
15 money appropriated by the 2019 Legislature to the Account for Programs for
16 Innovation and the Prevention of Remediation for Zoom schools:

17 (a) May not be used to settle or arbitrate disputes between a recognized
18 organization representing employees of a school district and the school district, or
19 to settle any negotiations.

20 (b) May not be used to adjust the district-wide schedules of salaries and
21 benefits of the employees of a school district.

22 20. Upon request of the Legislative Commission, the Clark County School
23 District and the Washoe County School District shall make available to the
24 Legislative Auditor any of the books, accounts, claims, reports, vouchers or other
25 records of information, confidential or otherwise, regardless of their form or
26 location, that the Legislative Auditor deems necessary to conduct an audit of the
27 use of the money distributed by the 2019 Legislature to the Account for Programs
28 for Innovation and the Prevention of Remediation for Zoom schools.

29 21. As used in this section:

30 (a) "English learner" has the meaning ascribed to it in 20 U.S.C. § 7801(20).

31 (b) "Probationary employee" has the meaning ascribed to it in NRS 391.650.

32 **Sec. 2.** 1. The Department of Education shall, in consultation with the
33 board of trustees of a school district, designate a public school as a Victory school
34 if, relative to other public schools, including charter schools, that are located in the
35 school district in which the school is also located:

36 (a) A high percentage of pupils enrolled in the school live in households that
37 have household incomes that are less than the federally designated level signifying
38 poverty, based on the most recent data compiled by the Bureau of the Census of the
39 United States Department of Commerce; and

40 (b) The school received one of the two lowest possible ratings indicating
41 underperformance of a public school, as determined by the Department pursuant to
42 the statewide system of accountability for public schools, for the immediately
43 preceding school year.

44 2. The designation of a public school as a Victory school pursuant to this
45 subsection must be made in consultation with the board of trustees of the school
46 district in which the prospective Victory school is located.

47 3. The Department shall designate each Victory school for the 2019-2020
48 Fiscal Year on or before June 1, 2019.

49 4. The Department shall transfer money from the Account for Programs for
50 Innovation and the Prevention of Remediation created by NRS 387.1247 to each
51 school district in which a Victory school is designated and each sponsor of a charter
52 school that is designated as a Victory school on a per pupil basis. The amount
53 distributed per pupil must be determined by dividing the amount of money

appropriated to the Account by the 2019 Legislature for Victory schools by the total number of pupils who are enrolled in Victory schools statewide. After receiving money from the Account pursuant to this subsection:

(a) A school district shall distribute the money to each Victory school in the school district on a per pupil basis.

(b) A sponsor of a charter school shall distribute the money to each Victory school that it sponsors on a per pupil basis.

4. The board of trustees of each school district in which a Victory school is located and the governing body of each charter school that is designated as a Victory school shall, as soon as practicable after the school is designated as a Victory school, conduct an assessment of the needs of pupils that attend the school. The assessment must include soliciting input from the community served by the Victory school and identify any barriers to improving pupil achievement and school performance and strategies to meet the needs of pupils at the school.

5. Except as otherwise provided in subsection 7, on or before August 15, 2019, the board of trustees of each school district in which a Victory school is designated for the 2019-2020 Fiscal Year and the governing body of each charter school that is designated as a Victory school for the 2019-2020 Fiscal Year shall submit to the Department a comprehensive plan for meeting the educational needs of pupils enrolled in each Victory school. The board of trustees of each school district in which a Victory school is designated and the governing body of each charter school that is designated as a Victory school shall select at least one person who is familiar with the public schools in the school district or with the charter school, respectively, to assist with the development of the plan. The plan must:

(a) Include appropriate means to determine the effectiveness of the plan;

(b) Be based on the assessment of the needs of the pupils who attend the school conducted pursuant to subsection 4;

(c) Analyze available data concerning pupil achievement and school performance, including, without limitation, data collected and maintained in the statewide system of accountability for public schools and other pupil achievement data collected and maintained by the school district or charter school;

(d) Include a description of the criteria used to select entities to provide programs and services to pupils enrolled in the Victory school;

(e) Include a description of the manner in which the school district or governing body will collaborate with selected entities so that academic programs and services and nonacademic programs and services, including, without limitation, transportation services, may be offered without charge to support pupils and their families within the region in which the school is located;

(f) Take into account the number and types of pupils who attend the school and the locations where such pupils reside;

(g) Provide for the coordination of the existing or planned engagement of other persons who provide services in the region in which the school is located;

(h) Coordinate all funding available to each school that is subject to the plan;

(i) Provide for the coordination of all available resources to each school that is subject to the plan, including, without limitation, instructional materials and textbooks;

(j) Identify, for each school or group of schools subject to the plan, which of the measures described in subsection 8 will be implemented; and

(k) Identify the person or persons selected pursuant to this subsection who assisted with the development of the plan.

6. The Department shall review each plan submitted pursuant to subsection 5 to determine whether, or the extent to which, the plan complies with the requirements of this section and either approve or request revisions to the plan.

7. If the board of trustees of a school district in which a Victory school is designated or the governing body of a charter school that is designated as a Victory school does not submit a comprehensive plan for meeting the educational needs of pupils enrolled in each Victory school on or before August 15, 2019, as required pursuant to subsection 5, the board of trustees of the school district or the governing body of the charter school, as applicable, may submit to the Department a letter of intent to meet the educational needs of pupils enrolled in each Victory school. The letter must include, without limitation:

(a) An initial assessment of the needs of the pupils who attend the school which is conducted pursuant to subsection 4;

(b) An analysis of available data concerning pupil achievement and school performance, including, without limitation, data collected and maintained in the statewide system of accountability for public schools and data collected and maintained by the school district or charter school; and

(c) A summary of activities that the board of trustees or governing body, as applicable, will take to ensure completion of the comprehensive plan required pursuant to subsection 5 by not later than September 15, 2019.

8. A Victory school shall use the majority of the money distributed pursuant to subsection 3 to provide one or more of the following:

(a) A prekindergarten program free of charge, if such a program is not paid for by another grant.

(b) A summer academy or other instruction for pupils free of charge at times during the year when school is not in session.

(c) Additional instruction or other learning opportunities free of charge at times of day when school is not in session.

(d) Professional development for teachers and other educational personnel concerning instructional practices and strategies that have proven to be an effective means to increase pupil achievement in populations of pupils similar to those served by the school.

(e) Incentives for hiring and retaining teachers and other licensed educational personnel who provide any of the programs or services set forth in this subsection from the list prescribed by the State Board of Education pursuant to subsection 14.

(f) Employment of paraprofessionals, other educational personnel and other persons who provide any of the programs or services set forth in this subsection.

(g) Reading skills centers.

(h) Integrated student supports, wrap-around services and evidence-based programs designed to meet the needs of pupils who attend the school, as determined using the assessment conducted pursuant to subsection 4.

9. A Victory school may use any money distributed pursuant to subsection 3 that is not used for the purposes described in subsection 8 to:

(a) Provide evidence-based social, psychological or health care services to pupils and their families;

(b) Provide programs and services designed to engage parents and families;

(c) Provide programs to improve school climate and culture;

(d) If the Victory school is a high school, provide additional instruction or other learning opportunities for pupils and professional development for teachers at an elementary school, middle school or junior high school that is located within the zone of attendance of the high school and is not also designated as a Victory school; or

(e) Any combination thereof.

10. A Victory school shall not use any money distributed pursuant to subsection 3 for a purpose not described in subsection 8 or 9.

11. Any programs offered at a Victory school pursuant to subsection 8 or 9 must:

(a) Except as otherwise provided in paragraph (d) of subsection 9, be designed to meet the needs of pupils at the school, as determined using the assessment conducted pursuant to subsection 4 and to improve pupil achievement and school performance, as determined using the measures prescribed by the State Board of Education; and

(b) Be based on scientific research concerning effective practices to increase the achievement of pupils who live in poverty.

12. Each plan to improve the achievement of pupils enrolled in a Victory school that is prepared by the principal of the school pursuant to NRS 385A.650 must describe how the school will use the money distributed pursuant to subsection 3 to meet the needs of pupils who attend the school, as determined using the assessment described in subsection 4 and the requirements of this section.

13. The Department shall contract with an independent evaluator to evaluate the effectiveness of programs and services provided pursuant to this section. The evaluation must include, without limitation, consideration of the achievement of pupils who have participated in such programs and received such services. When complete, the evaluation must be provided contemporaneously to the Department and the Legislative Committee on Education.

14. The State Board of Education shall prescribe a list of recruitment and retention incentives that are available to the school districts and sponsors of charter schools that receive a distribution of money pursuant to this section to offer to teachers and other licensed educational personnel.

15. The State Board shall require a Victory school to take corrective action if pupil achievement and school performance at the school are unsatisfactory, as determined by the State Board. If unsatisfactory pupil achievement and school performance continue, the State Board may direct the Department to withhold any additional money that would otherwise be distributed pursuant to this section.

16. On or before November 30, 2020, and November 30, 2021, the board of trustees of each school district in which a Victory school is designated and the governing body of each charter school that is designated as a Victory school shall submit to the Department and to the Legislative Committee on Education a report, which must include, without limitation:

(a) An identification of schools to which money was distributed pursuant to subsection 3 for the previous fiscal year;

(b) The amount of money distributed to each such school;

(c) A description of the programs or services for which the money was used;

(d) The number of pupils who participated in such programs or received such services;

(e) The average expenditure per pupil for each program or service that was funded; and

(f) Recommendations concerning the manner in which the average expenditure per pupil reported pursuant to paragraph (e) may be used to determine formulas for allocating money from the State Distributive School Account in the State General Fund.

17. The Legislative Committee on Education shall consider the evaluations of the independent evaluator received pursuant to subsection 13 and the reports received pursuant to subsection 16 and advise the State Board regarding any action the Committee determines appropriate for the State Board to take based upon that information. The Committee shall also make any recommendations it deems appropriate concerning Victory schools to the next regular session of the

Legislature which may include, without limitation, recommendations for legislation.

18. The money distributed pursuant to subsection 3:

(a) Must be accounted for separately from any other money received by Victory schools and used only for the purposes specified in this section;

(b) May not be used to settle or arbitrate disputes between a recognized organization representing employees of a school district or the governing body of a charter school and the school district or governing body or to settle any negotiations; and

(c) May not be used to adjust the district-wide schedules of salaries and benefits of the employees of a school district.

19. Upon request of the Legislative Commission, a Victory school to which money is distributed pursuant to subsection 3 shall make available to the Legislative Auditor any of the books, accounts, claims, reports, vouchers or other records of information, confidential or otherwise, regardless of their form or location, that the Legislative Auditor deems necessary to conduct an audit of the use of such money.

20. As used in this section:

(a) "Community" includes any person or governmental entity who resides or has a significant presence in the geographic area in which a school is located or who interacts with pupils and personnel at a school, and may include, without limitation, parents, businesses, nonprofit organizations, faith-based organizations, community groups, teachers, administrators and governmental entities.

(b) "Integrated student supports" means supports developed, secured or coordinated by a school to promote the academic success of pupils enrolled in the school by targeting academic and nonacademic barriers to pupil achievement.

(c) "Victory school" means a school that is so designated by the Department pursuant to subsection 1.

(d) "Wrap-around services" means supplemental services provided to a pupil with special needs or the family of such a pupil that are not otherwise covered by any federal or state program of assistance.

Sec. 3. (Deleted by amendment.)

Sec. 3.5. 1. There is hereby appropriated from the State General Fund to the Interim Finance Committee for allocation to the Department of Education the sum of \$900,000 for the costs of desktop monitoring and school improvement computer software tools and related implementation costs for personnel, professional development and travel.

2. Any remaining balance of the appropriation made by subsection 1 must not be committed for expenditure after June 30, 2021, by the entity to which the appropriation is made or any entity to which money from the appropriation is granted or otherwise transferred in any manner, and any portion of the appropriated money remaining must not be spent for any purpose after September 17, 2021, by either the entity to which the money was appropriated or the entity to which the money was subsequently granted or transferred, and must be reverted to the State General Fund on or before September 17, 2021.

Sec. 3.7. The salary provided for the new position of Chief Strategy Officer in the Office of the Superintendent of Public Instruction in the Department of Education is hereby adjusted from \$95,931 to \$101,847.

Sec. 4. The provisions of subsection 1 of NRS 218D.380 do not apply to any provision of this act which adds or revises a requirement to submit a report to the Legislature.

Sec. 5. 1. This act becomes effective upon passage and approval.

2. Sections 1, 2 and 4 of this act expire by limitation on June 30, 2021.