

ASSEMBLY BILL NO. 57—COMMITTEE ON EDUCATION

(ON BEHALF OF THE WASHOE COUNTY SCHOOL DISTRICT)

PREFILED NOVEMBER 18, 2020

Referred to Committee on Education

SUMMARY—Temporarily suspends certain requirements relating to certain teacher and administrator evaluations. (BDR 34-434)

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

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

AN ACT relating to education; requiring that pupil growth account for 0 percent of certain teacher and administrator evaluations for the 2021-2022 school year; requiring that pupil growth account for 15 percent of certain teacher and administrator evaluations beginning with the 2022-2023 school year; temporarily suspending the requirement to develop learning goals for pupils to measure pupil growth; clarifying that pupil growth accounts for 0 percent of certain teacher and administrator evaluations for the entirety of the 2020-2021 school year; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law requires that pupil growth account for 15 percent of an evaluation
2 of a teacher or administrator who provides direct instructional services to pupils.
3 (NRS 391.465) Existing law provides that pupil growth may be determined by the
4 extent to which the learning goals of a pupil are achieved. (NRS 391.480) **Section 1**
5 of this bill requires that pupil growth account for 0 percent of an evaluation of a
6 teacher or administrator during the school year 2021-2022. **Section 1** requires that
7 pupil growth account for 15 percent of such an evaluation for each academic year
8 beginning with the school year 2022-2023. **Section 2** of this bill temporarily
9 suspends the requirement to establish learning goals for pupils during the school
10 years 2020-2021 and 2021-2022.



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

Section 1. NRS 391.465 is hereby amended to read as follows:

391.465 1. The State Board shall, based upon the recommendations of the Teachers and Leaders Council of Nevada submitted pursuant to NRS 391.460, adopt regulations establishing a statewide performance evaluation system which incorporates multiple measures of an employee's performance. Except as otherwise provided in subsection 3, the State Board shall prescribe the tools to be used by a school district for obtaining such measures.

2. The statewide performance evaluation system must:

(a) Require that an employee's overall performance is determined to be:

- (1) Highly effective;
- (2) Effective;
- (3) Developing; or
- (4) Ineffective.

(b) Include the criteria for making each designation identified in paragraph (a), which must include, without limitation, consideration of whether the classes for which the employee is responsible exceed the applicable recommended ratios of pupils per licensed teacher prescribed by the State Board pursuant to NRS 388.890 and, if so, the degree to which the ratios affect:

(1) The ability of the employee to carry out his or her professional responsibilities; and

(2) The instructional practices of the employee.

(c) Except as otherwise provided in subsections 2 and 3 of NRS 391.695 and subsections 2 and 3 of NRS 391.715, require that pupil growth, as determined pursuant to NRS 391.480, account for ~~15~~ :

(1) Zero percent of the evaluation of a teacher or administrator who provides direct instructional services to pupils at a school in a school district for the school year 2021-2022; and

(2) Fifteen percent of the evaluation of a teacher or administrator who provides direct instructional services to pupils at a school in a school district ~~15~~ for each academic year beginning with the school year 2022-2023.

(d) Include an evaluation of whether the teacher, or administrator who provides primarily administrative services at the school level or administrator at the district level who provides direct supervision of the principal of a school, and who does not provide primarily direct instructional services to pupils, regardless of whether the probationary administrator is licensed as a teacher or administrator, including, without limitation, a principal and vice principal or licensed educational employee, other than a teacher or



1 administrator, employs practices and strategies to involve and
2 engage the parents and families of pupils.

3 (e) Include a process for peer observations of teachers by
4 qualified educational personnel which is designed to provide
5 assistance to teachers in meeting the standards of effective teaching,
6 and includes, without limitation, conducting observations,
7 participating in conferences before and after observations of the
8 teacher and providing information and resources to the teacher about
9 strategies for effective teaching. The regulations must include the
10 criteria for school districts to determine which educational personnel
11 are qualified to conduct peer observations pursuant to the process.

12 3. A school district may apply to the State Board to use a
13 performance evaluation system and tools that are different than the
14 evaluation system and tools prescribed pursuant to subsection 1. The
15 application must be in the form prescribed by the State Board and
16 must include, without limitation, a description of the evaluation
17 system and tools proposed to be used by the school district. The
18 State Board may approve the use of the proposed evaluation system
19 and tools if it determines that the proposed evaluation system and
20 tools apply standards and indicators that are equivalent to those
21 prescribed by the State Board.

22 4. An administrator at the district level who provides direct
23 supervision of the principal of a school and who also serves as the
24 superintendent of schools of a school district must not be evaluated
25 using the statewide performance evaluation system.

26 **Sec. 2.** NRS 391.480 is hereby amended to read as follows:

27 391.480 *For each school year beginning with the school year*
28 *2022-2023:*

29 1. Each teacher at a school in a school district shall, in
30 consultation with the principal of the school at which the teacher is
31 employed or other administrator who is assigned by the principal,
32 develop learning goals for the pupils of the teacher for a specified
33 period.

34 2. Each principal, vice principal and other administrator who
35 provides direct instructional services to pupils at a school in a school
36 district shall, in consultation with his or her direct supervisor,
37 develop learning goals for the pupils at the school where the
38 principal, vice principal or other administrator, as applicable, is
39 employed for a specified period.

40 3. The Department shall establish a list of assessments that
41 may be used by a school or school district to measure the
42 achievement of learning goals established pursuant to this section.

43 4. The board of trustees of each school district shall ensure that
44 the learning goals for pupils established pursuant to this section



1 measure pupil growth in accordance with the criteria established by
2 regulation of the State Board.

3 5. Each teacher and administrator who establishes learning
4 goals for pupils pursuant to this section must be evaluated at the end
5 of the specified period to determine the extent to which the learning
6 goals of the pupils were achieved. Such an evaluation must be
7 conducted in accordance with the criteria established by regulation
8 of the State Board for determining the level of pupil growth for the
9 purposes of the statewide performance evaluation system. The State
10 Board may establish by regulation the manner in which to include
11 certain categories of pupils in the evaluation conducted pursuant to
12 this subsection.

13 **Sec. 2.5.** Notwithstanding the amendatory provisions of
14 section 2 of this act, if an agreement entered into between a school
15 district and an employee organization before the effective date of
16 this act provides incentives to teachers on the basis of learning goals
17 for the pupils of the teacher, a teacher who is subject to such an
18 agreement may continue to develop learning goals for pupils
19 pursuant to NRS 391.480 to satisfy the requirements of the
20 agreement for the duration of the agreement. Any learning goals for
21 pupils developed by a teacher shall account for the percentage of the
22 evaluation of a teacher pursuant to NRS 391.465 set forth in that
23 section.

24 **Sec. 3.** The amendatory provisions of sections 1 and 2 of this
25 act apply for the entirety of the 2020-2021 school year to the
26 evaluation of a teacher or administrator who provides direct
27 instructional services to pupils at a school in a school district only to
28 the extent that the amendatory provisions of sections 1 and 2 of this
29 act do not result in the decrease of the overall rating of the teacher
30 or administrator.

31 **Sec. 4.** 1. This act becomes effective upon passage and
32 approval.

33 2. The amendatory provisions of sections 1 and 2 of this act
34 expire by limitation on June 30, 2023.

