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FIRST REPRINT

A.B. 400

ASSEMBLY BILL NO. 400—COMMITTEE ON EDUCATION

(ON BEHALF OF THE OFFICE OF THE GOVERNOR)

MARCH 24, 2023

Referred to Committee on Ways and Means

SUMMARY—Revises various provisions relating to education. (BDR 34-1088)

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; creating the Early Childhood Literacy and Readiness Account and authorizing grants from the Account for certain purposes; revising various provisions relating to the Commission on School Funding; authorizing a city or county to sponsor a charter school; revising provisions relating to the Teach Nevada Scholarship Program; creating the Nevada Teacher Advancement Scholarship Program; revising provisions governing the promotion of pupils; revising provisions relating to the retention of pupils in the same grade; making appropriations; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law authorizes the Department of Education, to the extent money is
- 2 available, to award grants to certain entities to support prekindergarten programs.
- 3 (NRS 387.652-387.658) **Sections 11-14** of this bill create the Early Childhood
- 4 Literacy and Readiness Account and authorize the Department to award grants to
- 5 certain entities to support early childhood literacy and readiness programs. **Section**
- 6 **93.5** of this bill makes an appropriation to the Account.
- 7 Existing law creates the Commission on School Funding and establishes the
- 8 duties of the Commission. (NRS 387.1246, 387.12463) **Section 22** of this bill: (1)
- 9 requires the Department to engage in certain activities to support the Commission;
- 10 and (2) authorizes the Commission to meet at any time. **Section 23** of this bill
- 11 expands the duties of the Commission by requiring the Commission to: (1) review
- 12 the academic progress made by pupils in each public school and certain private
- 13 schools that receive public money in this State; and (2) review and consider



14 strategies to improve the accessibility of existing and new programs within and
15 between public schools. **Section 23** also eliminates the power of the Joint Interim
16 Standing Committee on Education to review the recommendations of the
17 Commission and determine whether to transmit the recommendations to the
18 Governor or the Legislature and instead requires the Commission to transmit its
19 recommendations to the Governor and the Legislature after considering the
20 recommendations of the Joint Interim Standing Committee on Education. **Section**
21 **93** of this bill makes an appropriation to the Department to support the operations
22 of the Commission.

23 Existing law requires each school district and each public school to create a
24 report on or before October 1 of each year that includes certain information about
25 the number and kinds of personnel and services provided by the school district or
26 public school, respectively, during the immediately preceding school year and any
27 changes anticipated by the school district or public school. (NRS 387.12468)
28 **Section 24** of this bill requires the Department to prepare any reports or provide
29 any data necessary for a school district or public school to produce such reports.
30 **Section 93** makes an appropriation to the Department to support the completion of
31 such reports.

32 Existing law: (1) requires the State Public Charter School Authority to sponsor
33 charter schools; and (2) authorizes the board of trustees of a school district or a
34 college or university within the Nevada System of Higher Education to apply to the
35 Department for authorization to sponsor charter schools. (NRS 388A.220) **Section**
36 **32** of this bill: (1) authorizes a city or county to apply to the Department for
37 authorization to sponsor charter schools; (2) prohibits a city or county from
38 sponsoring a new charter school or expanding the enrollment or authorizing an
39 additional campus of an existing charter school if the total number of pupils
40 enrolled in charter schools in the city or county exceeds a certain percentage of
41 pupils in public schools other than charter schools; and (3) limits a city or county to
42 sponsoring a charter school within the territory of the city or county. **Section 34** of
43 this bill makes conforming changes to refer to provisions that have been
44 renumbered by **section 32. Sections 1-5, 7, 8, 28-31, 33-39, 50-52 and 75** of this
45 bill authorize a city or county approved by the Department to, in general, sponsor
46 charter schools in the same manner as the board of trustees of a school district or a
47 college or university within the Nevada System of Higher Education.

48 Existing law establishes the Teach Nevada Scholarship Program, which awards
49 grants to public or private universities, colleges or other providers of an alternative
50 licensure program in this State to award scholarships to students who attend the
51 university, college or provider to complete a program which is approved by the
52 State Board of Education and upon completion: (1) makes a student eligible to
53 obtain a license to teach kindergarten, any grade from grades 1 through 12 or in the
54 subject of special education; or (2) allows a student to specialize in early childhood
55 education. (NRS 391A.580) **Section 56** of this bill requires the State Board to
56 annually review and report on the Teach Nevada Scholarship Program. **Section 67**
57 of this bill makes a conforming change to indicate the proper placement of **section**
58 **56** in the Nevada Revised Statutes. **Section 68** of this bill: (1) revises provisions
59 relating to the priority of grant awards for the Teach Nevada Scholarship Program;
60 and (2) requires a student to have graduated from a high school in this State or a
61 county that borders this State and accepts pupils from this State or who have
62 successfully completed the high school equivalency assessment selected by the
63 State Board before 20 years of age to be eligible for a Teach Nevada Scholarship.
64 **Section 69** of this bill increases the maximum amount of a Teach Nevada
65 Scholarship to match the cost of receiving a bachelor's degree at a public university
66 in this State.

67 **Sections 57-66** of this bill create the Nevada Teacher Advancement
68 Scholarship Program, which, in general, is structured similarly to the Teach Nevada



69 Scholarship Program. **Section 63** of this bill allows a Nevada Teacher
70 Advancement Scholarship to be used to obtain a master's degree in education or a
71 related field of study. **Section 63** similarly requires 25 percent of an award of a
72 Nevada Teacher Advancement Scholarship to be retained by the State Board, and
73 **section 64** allows this amount to be released to a scholarship recipient if he or she
74 maintains employment as a teacher at a public school in this State for 3 consecutive
75 school years immediately following completion of the program for which the
76 Nevada Teacher Advancement Scholarship was awarded. **Section 93.7** of this bill
77 makes an appropriation to the Nevada Teacher Advancement Scholarship Program
78 Account.

79 Existing law requires an elementary school to provide intervention services and
80 intensive instruction to a pupil during the time the pupil attends the school if the
81 pupil does not obtain a score in the subject area of reading on the criterion-
82 referenced examination in reading that meets the score prescribed by the State
83 Board. Existing law also authorizes the principal of such a school to retain the
84 pupil, rather than promote the pupil to the next grade, in certain circumstances, in
85 consultation with a literacy specialist and certain other persons. (NRS 388A.487,
86 392.760) **Sections 71 and 72** of this bill require a pupil enrolled in grade 3 to be
87 retained in grade 3, rather than promoted to grade 4, if the pupil does not obtain the
88 score in the subject area of reading on a uniform examination in reading that meets
89 the score prescribed by the State Board or receive an exemption by the
90 superintendent of schools of the school district or governing body of the charter
91 school. **Sections 71 and 72** also authorize a pupil to receive a good-cause
92 exemption to allow the pupil to be promoted to grade 4 without obtaining such a
93 score and require the State Board to prescribe an alternative examination for pupils
94 who do not obtain such a score. **Section 40** of this bill requires a pupil enrolled in a
95 charter school to be retained in grade 3 under similar circumstances. **Section 76** of
96 this bill revises the information that must be included in a written notice provided
97 to the parent or legal guardian of a pupil enrolled in kindergarten or grade 1, 2 or 3
98 who exhibits a deficiency in the subject area of reading. **Section 77** of this bill
99 requires a school to provide certain intervention services and intensive instruction
100 to a pupil who does not obtain a passing score in the subject area of reading
101 regardless of whether the pupil is retained in grade 3. **Section 77** additionally: (1)
102 requires literacy specialists and personnel with knowledge and expertise relating to
103 providing intervention services and intensive instruction to pupils who are deficient
104 in the subject area of reading to, in addition to any other duties, provide such
105 services and instruction to such pupils; and (2) requires each public school to offer
106 summer school to a pupil in second or third grade who is deficient in the subject
107 area of reading. **Sections 40 and 78** of this bill require certain information relating
108 to pupils with a deficiency in reading who were retained in grade 3 or not retained
109 due to a good-cause exemption to be included in the annual report of pupils
110 receiving intervention services and intensive instruction to address a deficiency in
111 reading. **Sections 6 and 74** of this bill make conforming changes to refer to
112 provisions that have been renumbered by this bill.

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

- 1 **Section 1.** NRS 385.620 is hereby amended to read as follows:
2 385.620 The Advisory Council shall:
3 1. Review the policy of parental involvement adopted by the
4 State Board and the policy of parental involvement and family



1 engagement adopted by the board of trustees of each school district
2 pursuant to NRS 392.457;

3 2. Review the information relating to communication with and
4 participation, involvement and engagement of parents and families
5 that is included in the annual report of accountability for each school
6 district pursuant to NRS 385A.320 and similar information in the
7 annual report of accountability prepared by the State Public Charter
8 School Authority and a college or university within the Nevada
9 System of Higher Education *or city or county* that sponsors a
10 charter school pursuant to subsection 3 of NRS 385A.070;

11 3. Review any effective practices carried out in individual
12 school districts to increase parental involvement and family
13 engagement and determine the feasibility of carrying out those
14 practices on a statewide basis;

15 4. Review any effective practices carried out in other states to
16 increase parental involvement and family engagement and
17 determine the feasibility of carrying out those practices in this State;

18 5. Identify methods to communicate effectively and provide
19 outreach to parents, legal guardians and families of pupils who have
20 limited time to become involved in the education of their children
21 for various reasons, including, without limitation, work schedules,
22 single-parent homes and other family obligations;

23 6. Identify the manner in which the level of parental
24 involvement and family engagement affects the performance,
25 attendance and discipline of pupils;

26 7. Identify methods to communicate effectively with and
27 provide outreach to parents, legal guardians and families of pupils
28 who are English learners;

29 8. Determine the necessity for the appointment of a statewide
30 parental involvement and family engagement coordinator or a
31 parental involvement and family engagement coordinator in each
32 school district, or both;

33 9. Work in collaboration with the Office of Parental
34 Involvement and Family Engagement created by NRS 385.630 to
35 carry out the duties prescribed in NRS 385.635; and

36 10. On or before February 1 of each year, submit a report to the
37 Director of the Legislative Counsel Bureau for transmission to the
38 Legislature in odd-numbered years and to the Legislative
39 Commission in even-numbered years, describing the activities of the
40 Advisory Council and any recommendations for legislation.

41 **Sec. 2.** NRS 385A.070 is hereby amended to read as follows:

42 385A.070 1. The board of trustees of each school district in
43 this State, in cooperation with associations recognized by the State
44 Board as representing licensed educational personnel in the district,
45 shall adopt a program providing for the accountability of the school



1 district to the residents of the district and to the State Board for the
2 quality of the schools and the educational achievement of the pupils
3 in the district, including, without limitation, pupils enrolled in
4 charter schools sponsored by the school district. The board of
5 trustees of each school district shall report the information required
6 by NRS 385A.070 to 385A.320, inclusive, for each charter school
7 sponsored by the school district. The information for charter schools
8 must be reported separately.

9 2. The board of trustees of each school district shall, on or
10 before December 31 of each year, prepare for the immediately
11 preceding school year a single annual report of accountability
12 concerning the educational goals and objectives of the school
13 district, the information prescribed by NRS 385A.070 to 385A.320,
14 inclusive, and such other information as is directed by the
15 Superintendent of Public Instruction. A separate reporting for a
16 group of pupils must not be made pursuant to NRS 385A.070 to
17 385A.320, inclusive, if the number of pupils in that group is
18 insufficient to yield statistically reliable information or the results
19 would reveal personally identifiable information about an individual
20 pupil. The Department shall use the mechanism approved by the
21 United States Department of Education for the statewide system of
22 accountability for public schools for determining the minimum
23 number of pupils that must be in a group for that group to yield
24 statistically reliable information.

25 3. The State Public Charter School Authority , ~~and~~ each
26 college or university within the Nevada System of Higher Education
27 *and each city or county* that sponsors a charter school shall, on or
28 before December 31 of each year, prepare for the immediately
29 preceding school year an annual report of accountability of the
30 charter schools sponsored by the State Public Charter School
31 Authority or institution, as applicable, concerning the accountability
32 information prescribed by the Department pursuant to this section.
33 The Department, in consultation with the State Public Charter
34 School Authority , ~~and~~ each college or university within the
35 Nevada System of Higher Education *and each city or county* that
36 sponsors a charter school, shall prescribe by regulation the
37 information that must be prepared by the State Public Charter
38 School Authority and institution, as applicable, which must include,
39 without limitation, the information contained in subsection 2 and
40 NRS 385A.070 to 385A.320, inclusive, as applicable to charter
41 schools. The Department shall provide for public dissemination of
42 the annual report of accountability prepared pursuant to this section
43 by posting a copy of the report on the Internet website maintained
44 by the Department.



1 4. The annual report of accountability prepared pursuant to this
2 section must be presented in an understandable and uniform format
3 and, to the extent practicable, provided in a language that parents
4 can understand.

5 **Sec. 3.** NRS 385A.080 is hereby amended to read as follows:

6 385A.080 1. The Superintendent of Public Instruction shall:

7 (a) Prescribe forms for the reports required pursuant to NRS
8 385A.070 and provide the forms to the respective school districts,
9 the State Public Charter School Authority, ~~and~~ each college or
10 university within the Nevada System of Higher Education *and each*
11 *city or county* that sponsors a charter school.

12 (b) Provide statistical information and technical assistance to the
13 school districts, the State Public Charter School Authority, ~~and~~
14 each college or university within the Nevada System of Higher
15 Education *and each city or county* that sponsors a charter school to
16 ensure that the reports provide comparable information with respect
17 to each school in each district, each charter school and among the
18 districts and charter schools throughout this State.

19 (c) Consult with a representative of the:

- 20 (1) Nevada State Education Association;
- 21 (2) Nevada Association of School Boards;
- 22 (3) Nevada Association of School Administrators;
- 23 (4) Nevada Parent Teacher Association;
- 24 (5) Budget Division of the Office of Finance;
- 25 (6) Legislative Counsel Bureau; and
- 26 (7) Charter School Association of Nevada,

27 ↪ concerning the program adopted pursuant to subsection 1 of NRS
28 385A.070 and consider any advice or recommendations submitted
29 by the representatives with respect to the program.

30 2. The Superintendent of Public Instruction may consult with
31 representatives of parent groups other than the Nevada Parent
32 Teacher Association concerning the program adopted pursuant to
33 subsection 1 of NRS 385A.070 and consider any advice or
34 recommendations submitted by the representatives with respect to
35 the program.

36 **Sec. 4.** NRS 385A.090 is hereby amended to read as follows:

37 385A.090 1. On or before September 30 of each year:

38 (a) The board of trustees of each school district, the State Public
39 Charter School Authority, ~~and~~ each college or university within
40 the Nevada System of Higher Education *and each city or county*
41 that sponsors a charter school shall provide written notice that the
42 report required pursuant to NRS 385A.070 is available on the
43 Internet website maintained by the school district, State Public
44 Charter School Authority, ~~or~~ institution ~~or~~ *or city or county*, if



1 any, or otherwise provide written notice of the availability of the
2 report. The written notice must be provided to the:

- 3 (1) Governor;
- 4 (2) State Board;
- 5 (3) Department;
- 6 (4) Committee;
- 7 (5) Bureau; and
- 8 (6) The Attorney General, with a specific reference to the

9 information that is reported pursuant to paragraph (e) of subsection
10 1 of NRS 385A.250.

11 (b) The board of trustees of each school district, the State Public
12 Charter School Authority , ~~and~~ each college or university within
13 the Nevada System of Higher Education *and each city or county*
14 that sponsors a charter school shall provide for public dissemination
15 of the annual report of accountability prepared pursuant to NRS
16 385A.070 by posting a copy of the report on the Internet website
17 maintained by the school district, the State Public Charter School
18 Authority , ~~or~~ the institution ~~;~~ *or the city or county*, if any. If a
19 school district does not maintain a website, the district shall
20 otherwise provide for public dissemination of the annual report by
21 providing a copy of the report to the schools in the school district,
22 including, without limitation, each charter school sponsored by the
23 district, the residents of the district, and the parents and guardians of
24 pupils enrolled in schools in the district, including, without
25 limitation, each charter school sponsored by the district. If the State
26 Public Charter School Authority , ~~or~~ the institution , *the city or the*
27 *county* does not maintain a website, the State Public Charter School
28 Authority , ~~or~~ the institution , *the city or the county*, as applicable,
29 shall otherwise provide for public dissemination of the annual report
30 by providing a copy of the report to each charter school it sponsors
31 and the parents and guardians of pupils enrolled in each charter
32 school it sponsors.

33 2. Upon the request of the Governor, the Attorney General, an
34 entity described in paragraph (a) of subsection 1 or a member of the
35 general public, the board of trustees of a school district, the State
36 Public Charter School Authority , ~~or~~ a college or university within
37 the Nevada System of Higher Education *or a city or county* that
38 sponsors a charter school, as applicable, shall provide a portion or
39 portions of the report required pursuant to NRS 385A.070.

40 **Sec. 5.** NRS 385A.240 is hereby amended to read as follows:

41 385A.240 1. The annual report of accountability prepared
42 pursuant to NRS 385A.070 must include information on the
43 attendance, truancy and transiency of pupils, including, without
44 limitation:



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

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

6 (2) For each elementary school, middle school and junior
7 high school in the district, including, without limitation, each charter
8 school sponsored by the district that provides instruction to pupils
9 enrolled in a grade level other than high school, information that
10 compares the attendance of the pupils enrolled in the school with the
11 attendance of pupils throughout the district and throughout this
12 State. The information required by this subparagraph must be
13 provided in consultation with the Department to ensure the accuracy
14 of the comparison.

15 (b) The number of pupils in each grade who are retained in the
16 same grade pursuant to NRS 392.033, 392.125 or 392.760, for each
17 school in the district and the district as a whole, including, without
18 limitation, each charter school sponsored by the district.

19 (c) The transiency rate of pupils for each school in the district
20 and the district as a whole, including, without limitation, each
21 charter school sponsored by the district. For the purposes of this
22 paragraph, a pupil is not transient if the pupil is transferred to a
23 different school within the school district as a result of a change in
24 the zone of attendance by the board of trustees of the school district
25 pursuant to NRS 388.040.

26 (d) The number of habitual truants reported for each school in
27 the district and for the district as a whole, including, without
28 limitation, the number who are:

29 (1) Reported to an attendance officer, a school police officer
30 or a local law enforcement agency pursuant to paragraph (a) of
31 subsection 2 of NRS 392.144;

32 (2) Referred to an advisory board to review school
33 attendance pursuant to paragraph (b) of subsection 2 of NRS
34 392.144; and

35 (3) Referred for the imposition of administrative sanctions
36 pursuant to paragraph (c) of subsection 2 of NRS 392.144.

37 2. The information included pursuant to subsection 1 must
38 allow such information to be disaggregated by:

- 39 (a) Pupils who are economically disadvantaged;
- 40 (b) Pupils from major racial and ethnic groups;
- 41 (c) Pupils with disabilities;
- 42 (d) Pupils who are English learners;
- 43 (e) Pupils who are migratory children;
- 44 (f) Gender;
- 45 (g) Pupils who are homeless;



- 1 (h) Pupils in foster care; and
- 2 (i) Pupils whose parent or guardian is a member of the Armed
- 3 Forces of the United States, a reserve component thereof or the
- 4 National Guard.

5 3. On or before September 30 of each year:

6 (a) The board of trustees of each school district shall submit to

7 each advisory board to review school attendance created in the

8 county pursuant to NRS 392.126 the information required by

9 paragraph (a) of subsection 1.

10 (b) The State Public Charter School Authority , ~~and~~ each

11 college or university within the Nevada System of Higher Education

12 *and each city or county* that sponsors a charter school shall submit

13 to each advisory board to review school attendance created in a

14 county pursuant to NRS 392.126 the information regarding the

15 records of the attendance and truancy of pupils enrolled in

16 the charter school located in that county, if any, in accordance with

17 the regulations prescribed by the Department pursuant to subsection

18 3 of NRS 385A.070.

19 **Sec. 5.5.** NRS 385A.240 is hereby amended to read as

20 follows:

21 385A.240 1. The annual report of accountability prepared

22 pursuant to NRS 385A.070 must include information on the

23 attendance, truancy and transiency of pupils, including, without

24 limitation:

25 (a) Records of the attendance and truancy of pupils in all grades,

26 including, without limitation:

27 (1) The average daily attendance of pupils, for each school in

28 the district and the district as a whole, including, without limitation,

29 each charter school sponsored by the district.

30 (2) For each elementary school, middle school and junior

31 high school in the district, including, without limitation, each charter

32 school sponsored by the district that provides instruction to pupils

33 enrolled in a grade level other than high school, information that

34 compares the attendance of the pupils enrolled in the school with the

35 attendance of pupils throughout the district and throughout this

36 State. The information required by this subparagraph must be

37 provided in consultation with the Department to ensure the accuracy

38 of the comparison.

39 (b) The number of pupils in each grade who are retained in the

40 same grade pursuant to NRS 392.033 ~~or~~ *or* 392.125 or ~~392.760,~~

41 *section 71 of this act*, for each school in the district and the district

42 as a whole, including, without limitation, each charter school

43 sponsored by the district.

44 (c) The transiency rate of pupils for each school in the district

45 and the district as a whole, including, without limitation, each



1 charter school sponsored by the district. For the purposes of this
2 paragraph, a pupil is not transient if the pupil is transferred to a
3 different school within the school district as a result of a change in
4 the zone of attendance by the board of trustees of the school district
5 pursuant to NRS 388.040.

6 (d) The number of habitual truants reported for each school in
7 the district and for the district as a whole, including, without
8 limitation, the number who are:

9 (1) Reported to an attendance officer, a school police officer
10 or a local law enforcement agency pursuant to paragraph (a) of
11 subsection 2 of NRS 392.144;

12 (2) Referred to an advisory board to review school
13 attendance pursuant to paragraph (b) of subsection 2 of NRS
14 392.144; and

15 (3) Referred for the imposition of administrative sanctions
16 pursuant to paragraph (c) of subsection 2 of NRS 392.144.

17 2. The information included pursuant to subsection 1 must
18 allow such information to be disaggregated by:

19 (a) Pupils who are economically disadvantaged;

20 (b) Pupils from major racial and ethnic groups;

21 (c) Pupils with disabilities;

22 (d) Pupils who are English learners;

23 (e) Pupils who are migratory children;

24 (f) Gender;

25 (g) Pupils who are homeless;

26 (h) Pupils in foster care; and

27 (i) Pupils whose parent or guardian is a member of the Armed
28 Forces of the United States, a reserve component thereof or the
29 National Guard.

30 3. On or before September 30 of each year:

31 (a) The board of trustees of each school district shall submit to
32 each advisory board to review school attendance created in the
33 county pursuant to NRS 392.126 the information required by
34 paragraph (a) of subsection 1.

35 (b) The State Public Charter School Authority, each college or
36 university within the Nevada System of Higher Education and each
37 city or county that sponsors a charter school shall submit to each
38 advisory board to review school attendance created in a county
39 pursuant to NRS 392.126 the information regarding the records of
40 the attendance and truancy of pupils enrolled in the charter school
41 located in that county, if any, in accordance with the regulations
42 prescribed by the Department pursuant to subsection 3 of
43 NRS 385A.070.



1 **Sec. 6.** NRS 385A.450 is hereby amended to read as follows:
2 385A.450 The annual report of accountability prepared by the
3 State Board pursuant to NRS 385A.400 must include information on the
4 attendance, truancy and transiency of pupils, including, without
5 limitation:

6 1. For all elementary schools, junior high schools and middle
7 schools, the rate of attendance, reported for each school district,
8 including, without limitation, each charter school in the district, and
9 for this State as a whole.

10 2. The number of pupils in each grade who are retained in the
11 same grade pursuant to NRS 392.033 ~~{ }~~ or 392.125 or ~~{392.760,}~~
12 *section 71 of this act*, reported for each school district, including,
13 without limitation, each charter school in the district, and for this
14 State as a whole.

15 3. The transiency rate of pupils, reported for each school
16 district, including, without limitation, each charter school in the
17 district, and for this State as a whole. For the purposes of this
18 subsection, a pupil is not a transient if the pupil is transferred to a
19 different school within the school district as a result of a change in
20 the zone of attendance by the board of trustees of the school district
21 pursuant to NRS 388.040.

22 4. The number of habitual truants reported for each school
23 district, including, without limitation, each charter school in the
24 district, and for this State as a whole, including, without limitation,
25 the number who are:

26 (a) Reported to an attendance officer, a school police officer or a
27 local law enforcement agency pursuant to paragraph (a) of
28 subsection 2 of NRS 392.144;

29 (b) Referred to an advisory board to review school attendance
30 pursuant to paragraph (b) of subsection 2 of NRS 392.144; and

31 (c) Referred for the imposition of administrative sanctions
32 pursuant to paragraph (c) of subsection 2 of NRS 392.144.

33 **Sec. 7.** NRS 385A.670 is hereby amended to read as follows:

34 385A.670 1. On or before July 31 of each year, the
35 Department shall determine whether each public school is meeting
36 the school achievement targets and performance targets established
37 pursuant to the statewide system of accountability for public
38 schools.

39 2. The determination pursuant to subsection 1 for a public
40 school, including, without limitation, a charter school sponsored by
41 the board of trustees of the school district, must be made in
42 consultation with the board of trustees of the school district in which
43 the public school is located. If a charter school is sponsored by the
44 State Public Charter School Authority, ~~{or}~~ a college or university
45 within the Nevada System of Higher Education ~~{ }~~ *or a city or*



1 *county*, the Department shall make a determination for the charter
2 school in consultation with the State Public Charter School
3 Authority, ~~or~~ the institution within the Nevada System of Higher
4 Education *or the city or county* that sponsors the charter school, as
5 applicable. The determination made for each school must be based
6 only upon the information and data for those pupils who are enrolled
7 in the school for a full academic year. On or before July 31 of each
8 year, the Department shall transmit:

9 (a) Except as otherwise provided in paragraph (b) or (c), the
10 determination made for each public school to the board of trustees
11 of the school district in which the public school is located.

12 (b) To the State Public Charter School Authority the
13 determination made for each charter school that is sponsored by the
14 State Public Charter School Authority.

15 (c) The determination made for the charter school to the
16 institution that sponsors the charter school if a charter school is
17 sponsored by a college or university within the Nevada System of
18 Higher Education ~~or~~ *or a city or county*.

19 3. If the number of pupils in a particular group who are
20 enrolled in a public school is insufficient to yield statistically
21 reliable information:

22 (a) The Department shall not determine that the school has
23 failed to meet the performance targets established pursuant to the
24 statewide system of accountability for public schools based solely
25 upon that particular group.

26 (b) The pupils in such a group must be included in the overall
27 count of pupils enrolled in the school who took the examinations.

28 ➔ The Department shall use the mechanism approved by the United
29 States Department of Education for the statewide system of
30 accountability for public schools for determining the number of
31 pupils that must be in a group for that group to yield statistically
32 reliable information.

33 4. If an irregularity in testing administration or an irregularity
34 in testing security occurs at a school and the irregularity invalidates
35 the test scores of pupils, those test scores must be included in the
36 scores of pupils reported for the school, the attendance of those
37 pupils must be counted towards the total number of pupils who took
38 the examinations and the pupils must be included in the total
39 number of pupils who were required to take the examinations.

40 5. As used in this section:

41 (a) "Irregularity in testing administration" has the meaning
42 ascribed to it in NRS 390.255.

43 (b) "Irregularity in testing security" has the meaning ascribed to
44 it in NRS 390.260.



1 **Sec. 8.** NRS 385A.720 is hereby amended to read as follows:

2 385A.720 1. Except as otherwise provided in subsection 3:

3 (a) Based upon the information received from the Department
4 pursuant to NRS 385A.670, the board of trustees of each school
5 district shall, on or before August 15 of each year, issue a
6 preliminary rating for each public school in the school district in
7 accordance with the statewide system of accountability for public
8 schools, excluding charter schools sponsored by the State Public
9 Charter School Authority, ~~for~~ a college or university within the
10 Nevada System of Higher Education ~~and~~ *or a city or county.*

11 (b) The board of trustees shall make preliminary ratings for all
12 charter schools that are sponsored by the board of trustees.

13 (c) The Department shall make preliminary ratings for all
14 charter schools sponsored by the State Public Charter School
15 Authority, ~~and~~ all charter schools sponsored by a college or
16 university within the Nevada System of Higher Education ~~and~~ *and all*
17 *charter schools sponsored by a city or county.*

18 2. Except as otherwise provided in subsection 3:

19 (a) Before making a final rating for a school, the board of
20 trustees of the school district or the Department, as applicable, shall
21 provide the school an opportunity to review the data upon which the
22 preliminary rating is based and to present evidence.

23 (b) If the school is a public school of the school district or a
24 charter school sponsored by the board of trustees, the board of
25 trustees of the school district shall, in consultation with the
26 Department, make a final determination concerning the rating for
27 the school on September 15.

28 (c) If the school is a charter school sponsored by the State Public
29 Charter School Authority, ~~for~~ a college or university within the
30 Nevada System of Higher Education ~~and~~ *or a city or county*, the
31 Department shall make a final determination concerning the rating
32 for the school on September 15.

33 3. The Department may temporarily waive or otherwise pause
34 the requirement to make ratings for public schools that comply with
35 20 U.S.C. § 6311(c) pursuant to this section if the United States
36 Department of Education grants a waiver from or otherwise pauses
37 the requirements of 20 U.S.C. § 6311(c).

38 4. On or before September 15 of each year, the Department
39 shall post on the Internet website maintained by the Department the
40 determinations and final ratings made for all schools in this State.

41 **Sec. 9.** (Deleted by amendment.)

42 **Sec. 10.** Chapter 387 of NRS is hereby amended by adding
43 thereto the provisions set forth as sections 11 to 14, inclusive, of this
44 act.



1 **Sec. 11.** *As used in sections 11 to 14, inclusive, of this act,*
2 *unless the context otherwise requires, "Account" means the Early*
3 *Childhood Literacy and Readiness Account created by section 12*
4 *of this act.*

5 **Sec. 12.** *1. The Early Childhood Literacy and Readiness*
6 *Account is hereby created in the State General Fund. The Account*
7 *must be administered by the Department.*

8 *2. The interest and income earned on:*

9 *(a) The money in the Account, after deducting any applicable*
10 *charge; and*

11 *(b) Unexpended appropriations made to the Account from the*
12 *State General Fund,*

13 *↪ must be credited to the Account.*

14 *3. Except as otherwise provided in subsection 4, the balance*
15 *remaining in the Account that has not been committed for*
16 *expenditure on or before June 30 of each fiscal year reverts to the*
17 *State General Fund.*

18 *4. The Department may accept gifts and grants of money*
19 *from any source for deposit in the Account. All money received*
20 *pursuant to this subsection:*

21 *(a) Must be accounted for separately in the Account;*

22 *(b) Must be expended in accordance with the terms of the gift*
23 *or grant; and*

24 *(c) Does not revert to the State General Fund and must be*
25 *carried over into the next fiscal year.*

26 *5. The money in the Account may only be used to award*
27 *grants to school districts, sponsors of charter schools and*
28 *nonprofit organizations to support early childhood literacy and*
29 *readiness programs pursuant to section 13 of this act.*

30 **Sec. 13.** *1. The Department shall, to the extent money is*
31 *available, award grants of money to school districts, sponsors of*
32 *charter schools and nonprofit organizations to support early*
33 *childhood literacy and readiness programs. Each program*
34 *supported by a grant awarded pursuant to this section must:*

35 *(a) Serve children who are less than 6 years of age;*

36 *(b) Be evidence-based;*

37 *(c) Provide for appropriate individualized accommodations*
38 *and supports for children with disabilities; and*

39 *(d) Include a plan of reporting and accountability for the*
40 *performance of the program.*

41 *2. A school district, sponsor of a charter school or nonprofit*
42 *organization that wishes to receive a grant pursuant to this section*
43 *must submit an application to the Department. The Department*
44 *may approve such an application if the Department determines*
45 *that the application:*



1 (a) *Includes an implementation plan which is financially*
2 *sound; and*

3 (b) *Proposes to use all money available from the grant within 2*
4 *years or such shorter period of time as the Department determines*
5 *appropriate.*

6 3. *The Department shall prioritize the award of grants*
7 *pursuant to this section to a school district, sponsor of a charter*
8 *school or nonprofit organization to support an early childhood*
9 *literacy and readiness program that:*

10 (a) *Receives money from a private source;*

11 (b) *Receives money from a federal grant;*

12 (c) *Has demonstrated sustained success in improving the*
13 *literacy and readiness for elementary school of children less than*
14 *6 years of age; or*

15 (d) *Provides services to geographical areas with a higher*
16 *proportion of children entering kindergarten who have*
17 *demonstrated a deficit across early learning domains during the*
18 *immediately preceding 2 years.*

19 **Sec. 14.** *On or before November 1 of each year, the*
20 *Department shall:*

21 1. *Review all grants awarded pursuant to section 13 of this*
22 *act during the immediately preceding year;*

23 2. *Compile a report for the immediately preceding year which*
24 *must include, without limitation:*

25 (a) *The number of applications for a grant received pursuant*
26 *to section 13 of this act;*

27 (b) *The number of grants awarded pursuant to section 13 of*
28 *this act;*

29 (c) *The total cost of all grants awarded pursuant to section 13*
30 *of this act; and*

31 (d) *Such other information as may be prescribed by the*
32 *Department to demonstrate the effectiveness of recipients of a*
33 *grant awarded pursuant to section 13 of this act in improving the*
34 *literacy and readiness for elementary school of children less than*
35 *6 years of age.*

36 **Sec. 15.** (Deleted by amendment.)

37 **Sec. 16.** (Deleted by amendment.)

38 **Sec. 17.** (Deleted by amendment.)

39 **Sec. 18.** (Deleted by amendment.)

40 **Sec. 19.** (Deleted by amendment.)

41 **Sec. 20.** (Deleted by amendment.)

42 **Sec. 21.** (Deleted by amendment.)

43 **Sec. 22.** NRS 387.1246 is hereby amended to read as follows:
44 387.1246 1. The Commission on School Funding, consisting
45 of 11 members, is hereby created.



1 2. The Commission consists of the following members, who
2 may not be Legislators:

3 (a) One member appointed by the Governor, who serves as
4 Chair;

5 (b) Two members appointed by the Majority Leader of the
6 Senate;

7 (c) Two members appointed by the Speaker of the Assembly;

8 (d) One member appointed by the Minority Leader of the
9 Senate;

10 (e) One member appointed by the Minority Leader of the
11 Assembly;

12 (f) Two members appointed by the Governor, each of whom is
13 the chief financial officer of a school district in this State which has
14 more than 40,000 pupils enrolled in its public schools, nominated by
15 the Nevada Association of School Superintendents or its successor
16 organization; and

17 (g) Two members appointed by the Governor, each of whom is
18 the chief financial officer of a school district in this State which has
19 40,000 or fewer pupils enrolled in its public schools, nominated by
20 the Nevada Association of School Superintendents or its successor
21 organization.

22 ↪ In making appointments to the Commission, the appointing
23 authorities shall consider whether the membership generally reflects
24 the geographic distribution of pupils in the State.

25 3. Each member of the Commission must:

26 (a) Be a resident of this State;

27 (b) Not have been registered as a lobbyist pursuant to NRS
28 218H.200 for a period of at least 2 years immediately preceding
29 appointment to the Commission;

30 (c) Have relevant experience in public education;

31 (d) Have relevant experience in fiscal policy, school finance or
32 similar or related financial activities;

33 (e) Have the education, experience and skills necessary to
34 effectively execute the duties and responsibilities of a member of
35 the Commission; and

36 (f) Have demonstrated ability in the field of economics, taxation
37 or other discipline necessary to school finance and be able to bring
38 knowledge and professional judgment to the deliberations of the
39 Commission.

40 4. Each member of the Commission serves a term of 3 years
41 and may be reappointed to additional terms.

42 5. Each member may be removed by the appointing authority
43 for good cause. A vacancy on the Commission must be filled in the
44 same manner as the original appointment.

45 6. The Commission shall:



1 (a) Elect a Vice Chair from among its members at its first
2 meeting for a term of 3 years. A vacancy in the office of Vice Chair
3 must be filled by the Commission by election for the remainder of
4 the existing term.

5 (b) Adopt such rules governing the conduct of the Commission
6 as it deems necessary.

7 (c) Hold its first meeting on or before October 1, 2019, and hold
8 such additional number of meetings as may be necessary to
9 accomplish the tasks assigned to it. ~~[in the time allotted.]~~

10 7. A majority of the members of the Commission constitutes a
11 quorum and a majority of those present must concur in any decision.

12 8. The Department shall provide the Commission with meeting
13 rooms, data processing services and administrative and clerical
14 assistance ~~[]~~ *and undertake any research, analysis, study or other*
15 *work required by the Commission to carry out its duties pursuant*
16 *to NRS 387.12463.* The Superintendent of Public Instruction and
17 Office of Finance shall jointly provide the Commission with
18 professional staff services.

19 9. While engaged in the business of the Commission, each
20 member is entitled to receive the per diem allowance and travel
21 expenses provided for state officers and employees generally.

22 ~~[10. The Commission may meet only between July 1 of an~~
23 ~~odd-numbered year and September 30 of the subsequent even-~~
24 ~~numbered year.]~~

25 **Sec. 23.** NRS 387.12463 is hereby amended to read as
26 follows:

27 387.12463 1. The Commission shall:

28 (a) Provide guidance to school districts and the Department on
29 the implementation of the Pupil-Centered Funding Plan.

30 (b) Monitor the implementation of the Pupil-Centered Funding
31 Plan and make any recommendations to the Joint Interim Standing
32 Committee on Education that the Commission determines would,
33 within the limits of appropriated funding, improve the
34 implementation of the Pupil-Centered Funding Plan or correct any
35 deficiencies of the Department or any school district or public
36 school in carrying out the Pupil-Centered Funding Plan.

37 (c) Review the statewide base per pupil funding amount, the
38 adjusted base per pupil funding for each school district and the
39 multiplier for weighted funding for each category of pupils
40 appropriated by law pursuant to NRS 387.1214 for each biennium
41 and recommend any revisions the Commission determines to be
42 appropriate to create an optimal level of funding for the public
43 schools in this State, including, without limitation, by
44 recommending the creation or elimination of one or more categories
45 of pupils to receive additional weighted funding. If the Commission



1 makes a recommendation pursuant to this paragraph which would
2 require more money to implement than was appropriated from the
3 State Education Fund in the immediately preceding biennium,
4 the Commission shall also identify a method to fully fund the
5 recommendation within 10 years after the date of the
6 recommendation.

7 (d) Review the laws and regulations of this State relating to
8 education, make recommendations to the Joint Interim Standing
9 Committee on Education for any revision of such laws and
10 regulations that the Commission determines would improve the
11 efficiency or effectiveness of public education in this State and
12 notify each school district of each such recommendation.

13 (e) Review and recommend to the Department revisions of the
14 cost adjustment factors for each county established pursuant to NRS
15 387.1215 and the method for calculating the attendance area
16 adjustment established pursuant to NRS 387.1218.

17 (f) *Review the academic progress made by pupils in each*
18 *public school and each private school that enrolls one or more*
19 *pupils on whose behalf the school was provided a grant pursuant*
20 *to NRS 388D.270 since the implementation of the Pupil-Centered*
21 *Funding Plan, including, without limitation, any changes to the*
22 *academic progress of such pupils as the result of any additional*
23 *money provided to each such school by the Pupil-Centered*
24 *Funding Plan or Nevada Educational Choice Scholarship*
25 *Program. In performing such a review, the Commission shall:*

26 (I) *Use metrics to measure the academic achievement of*
27 *pupils which include, without limitation:*

28 (I) *The rate of graduation of pupils from high school by*
29 *type of diploma;*

30 (II) *The performance of pupils on standardized*
31 *examinations in math, reading and science;*

32 (III) *The number of credentials or other certifications in*
33 *fields of career and technical education earned by pupils;*

34 (IV) *The number of pupils who earn a passing score on*
35 *an advanced placement examination;*

36 (V) *The number of pupils who earn a passing score on*
37 *an international baccalaureate examination;*

38 (VI) *The percentage of pupils in each school who lack a*
39 *sufficient number of credits to graduate by the end of their 12th*
40 *grade year;*

41 (VII) *The percentage of pupils in each school who drop*
42 *out;*

43 (VIII) *The number of pupils who enroll in higher*
44 *education upon graduation;*



1 (IX) *The number of pupils who enroll in a vocational or*
2 *technical school or apprenticeship training program;*

3 (X) *The attendance rate for pupils;*

4 (XI) *The number of violent acts by pupils and*
5 *disciplinary actions against pupils; and*

6 (XII) *Any other metric prescribed by the Commission;*

7 (2) *Use metrics to measure the improvement of pupils*
8 *enrolled in elementary school in literacy which include, without*
9 *limitation:*

10 (I) *The literacy rate for pupils in first, third and fifth*
11 *grades;*

12 (II) *The number of pupils in elementary school who*
13 *were promoted to the next grade after testing below proficient in*
14 *reading in the immediately preceding school year, separated by*
15 *grade level and by level of performance on the relevant test;*

16 (III) *The number of schools that employ a licensed*
17 *teacher designated to serve as a literacy specialist pursuant to NRS*
18 *388.159 and the number of schools that fail to employ and*
19 *designate such a licensed teacher; and*

20 (IV) *Any other metric prescribed by the Commission;*

21 (3) *Use metrics to measure the ability of public schools to*
22 *hire and retain sufficient staff to meet the needs of the public*
23 *schools which include, without limitation:*

24 (I) *The rate of vacancies in positions for teachers,*
25 *support staff and administrators;*

26 (II) *The attendance rate for teachers;*

27 (III) *The retention rate for teachers;*

28 (IV) *The number of schools and classrooms within each*
29 *school in which the number of pupils in attendance exceeds the*
30 *designed capacity for the school or classroom;*

31 (V) *The number of classes taught by a substitute teacher*
32 *for more than 25 percent of the school year; and*

33 (VI) *Any other metric prescribed by the Commission;*

34 (4) *Use metrics to measure the extent to which schools meet*
35 *the needs and expectations of pupils, parents or legal guardians of*
36 *pupils, teachers and administrators which include, without*
37 *limitation:*

38 (I) *The results of an annual survey of satisfaction of*
39 *school employees;*

40 (II) *The results of an annual survey of satisfaction of*
41 *pupils, parents or legal guardians of pupils and graduates; and*

42 (III) *Any other metric prescribed by the Commission;*

43 (5) *Identify the progress made by each school, school*
44 *district and charter school on improving the literacy of pupils*
45 *enrolled in elementary school;*



1 (6) *Make recommendations for strategies to increase the*
2 *efficacy, efficiency, transparency and accountability of public*
3 *schools; and*

4 (7) *Make recommendations to the Department, school*
5 *districts and charter schools to improve the reporting, tracking,*
6 *monitoring, analyzing and dissemination of data relating to pupil*
7 *achievement and financial accountability, including, without*
8 *limitation, revisions to the metrics identified in subparagraphs (1)*
9 *to (4), inclusive.*

10 (g) *Review and consider strategies to improve the accessibility*
11 *of existing and new programs for pupils within and between public*
12 *schools, including, without limitation, open zoning.*

13 2. *Each school district and each charter school shall submit a*
14 *quarterly report to the Commission that identifies how funding*
15 *from the Pupil-Centered Funding Plan is being used to improve*
16 *the academic performance and progress of pupils and includes,*
17 *without limitation, all data or metrics collected by the school*
18 *district or charter school to demonstrate such improvement. The*
19 *Commission shall review the reports submitted pursuant to this*
20 *subsection and transmit the reports, along with any commentary*
21 *or recommendations relating to the reports, to the Governor, the*
22 *Director of the Legislative Counsel Bureau, the Joint Interim*
23 *Standing Committee on Education and the Interim Finance*
24 *Committee.*

25 3. *After receiving the reports submitted to the Commission*
26 *pursuant to subsection 2, the Governor may, with the approval of*
27 *the Legislature or Interim Finance Committee if the Legislature is*
28 *not in session, direct a school district or charter school to take*
29 *such remedial actions as the Governor determines to be necessary*
30 *and appropriate to address any deficiency identified in the reports*
31 *submitted pursuant to subsection 2.*

32 4. The Commission shall ~~present~~ :

33 (a) ~~Present~~ any recommendations pursuant to paragraphs (a) to
34 ~~(d)~~ (g), inclusive, of subsection 1 at a meeting of the Joint Interim
35 Standing Committee on Education for consideration and ~~revision~~
36 ~~recommendations~~ by the Committee ~~[- The Joint Interim Standing~~
37 ~~Committee on Education shall review each recommendation of the~~
38 ~~Commission and determine whether to]~~ ; and

39 (b) *After consideration of the recommendations of the Joint*
40 *Interim Standing Committee on Education, transmit the*
41 ~~recommendation~~ *recommendations* or a revised version of the
42 ~~recommendation~~ *recommendations* to the Governor ~~for~~ and
43 *the Director of the Legislative Counsel Bureau for distribution to*
44 *the Legislature.*



1 **Sec. 24.** NRS 387.12468 is hereby amended to read as
2 follows:

3 387.12468 1. On or before October 1 of each year, each
4 school district shall create a report that includes a description of the
5 personnel employed and services provided by the school district
6 during the immediately preceding school year and any changes that
7 the school district anticipates making to the personnel and services
8 during the current school year. The school district shall post a copy
9 of the report on the Internet website maintained by the school
10 district.

11 2. On or before October 1 of each year, each public school
12 shall create a report that includes a description of the personnel
13 employed and services provided by the school during the
14 immediately preceding school year and any changes the school
15 anticipates making to the personnel and services during the current
16 school year. The public school shall post a copy of the report on the
17 Internet website maintained by the public school or, if the public
18 school does not maintain an Internet website, on the Internet website
19 maintained by the school district or the governing body or sponsor
20 of the public school, as applicable.

21 3. The Department shall prescribe by regulation the format and
22 contents of the information to be provided to create the report
23 created by each school district pursuant to subsection 1 and each
24 public school pursuant to subsection 2. The reports must include, as
25 applicable and without limitation:

- 26 (a) Each grade level at which the public school enrolls pupils;
- 27 (b) The number of pupils attending the public school;
- 28 (c) The average class size at the public school;
- 29 (d) The number of persons employed by the public school to
30 provide instruction, support to pupils, administrative support and
31 other personnel including, without limitation, the number of
32 employees in any subgroup of each type or classification of
33 personnel as prescribed by the Department;
- 34 (e) The professional development provided by the public school;
- 35 (f) The amount of money spent per pupil for supplies, materials,
36 equipment and textbooks;
- 37 (g) For each category of pupils for which the public school
38 receives any additional funding, including, without limitation, pupils
39 with disabilities, pupils who are English learners, at-risk pupils and
40 gifted and talented pupils:
 - 41 (1) The number of pupils in each category who attend the
42 public school;
 - 43 (2) If the Department determines that pupils within a
44 category must be divided based on severity of need, the number of
45 pupils in each such subcategory; and



(3) The number of persons employed to provide instruction, support to pupils, administrative support and other personnel employed by the public school and dedicated to providing services to each category or subcategory of pupils, including, without limitation, any subgroup of each kind of personnel prescribed by the Department;

(h) The total amount of money received to support the operations of the public school, divided by the number of pupils enrolled in the public school and expressed as a per pupil amount;

(i) The total amount of money received by the public school as adjusted base per pupil funding, divided by the number of pupils enrolled in the public school and expressed as a per pupil amount; and

(j) The amount of money received by the public school as weighted funding for each category of pupils supported by weighted funding, divided by the number of pupils enrolled in the public school who are identified in the appropriate category and expressed as a per pupil amount for each category.

4. The Department shall prepare any reports or provide any data necessary for a school district or public school to produce the reports required by subsections 1 and 2, respectively.

Sec. 25. (Deleted by amendment.)

Sec. 26. (Deleted by amendment.)

Sec. 27. (Deleted by amendment.)

Sec. 28. NRS 388.795 is hereby amended to read as follows:

388.795 1. The Commission shall establish a plan for the use of educational technology in the public schools of this State. In preparing the plan, the Commission shall consider:

(a) Plans that have been adopted by the Department and the school districts and charter schools in this State;

(b) Plans that have been adopted in other states;

(c) The information reported pursuant to NRS 385A.310 and similar information included in the annual report of accountability information prepared by the State Public Charter School Authority, ~~and~~ a college or university within the Nevada System of Higher Education *and a city or county* that sponsors a charter school pursuant to subsection 3 of NRS 385A.070;

(d) The results of the assessment of needs conducted pursuant to subsection 6; and

(e) Any other information that the Commission or the Committee deems relevant to the preparation of the plan.

2. The plan established by the Commission must include recommendations for methods to:

(a) Incorporate educational technology into the public schools of this State;



1 (b) Increase the number of pupils in the public schools of this
2 State who have access to educational technology;

3 (c) Increase the availability of educational technology to assist
4 licensed teachers and other educational personnel in complying with
5 the requirements of continuing education, including, without
6 limitation, the receipt of credit for college courses completed
7 through the use of educational technology;

8 (d) Facilitate the exchange of ideas to improve the achievement
9 of pupils who are enrolled in the public schools of this State; and

10 (e) Address the needs of teachers in incorporating the use of
11 educational technology in the classroom, including, without
12 limitation, the completion of training that is sufficient to enable the
13 teachers to instruct pupils in the use of educational technology.

14 3. The Department shall provide:

15 (a) Administrative support;

16 (b) Equipment; and

17 (c) Office space,

18 ↪ as is necessary for the Commission to carry out the provisions of
19 this section.

20 4. The following entities shall cooperate with the Commission
21 in carrying out the provisions of this section:

22 (a) The State Board.

23 (b) The board of trustees of each school district.

24 (c) The superintendent of schools of each school district.

25 (d) The Department.

26 5. The Commission shall:

27 (a) Develop technical standards for educational technology and
28 any electrical or structural appurtenances necessary thereto,
29 including, without limitation, uniform specifications for computer
30 hardware and wiring, to ensure that such technology is compatible,
31 uniform and can be interconnected throughout the public schools of
32 this State.

33 (b) Allocate money to the school districts from the Trust Fund
34 for Educational Technology created pursuant to NRS 388.800 and
35 any money appropriated by the Legislature for educational
36 technology, subject to any priorities for such allocation established
37 by the Legislature.

38 (c) Establish criteria for the board of trustees of a school district
39 that receives an allocation of money from the Commission to:

40 (1) Repair, replace and maintain computer systems.

41 (2) Upgrade and improve computer hardware and software
42 and other educational technology.

43 (3) Provide training, installation and technical support related
44 to the use of educational technology within the district.



1 (d) Submit to the Governor, the Committee and the Department
2 its plan for the use of educational technology in the public schools
3 of this State and any recommendations for legislation.

4 (e) Review the plan annually and make revisions as it deems
5 necessary or as directed by the Committee or the Department.

6 (f) In addition to the recommendations set forth in the plan
7 pursuant to subsection 2, make further recommendations to the
8 Committee and the Department as the Commission deems
9 necessary.

10 6. During the spring semester of each even-numbered school
11 year, the Commission shall conduct an assessment of the needs of
12 each school district relating to educational technology. In
13 conducting the assessment, the Commission shall consider:

14 (a) The recommendations set forth in the plan pursuant to
15 subsection 2;

16 (b) The plan for educational technology of each school district,
17 if applicable;

18 (c) Evaluations of educational technology conducted for the
19 State or for a school district, if applicable; and

20 (d) Any other information deemed relevant by the Commission.

21 ➤ The Commission shall submit a final written report of the
22 assessment to the Superintendent of Public Instruction on or before
23 April 1 of each even-numbered year.

24 7. The Superintendent of Public Instruction shall prepare a
25 written compilation of the results of the assessment conducted by
26 the Commission and transmit the written compilation on or before
27 June 1 of each even-numbered year to the Committee and to the
28 Director of the Legislative Counsel Bureau for transmission to the
29 next regular session of the Legislature.

30 8. The Commission may appoint an advisory committee
31 composed of members of the Commission or other qualified persons
32 to provide recommendations to the Commission regarding standards
33 for the establishment, coordination and use of a telecommunications
34 network in the public schools throughout the various school districts
35 in this State. The advisory committee serves at the pleasure of the
36 Commission and without compensation unless an appropriation or
37 other money for that purpose is provided by the Legislature.

38 9. As used in this section, "public school" includes the Caliente
39 Youth Center, the Nevada Youth Training Center and any other
40 state facility for the detention of children that is operated pursuant to
41 title 5 of NRS.

42 **Sec. 29.** NRS 388A.105 is hereby amended to read as follows:
43 388A.105 The Department shall adopt regulations that
44 prescribe:



1 1. The process for submission of an application pursuant to
2 NRS 388A.220 by the board of trustees of a school district , ~~or~~
3 college or university within the Nevada System of Higher Education
4 *or a city or county* to the Department for authorization to sponsor
5 charter schools, the contents of the application, the process for the
6 Department to review the application and the timeline for review;

7 2. The process for submission of an application to form a
8 charter school to the board of trustees of a school district , ~~and~~
9 college or university within the Nevada System of Higher Education
10 ~~and~~ *and a city or county*, and the contents of the application;

11 3. The process for submission of an application to renew a
12 charter contract to the board of trustees of a school district , ~~and~~
13 college or university within the Nevada System of Higher Education
14 ~~and~~ *and a city or county*, and the contents of the application;

15 4. The criteria and type of investigation that must be applied by
16 the board of trustees of a school district , ~~and~~ a college or
17 university within the Nevada System of Higher Education *and a city*
18 *or county* in determining whether to approve an application to form
19 a charter school, an application to renew a charter contract or a
20 request for an amendment of a charter contract;

21 5. The process for submission of an amendment of a charter
22 contract to the board of trustees of a school district , ~~and~~ a college
23 or university within the Nevada System of Higher Education *and a*
24 *city or county* pursuant to NRS 388A.276 and the contents of the
25 application; and

26 6. In consultation with the State Public Charter School
27 Authority, other sponsors of charter schools, governing bodies of
28 charter schools and persons who may be affected:

29 (a) Requirements for the annual independent audits of charter
30 schools, including, without limitation, required training for
31 prospective auditors on the expectations and scope of the audits; and

32 (b) Ethics requirements for the governing bodies of charter
33 schools.

34 **Sec. 30.** NRS 388A.159 is hereby amended to read as follows:

35 388A.159 1. The State Public Charter School Authority is
36 hereby deemed a local educational agency for all purposes,
37 including, without limitation:

38 (a) The provision of a free and appropriate public education to
39 each pupil enrolled in a charter school sponsored by the State Public
40 Charter School Authority;

41 (b) The provision of special education and related services
42 provided by a charter school sponsored by the State Public Charter
43 School Authority; and

44 (c) Directing the proportionate share of any money available
45 from federal and state categorical grant programs to charter schools



1 which are sponsored by the State Public Charter School Authority ,
2 ~~for~~ a college or university within the Nevada System of Higher
3 Education *or a city or county* that are eligible to receive such
4 money.

5 2. A college or university within the Nevada System of Higher
6 Education *or a city or county* that sponsors a charter school shall
7 enter into an agreement with the State Public Charter School
8 Authority for the provision of any necessary functions of a local
9 educational agency. A charter school that receives money pursuant
10 to such a grant program shall comply with any applicable reporting
11 requirements to receive the grant.

12 3. As used in this section, "local educational agency" has the
13 meaning ascribed to it in 20 U.S.C. § 7801(30)(A).

14 **Sec. 31.** NRS 388A.171 is hereby amended to read as follows:
15 388A.171 The State Public Charter School Authority shall:

16 1. Before March 1 of each even-numbered year:

17 (a) In consultation with the Department and each board of
18 trustees of a school district , ~~and~~ college or university within the
19 Nevada System of Higher Education *and city or county* that
20 sponsors a charter school, review all statutes and regulations from
21 which charter schools are not exempt and determine whether such
22 statutes and regulations assisted or impeded the charter schools in
23 achieving their academic, fiscal and organizational goals and
24 objectives;

25 (b) Make recommendations to the Joint Interim Standing
26 Committee on Education concerning any legislation that would
27 assist charter schools in achieving their academic, fiscal and
28 organizational goals; and

29 (c) Make recommendations to the State Board and the
30 Department concerning any changes to regulations that would assist
31 charter schools in achieving their academic, fiscal and
32 organizational goals.

33 2. Make available information concerning the formation and
34 operation of charter schools in this State and the academic, fiscal
35 and organizational performance of each charter school in this State
36 to pupils, parents and legal guardians of pupils, teachers and other
37 educational personnel and members of the general public. The State
38 Public Charter School Authority shall update such information
39 annually.

40 **Sec. 32.** NRS 388A.220 is hereby amended to read as follows:

41 388A.220 1. The board of trustees of a school district may
42 apply to the Department for authorization to sponsor charter schools
43 within the school district in accordance with the regulations adopted
44 by the Department pursuant to NRS 388A.105 or 388A.110. An
45 application must be approved by the Department before the board of



1 trustees may sponsor a charter school. Not more than 180 days after
2 receiving approval to sponsor charter schools, the board of trustees
3 shall provide public notice of its ability to sponsor charter schools
4 and solicit applications for charter schools.

5 2. The State Public Charter School Authority shall sponsor
6 charter schools whose applications have been approved by the State
7 Public Charter School Authority pursuant to NRS 388A.255. Except
8 as otherwise provided by specific statute, if the State Public Charter
9 School Authority sponsors a charter school, the State Public Charter
10 School Authority is responsible for the evaluation, monitoring and
11 oversight of the charter school.

12 3. A college or university within the Nevada System of Higher
13 Education may submit an application to the Department to sponsor
14 charter schools in accordance with the regulations adopted by the
15 Department pursuant to NRS 388A.105 or 388A.110. An
16 application must be approved by the Department before a college or
17 university within the Nevada System of Higher Education may
18 sponsor charter schools.

19 4. *A city or county may submit an application to the*
20 *Department to sponsor charter schools in accordance with the*
21 *regulations adopted by the Department pursuant to NRS 388A.105*
22 *or 388A.110. An application must be approved by the Department*
23 *before a city or county may sponsor charter schools. A city or*
24 *county:*

25 (a) *May not sponsor a new charter school or allow an existing*
26 *charter school to increase enrollment or operate an additional*
27 *campus of an existing charter school if the total number of pupils*
28 *enrolled in charter schools in the city or county is 7 percent or*
29 *more of the number of pupils enrolled in public schools other than*
30 *charter schools in the city or county.*

31 (b) *May only sponsor a charter school which is located entirely*
32 *within the incorporated area of the city or the unincorporated area*
33 *of the county, as applicable.*

34 5. The board of trustees of a school district, ~~{or}~~ a college or
35 university within the Nevada System of Higher Education *or a city*
36 *or county* may enter into an agreement with the State Public Charter
37 School Authority to provide technical assistance and support in
38 preparing an application to sponsor a charter school and planning
39 and executing the duties of a sponsor of a charter school as
40 prescribed in this section.

41 ~~{5.}~~ 6. Before a board of trustees of a school district, ~~{or}~~ a
42 college or university within the Nevada System of Higher Education
43 *or a city or county* that is approved to sponsor charter schools
44 approves an application to form a charter school, the board of
45 trustees, ~~{or}~~ college or university ~~{}~~ *or city or county*, as



1 applicable, shall prepare, in collaboration with the Department and,
2 to the extent practicable, the school district in which the proposed
3 charter school will be located and any other sponsor of a charter
4 school located in that school district, an evaluation of *the*
5 demographic information of pupils, the academic needs of pupils
6 and the needs of any pupils who are at risk of dropping out of school
7 in the geographic areas served by the sponsor.

8 ~~16.1~~ 7. On or before January 31 of each year, the State Public
9 Charter School Authority shall prepare, in collaboration with the
10 Department and, to the extent practicable, the board of trustees of
11 each school district in this State and any other sponsor of a charter
12 school in this State, an evaluation of *the* demographic information
13 of pupils, the academic needs of pupils and the needs of any pupils
14 who are at risk of dropping out of school in this State.

15 **Sec. 33.** NRS 388A.229 is hereby amended to read as follows:
16 388A.229 1. The sponsor of a charter school shall ensure the
17 collection, analysis and reporting of all data from the results of
18 pupils enrolled in the charter school on statewide examinations to
19 determine whether the charter school is meeting the performance
20 indicators, measures and metrics for the achievement and
21 proficiency of pupils as set forth in the performance framework for
22 the charter school in a manner that complies with all applicable
23 federal and state laws.

24 2. The sponsor of the charter school may aggregate data
25 reported by the State and collected by the sponsor concerning pupil
26 achievement and school performance at separate facilities operated
27 by the same governing body or charter management organization
28 and across all grades served by the charter school for the purpose of
29 evaluating and reporting pupil achievement and school performance.
30 Such an aggregation of data may include, without limitation, a
31 weighted average of data concerning pupil achievement and school
32 performance of each elementary school, junior high school, middle
33 school or high school program operated by the charter school. The
34 sponsor may also disaggregate such data by facility and by grade
35 level or group of grade levels to provide greater transparency and
36 accountability. The sponsor may also adopt policies for determining
37 pupil achievement and school performance at a charter school. Any
38 data reported pursuant to this subsection must be reported in a
39 manner that complies with the Family Educational Rights and
40 Privacy Act of 1974, 20 U.S.C. § 1232g, and any regulations
41 adopted pursuant thereto.

42 3. The State Board may adopt regulations to place
43 requirements on the manner in which data is reported by the board
44 of trustees of a school district, ~~or~~ a college or university within the
45 Nevada System of Higher Education *or a city or county* that



1 sponsors a charter school including, without limitation, the manner
2 in which data must be aggregated or disaggregated in any report.

3 4. The State Public Charter School Authority may adopt
4 regulations establishing requirements concerning the manner in
5 which it reports data, including, without limitation, the manner in
6 which data must be aggregated or disaggregated in any report.

7 **Sec. 34.** NRS 388A.249 is hereby amended to read as follows:

8 388A.249 1. A committee to form a charter school or charter
9 management organization may submit the application to the
10 proposed sponsor of the charter school. If an application proposes to
11 convert an existing public school, homeschool or other program of
12 home study into a charter school, the proposed sponsor shall deny
13 the application.

14 2. The proposed sponsor of a charter school shall, in reviewing
15 an application to form a charter school:

16 (a) Assemble a team of reviewers, which may include, without
17 limitation, natural persons from different geographic areas of the
18 United States who possess the appropriate knowledge and expertise
19 with regard to the academic, financial and organizational experience
20 of charter schools, to review and evaluate the application;

21 (b) Conduct a thorough evaluation of the application, which
22 includes an in-person interview with the applicant designed to elicit
23 any necessary clarifications or additional information about the
24 proposed charter school and determine the ability of the applicants
25 to establish a high-quality charter school;

26 (c) Consider the degree to which the proposed charter school
27 will address the needs identified in the evaluation prepared by the
28 proposed sponsor pursuant to subsection ~~5 or 6~~ 6 or 7 of NRS
29 388A.220, as applicable;

30 (d) If the proposed sponsor is not the board of trustees of a
31 school district, solicit input from the board of trustees of the school
32 district in which the proposed charter school will be located;

33 (e) Base its determination on documented evidence collected
34 through the process of reviewing the application;

35 (f) Adhere to the policies and practices developed by the
36 proposed sponsor pursuant to subsection 2 of NRS 388A.223; and

37 (g) Consider the academic, financial and organizational
38 performance of any charter schools that currently hold a contract
39 with the proposed operators, including, without limitation, a charter
40 management organization or educational management organization,
41 of the proposed charter school.

42 3. The proposed sponsor of a charter school may approve an
43 application to form a charter school only if the proposed sponsor
44 determines that:

45 (a) The application:



1 (1) Complies with this chapter and the regulations applicable
2 to charter schools; and

3 (2) Is complete in accordance with the regulations of the
4 Department and the policies and practices of the sponsor;

5 (b) The applicant has demonstrated competence in accordance
6 with the criteria for approval prescribed by the sponsor pursuant to
7 subsection 2 of NRS 388A.223 that will likely result in a successful
8 opening and operation of the charter school;

9 (c) Based on the most recent evaluation prepared by the
10 proposed sponsor pursuant to subsection ~~{5- or}~~ 6 or 7 of NRS
11 388A.220, as applicable, the proposed charter school will address
12 one or more of the needs identified in the evaluation; and

13 (d) It has received sufficient input from the public, including,
14 without limitation, input received at the meeting held pursuant to
15 subsection 1 of NRS 388A.252 or subsection 1 of NRS 388A.255,
16 as applicable.

17 4. The identity of each member of the team of reviewers
18 assembled by a proposed sponsor of a charter school is confidential
19 for 5 years after the review of an application to form a charter
20 school is complete and must not be disclosed unless ordered by a
21 district court in an action brought pursuant to subsection 3 of
22 NRS 388A.255.

23 5. On or before January 1 of each odd-numbered year, the
24 Superintendent of Public Instruction shall submit a written report to
25 the Director of the Legislative Counsel Bureau for transmission to
26 the next regular session of the Legislature. The report must include:

27 (a) A list of each application to form a charter school that was
28 submitted to the board of trustees of a school district, the State
29 Public Charter School Authority, a college or a university during the
30 immediately preceding biennium;

31 (b) The educational focus of each charter school for which an
32 application was submitted;

33 (c) The current status of the application; and

34 (d) If the application was denied, the reasons for the denial.

35 **Sec. 35.** NRS 388A.252 is hereby amended to read as follows:

36 388A.252 1. If the board of trustees of a school district, ~~{or}~~
37 a college or a university within the Nevada System of Higher
38 Education ~~{, as applicable,}~~ or a city or county receives an
39 application to form a charter school, the board of trustees, ~~{or}~~ the
40 institution ~~{}~~ or the city or county, as applicable, shall consider the
41 application at a meeting that must be held not later than 60 days
42 after the receipt of the application, or a later period mutually agreed
43 upon by the committee to form the charter school and the board of
44 trustees of the school district, ~~{or}~~ the institution ~~{}~~ or the city or
45 county, as applicable, and ensure that notice of the meeting has been



1 provided pursuant to chapter 241 of NRS. The board of trustees, the
2 college or ~~the~~ university ~~or~~ *or the city or county*, as applicable,
3 shall review an application in accordance with the requirements for
4 review set forth in subsections 2 and 3 of NRS 388A.249.

5 2. The board of trustees, the college or ~~the~~ university ~~or~~ *or*
6 *the city or county*, as applicable, may approve an application if the
7 requirements of subsection 3 of NRS 388A.249 are satisfied.

8 3. The board of trustees, the college or ~~the~~ university ~~or~~ *or*
9 *the city or county*, as applicable, shall provide written notice to the
10 applicant of its approval or denial of the application. If the board of
11 trustees, the college or ~~the~~ university ~~or~~ *or the city or county*, as
12 applicable, denies an application, it shall include in the written
13 notice the reasons for the denial and the deficiencies. The applicant
14 must be granted 30 days after receipt of the written notice to correct
15 any deficiencies identified in the written notice and resubmit the
16 application.

17 4. If the board of trustees, the college or ~~the~~ university ~~or~~ *or*
18 *the city or county*, as applicable, denies an application after it has
19 been resubmitted pursuant to subsection 3, the applicant may submit
20 a written request for sponsorship by the State Public Charter School
21 Authority not more than 30 days after receipt of the written notice of
22 denial. Any request that is submitted pursuant to this subsection
23 must be accompanied by the application to form the charter school.

24 **Sec. 36.** NRS 388A.258 is hereby amended to read as follows:

25 388A.258 Notwithstanding the provisions of NRS 388A.249,
26 388A.252 and 388A.255, the State Public Charter School Authority
27 may adopt regulations establishing timelines and procedures by
28 which the State Public Charter School Authority will review
29 applications and the board of trustees of a school district, ~~[that is~~
30 ~~approved to sponsor charter schools or]~~ a college or university
31 within the Nevada System of Higher Education *or city or county*
32 that is approved to sponsor charter schools may adopt policies
33 establishing timelines and procedures by which the board of trustees
34, ~~or~~ college or university ~~or~~ *or city or county*, as applicable, will
35 review applications. These regulations or policies may:

36 1. Establish different timelines and review procedures for
37 different types of applicants; and

38 2. Authorize or require an applicant to submit an abbreviated
39 application, the contents of such an application and criteria that the
40 State Public Charter School Authority will use to determine whether
41 to invite the applicant to submit a full application that meets the
42 requirements of NRS 388A.243 and 388A.246 or deny the
43 abbreviated application and recommend that the applicant make
44 substantial revisions and submit the application during another
45 application cycle.



1 **Sec. 37.** NRS 388A.270 is hereby amended to read as follows:
2 388A.270 1. If the proposed sponsor of a charter school
3 approves an application to form a charter school, it shall negotiate,
4 develop and execute a charter contract with the governing body of
5 the charter school. A charter contract must be executed not later
6 than 60 days before the charter school commences operation. The
7 charter contract must be in writing and incorporate, without
8 limitation:

- 9 (a) The performance framework for the charter school;
10 (b) A description of the administrative relationship between the
11 sponsor of the charter school and the governing body of the charter
12 school, including, without limitation, the rights and duties of the
13 sponsor and the governing body; and
14 (c) Any pre-opening conditions which the sponsor has
15 determined are necessary for the charter school to satisfy before the
16 commencement of operation to ensure that the charter school meets
17 all building, health, safety, insurance and other legal requirements.

18 2. The charter contract must be signed by a member of the
19 governing body of the charter school and:

- 20 (a) If the board of trustees of a school district is the sponsor of
21 the charter school, the superintendent of schools of the school
22 district;
23 (b) If the State Public Charter School Authority is the sponsor of
24 the charter school, the Chair of the State Public Charter School
25 Authority; ~~or~~
26 (c) If a college or university within the Nevada System of
27 Higher Education is the sponsor of the charter school, the president
28 of the college or university ~~is~~; *or*

29 *(d) If a city or county is the sponsor of the charter school, the*
30 *mayor of the city or the chair of the board of county*
31 *commissioners, as applicable.*

32 3. Before the charter contract is executed, the sponsor of the
33 charter school must approve the charter contract at a meeting of the
34 sponsor held in accordance with chapter 241 of NRS.

35 4. The sponsor of the charter school shall, not later than 10
36 days after the execution of the charter contract, provide to the
37 Department:

- 38 (a) Written notice of the charter contract and the date of
39 execution; and
40 (b) A copy of the charter contract and any other documentation
41 relevant to the charter contract.

42 5. If the board of trustees approves the application, the board of
43 trustees shall be deemed the sponsor of the charter school.

44 6. If the State Public Charter School Authority approves the
45 application:



1 (a) The State Public Charter School Authority shall be deemed
2 the sponsor of the charter school.

3 (b) Neither the State of Nevada, the State Board, the State
4 Public Charter School Authority nor the Department is an employer
5 of the members of the governing body of the charter school or any
6 of the employees of the charter school.

7 7. If a college or university within the Nevada System of
8 Higher Education approves the application:

9 (a) That institution shall be deemed the sponsor of the charter
10 school.

11 (b) Neither the State of Nevada, the State Board nor the
12 Department is an employer of the members of the governing body of
13 the charter school or any of the employees of the charter school.

14 8. *If a city or county approves the application:*

15 (a) *The city or county shall be deemed the sponsor of the*
16 *charter school.*

17 (b) *Neither the State of Nevada, the State Board nor the*
18 *Department is an employer of the members of the governing body*
19 *of the charter school or any of the employees of the charter*
20 *school.*

21 9. Except as otherwise provided in NRS 388A.285, a charter
22 contract must be for a term of 6 years. The term of the charter
23 contract begins on the first day of operation of the charter school
24 after the charter contract has been executed. The sponsor of the
25 charter school may require, or the governing body of the charter
26 school may request that the sponsor authorize, the charter school to
27 delay commencement of operation for 1 school year.

28 **Sec. 38.** NRS 388A.279 is hereby amended to read as follows:

29 388A.279 1. The State Public Charter School Authority, the
30 board of trustees of the school district, ~~for~~ a college or university
31 within the Nevada System of Higher Education ~~or~~ *or a city or*
32 *county*, as applicable, which sponsors a charter school may hold a
33 public hearing concerning any request to amend a charter contract of
34 the charter school it sponsors, including, without limitation, a
35 request to amend a charter contract for the purpose of:

36 (a) Expanding the charter school to offer instruction in grade
37 levels for which the charter school does not already offer
38 instruction.

39 (b) Increasing the total enrollment of a charter school or the
40 enrollment of pupils in a particular grade level in the charter school
41 for a school year to more than 120 percent of the enrollment
42 prescribed in the charter contract for that school year.

43 (c) Reducing the total enrollment of a charter school or the
44 enrollment of pupils in a particular grade level in the charter school



1 for a school year to less than 80 percent of the enrollment prescribed
2 in the charter contract for that school year.

3 (d) Seeking to acquire an additional facility in any county of this
4 State to expand the enrollment of the charter school.

5 (e) Consolidating the operations of multiple charter schools
6 pursuant to NRS 388A.282.

7 2. A charter contract may not be amended in any manner
8 described in subsection 1 unless the amendment is approved by the
9 State Public Charter School Authority, the board of trustees of the
10 school district, ~~or~~ a college or university within the Nevada
11 System of Higher Education ~~or~~ *or a city or county*, as applicable.

12 3. The State Public Charter School Authority, the board of
13 trustees of the school district, ~~or~~ a college or university within the
14 Nevada System of Higher Education ~~or~~ *or a city or county*, as
15 applicable, must deny a request to amend a charter contract in the
16 manner described in paragraph (d) or (e) of subsection 1 if the State
17 Public Charter School Authority, the board of trustees, ~~or~~ a
18 college or university within the Nevada System of Higher Education
19 ~~or~~ *or a city or county*, as applicable, determines that:

20 (a) Except as otherwise provided in subsection 6 of NRS
21 388A.274, the charter school is not meeting the requirements of the
22 performance framework concerning academics, finances or
23 organization established pursuant to NRS 388A.273; or

24 (b) The governing body does not have a comprehensive and
25 feasible plan to operate additional facilities.

26 **Sec. 39.** NRS 388A.378 is hereby amended to read as follows:

27 388A.378 1. The governing body of a charter school may
28 contract with the board of trustees of the school district in which the
29 charter school is located or in which a pupil enrolled in the charter
30 school resides, ~~or~~ with the Nevada System of Higher Education *or*
31 *with a city or county* for the provision of facilities to operate the
32 charter school or to perform any service relating to the operation of
33 the charter school, including, without limitation, transportation, the
34 provision of health services for the pupils who are enrolled in
35 the charter school and the provision of school police officers. If the
36 board of trustees of a school district, ~~or~~ a college or university
37 within the Nevada System of Higher Education *or a city or county*
38 is the sponsor of the charter school, the governing body and the
39 sponsor must enter into a service agreement pursuant to NRS
40 388A.381 before the provision of such services other than for the
41 provision of school police officers when the provisions of NRS
42 388A.384 apply. If the board of trustees of a school district provides
43 services to a charter school pursuant to this section or NRS
44 388A.474, it shall not charge more than its cost for providing such
45 services determined on a cost per pupil basis.



1 2. A charter school may use any public facility located within
2 the school district in which the charter school is located. A charter
3 school may use school buildings owned by the school district only
4 upon approval of the board of trustees of the school district.

5 3. The board of trustees of a school district may donate surplus
6 personal property of the school district to a charter school that is
7 located within the school district.

8 4. A charter school may:

9 (a) Acquire by construction, purchase, devise, gift, exchange or
10 lease, or any combination of those methods, and construct,
11 reconstruct, improve, maintain, equip and furnish any building,
12 structure or property to be used for any of its educational purposes
13 and the related appurtenances, easements, rights-of-way,
14 improvements, paving, utilities, landscaping, parking facilities and
15 lands;

16 (b) Mortgage, pledge or otherwise encumber all or any part of
17 its property or assets;

18 (c) Borrow money and otherwise incur indebtedness; and

19 (d) Use public money to purchase real property or buildings
20 with the approval of the sponsor.

21 **Sec. 40.** NRS 388A.487 is hereby amended to read as follows:

22 388A.487 1. The governing body of a charter school that
23 operates as an elementary school shall adopt rules for the provision
24 of intervention services and intensive instruction to *and the*
25 *academic retention of* pupils who are enrolled in the charter school
26 that are consistent with NRS 392.750, 392.760 and 392.765 ~~§~~ *and*
27 *section 71 of this act.* The rules must:

28 (a) Prescribe the programs and instruction which will be
29 provided to a pupil who has been identified as deficient in the
30 subject area of reading in accordance with the plan established
31 pursuant to NRS 388.157.

32 (b) Require the school to provide to a pupil who has been
33 identified as deficient in the subject area of reading with
34 intervention services and intensive instruction in accordance with
35 the plan established pursuant to NRS 388.157.

36 (c) *Require a pupil enrolled in grade 3 to be retained in the*
37 *same grade, rather than promoted to grade 4, when required*
38 *pursuant to section 71 of this act.*

39 2. On or before October 15 of each year, the governing body of
40 each charter school that operates as an elementary school shall:

41 (a) Prepare a report concerning the number and percentage of
42 pupils at the charter school who : ~~were:~~

43 (1) ~~Designated~~ *Were designated* in grade 3 to be provided
44 intervention services and intensive instruction while enrolled in an
45 elementary school of a charter school pursuant to NRS 392.760 for a



1 deficiency in the subject area of reading, including whether or not
2 any such pupils were previously provided intervention services and
3 intensive instruction while enrolled in an elementary school of a
4 charter school; ~~and~~

5 (2) Received educational programs or services identified
6 pursuant to subsection 1 of NRS 392.750 at each grade level and
7 whose proficiency in the subject area of reading:

8 (I) Did not improve at a rate prescribed by the governing
9 body of a charter school, indicating a need for more intensive or
10 different interventions; *or*

11 (II) Improved at a rate prescribed by the governing body
12 of a charter school, indicating growth toward performing at a level
13 determined by a statewide assessment to be within the level
14 established by the State Board for pupils enrolled in the same grade
15 in which the pupils are enrolled; ~~and~~

16 (3) *Were retained in grade 3 pursuant to section 71 of this*
17 *act, including whether or not any such pupils were previously*
18 *retained in kindergarten or grade 1 or 2; and*

19 (4) *Were not retained in grade 3 because a good-cause*
20 *exemption was approved pursuant to section 72 of this act but who*
21 *were previously retained in kindergarten or grade 1 or 2 for a total*
22 *of 2 years;*

23 (b) Submit a copy of the report to the Department, the
24 Legislature and the sponsor of the charter school; and

25 (c) Post the report on the Internet website maintained by the
26 charter school and otherwise make the report available to the parents
27 and legal guardians of pupils enrolled in the charter school and the
28 general public.

29 **Sec. 41.** (Deleted by amendment.)

30 **Sec. 42.** (Deleted by amendment.)

31 **Sec. 43.** (Deleted by amendment.)

32 **Sec. 44.** (Deleted by amendment.)

33 **Sec. 45.** (Deleted by amendment.)

34 **Sec. 46.** (Deleted by amendment.)

35 **Sec. 47.** (Deleted by amendment.)

36 **Sec. 48.** (Deleted by amendment.)

37 **Sec. 49.** (Deleted by amendment.)

38 **Sec. 50.** NRS 388G.130 is hereby amended to read as follows:

39 388G.130 1. Except as otherwise provided in subsection 10,
40 the empowerment team of a public school, other than a charter
41 school that is sponsored by the State Public Charter School
42 Authority, ~~or~~ by a college or university within the Nevada System
43 of Higher Education ~~or~~ *or by a city or county*, that develops an
44 empowerment plan pursuant to NRS 388G.120 shall submit the
45 proposed empowerment plan to the designee of the board of trustees



1 appointed pursuant to this subsection for review and approval
2 pursuant to this section. The board of trustees shall designate a
3 person to review each proposed empowerment plan and recommend
4 the approval or denial of the plan to the board of trustees.

5 2. The board of trustees shall approve or deny the
6 empowerment plan. The approval or denial of an empowerment plan
7 must be based solely upon the contents of the plan and may not
8 consider the amount of money required to carry out the
9 empowerment plan if the plan is within the limits of the total
10 apportionment to the school pursuant to subsection 4 of
11 NRS 388G.120.

12 3. Except as otherwise provided in subsection 10, if the board
13 of trustees approves an empowerment plan, the president of the
14 board of trustees, the principal of the public school and the chair of
15 the empowerment team, if the principal is not the chair, shall each
16 sign the plan. The empowerment plan is effective for 3 years unless
17 the empowerment team determines that the school will no longer
18 operate under the plan or the board of trustees of the school district
19 revokes the plan.

20 4. Except as otherwise provided in subsection 10, if the board
21 of trustees denies an empowerment plan, the board of trustees shall:

22 (a) Return the plan to the empowerment team with a written
23 statement indicating the reason for the denial; and

24 (b) Provide the empowerment team with a reasonable
25 opportunity to correct any deficiencies identified in the written
26 statement and resubmit it for approval. An empowerment plan may
27 be resubmitted not more than once in a school year.

28 5. Except as otherwise provided in subsection 10, an
29 empowerment plan for a public school is not effective and a public
30 school shall not operate as an empowerment school unless the plan
31 is signed by the president of the board of trustees of the school
32 district, the principal of the public school and the chair of the
33 empowerment team, if the principal is not the chair. If an
34 empowerment plan includes a request for a waiver from a statute
35 contained in this title or a regulation of the State Board or the
36 Department, a public school may operate under the approved plan
37 but the requested waivers from state law are not effective unless
38 approved by the State Board pursuant to subsection 7.

39 6. Except as otherwise provided in subsection 10, the
40 empowerment team may submit a written request to the board of
41 trustees for an amendment to the empowerment plan approved
42 pursuant to this section, including an explanation of the reason for
43 the amendment. An amendment must be approved in the same
44 manner as the empowerment plan was approved.



1 7. If the empowerment plan includes a request for a waiver
2 from a statute or regulation, the board of trustees shall forward the
3 approved empowerment plan to the State Board for review of the
4 request for a waiver. The State Board shall review the empowerment
5 plan and may approve or deny the request for a waiver from a
6 statute or regulation unless the statute or regulation is required by
7 federal law or is required to carry out federal law.

8 8. If the State Board approves the request for a waiver for a
9 school, the Department shall provide written notice of the approval
10 to the board of trustees of the school district that submitted the
11 empowerment plan on behalf of the school.

12 9. If the State Board denies a request for a waiver, the State
13 Board shall:

14 (a) Return the request to the school district with a written
15 statement indicating the reason for the denial; and

16 (b) Except as otherwise provided in subsection 10, provide the
17 empowerment team with a reasonable opportunity to correct any
18 deficiencies identified in the written statement and resubmit it for
19 approval. A request for a waiver may be resubmitted by the school
20 district, after the empowerment team corrects any deficiencies, not
21 more than once in a school year.

22 10. If an empowerment team has not been established pursuant
23 to the exception provided in subsection 2 of NRS 388G.100, the
24 principal of the school shall carry out the responsibilities and duties
25 assigned to the empowerment team pursuant to this section.

26 **Sec. 51.** NRS 388G.140 is hereby amended to read as follows:

27 388G.140 1. Except as otherwise provided in subsection 7,
28 the empowerment team of a charter school that is sponsored by the
29 State Public Charter School Authority, ~~for~~ by a college or
30 university within the Nevada System of Higher Education *or by a*
31 *city or county* which develops an empowerment plan pursuant to
32 NRS 388G.120 shall submit the proposed plan to the Department
33 for transmission to the State Board for review and approval pursuant
34 to this section.

35 2. The State Board shall review each proposed empowerment
36 plan and approve or deny the plan, including a request for a waiver
37 from a statute contained in this title or a regulation of the State
38 Board or the Department, if applicable. The approval or denial of an
39 empowerment plan must be based solely upon the contents of the
40 plan and may not consider the amount of money required to carry
41 out the empowerment plan if the plan is within the limits of the total
42 apportionment to the charter school pursuant to subsection 4 of
43 NRS 388G.120.

44 3. Except as otherwise provided in subsection 7, if the State
45 Board approves an empowerment plan, the President of the State



1 Board, the principal of the charter school and the chair of the
2 empowerment team, if the principal is not the chair, shall each sign
3 the plan. The empowerment plan is effective for 3 years unless the
4 empowerment team determines that the school will no longer
5 operate under the plan or the State Board revokes the plan.

6 4. Except as otherwise provided in subsection 7, if the State
7 Board denies an empowerment plan, the State Board shall:

8 (a) Return the plan to the empowerment team with a written
9 statement indicating the reason for the denial; and

10 (b) Provide the empowerment team with a reasonable
11 opportunity to correct any deficiencies identified in the written
12 statement and resubmit it for approval. An empowerment plan may
13 be resubmitted not more than once in a school year.

14 5. Except as otherwise provided in subsection 7, an
15 empowerment plan for a charter school that is sponsored by the
16 State Public Charter School Authority, ~~{or}~~ by a college or
17 university within the Nevada System of Higher Education *or by a*
18 *city or county* is not effective and a charter school shall not operate
19 as an empowerment school unless the plan is signed by the President
20 of the State Board, the principal of the charter school and the chair
21 of the empowerment team, if the principal is not the chair.

22 6. Except as otherwise provided in subsection 7, the
23 empowerment team may submit a written request to the Department
24 for an amendment to the empowerment plan approved pursuant to
25 this section, including an explanation of the reason for the
26 amendment. An amendment must be approved in the same manner
27 as the empowerment plan was approved.

28 7. If an empowerment team has not been established pursuant
29 to the exception provided in subsection 2 of NRS 388G.100, the
30 principal of the school shall carry out the responsibilities and duties
31 assigned to the empowerment team pursuant to this section.

32 **Sec. 52.** NRS 388G.200 is hereby amended to read as follows:

33 388G.200 1. Each empowerment school, other than a charter
34 school that is sponsored by the State Public Charter School
35 Authority, ~~{or}~~ by a college or university within the Nevada System
36 of Higher Education ~~{,}~~ *or by a city or county*, shall, on a quarterly
37 basis, submit to the board of trustees of the school district in which
38 the school is located a report that includes:

39 (a) The financial status of the school; and

40 (b) A description of the school's compliance with each
41 component of the empowerment plan for the school.

42 2. Each charter school that is sponsored by the State Public
43 Charter School Authority, ~~{or}~~ by a college or university within the
44 Nevada System of Higher Education *or by a city or county* which is



1 approved to operate as an empowerment school shall, on a quarterly
2 basis, submit to the Department a report that includes:

3 (a) The financial status of the school; and

4 (b) A description of the school's compliance with each
5 component of the empowerment plan for the school.

6 3. The board of trustees of a school district shall conduct a
7 financial audit of each empowerment school within the school
8 district, other than a charter school that is sponsored by the State
9 Public Charter School Authority, ~~for~~ by a college or university
10 within the Nevada System of Higher Education ~~for~~ *or by a city or*
11 *county*. Each financial audit must be conducted on an annual basis
12 and more frequently if determined necessary by the board of
13 trustees.

14 4. The Department shall conduct a financial audit of each
15 charter school that is sponsored by the State Public Charter School
16 Authority, ~~for~~ by a college or university within the Nevada System
17 of Higher Education *or by a city or county* which operates as an
18 empowerment school on an annual basis and more frequently if
19 determined necessary by the Department.

20 5. On or before July 1 of each year, the board of trustees of
21 each school district shall compile the reports and audits required
22 pursuant to subsections 1 and 3, if any, and forward the compilation
23 to the:

24 (a) Governor;

25 (b) Department; and

26 (c) Joint Interim Standing Committee on Education.

27 6. On or before July 1 of each year, the Department shall
28 compile the reports and audits required pursuant to subsections 2
29 and 4, if any, and forward the compilation to the:

30 (a) Governor; and

31 (b) Joint Interim Standing Committee on Education.

32 **Sec. 53.** (Deleted by amendment.)

33 **Sec. 54.** (Deleted by amendment.)

34 **Sec. 55.** Chapter 391A of NRS is hereby amended by adding
35 thereto the provisions set forth as sections 56 to 66, inclusive, of this
36 act.

37 **Sec. 56.** *On or before November 1 of each year, the State*
38 *Board shall:*

39 *1. Review all Teach Nevada Scholarships awarded for the*
40 *immediately preceding academic year;*

41 *2. Compile a report for the immediately preceding academic*
42 *year which must include, without limitation:*

43 *(a) The number of students who applied for a Teach Nevada*
44 *Scholarship;*

45 *(b) The number of scholarship recipients;*



1 (c) *The total cost of all Teach Nevada Scholarships;*

2 (d) *The graduation rate of scholarship recipients;*

3 (e) *The percentage of students who:*

4 (1) *Were scholarship recipients in the academic year that*
5 *immediately precedes the year which is the subject of the report;*

6 (2) *Did not graduate by the end of the academic year that*
7 *immediately precedes the year which is the subject of the report;*
8 *and*

9 (3) *Received a Nevada Teacher Advancement Scholarship,*
10 *as defined in section 60 of this act, for the academic year which is*
11 *the subject of the report;*

12 (f) *The percentage of scholarship recipients who graduated*
13 *and became employed as a teacher at a public school in this State;*
14 *and*

15 (g) *The number of scholarship recipients who subsequently*
16 *fulfilled the requirements of subsection 4 of NRS 391A.585; and*

17 3. *Submit the report compiled pursuant to subsection 2 to the*
18 *Governor and the Director of the Legislative Counsel Bureau for*
19 *distribution to the next regular session of the Legislature.*

20 **Sec. 57.** *As used in sections 57 to 66, inclusive, of this act,*
21 *unless the context otherwise requires, the words and terms defined*
22 *in sections 58 to 61, inclusive, of this act have the meanings*
23 *ascribed to them in those sections.*

24 **Sec. 58.** *“Account” means the Nevada Teacher Advancement*
25 *Scholarship Program Account created by section 62 of this act.*

26 **Sec. 59.** *“Nevada Teacher Advancement Scholarship” means*
27 *a scholarship awarded by a university, college or other provider of*
28 *an alternative licensure program to a student pursuant to section*
29 *64 of this act.*

30 **Sec. 60.** *“Other provider of an alternative licensure*
31 *program” means an entity, other than a university or college,*
32 *which has been approved by the Commission on Professional*
33 *Standards in Education in accordance with the regulations*
34 *adopted pursuant to NRS 391.019 to provide education and*
35 *training to a student which will lead to an alternative route to*
36 *licensure for the student.*

37 **Sec. 61.** *“Scholarship recipient” means the recipient of a*
38 *Nevada Teacher Advancement Scholarship awarded pursuant to*
39 *section 64 of this act.*

40 **Sec. 62.** 1. *The Nevada Teacher Advancement Scholarship*
41 *Program Account is hereby created in the State General Fund.*
42 *The Account must be administered by the State Board.*

43 2. *The interest and income earned on:*

44 (a) *The money in the Account, after deducting any applicable*
45 *charge; and*



1 (b) *Unexpended appropriations made to the Account from the*
2 *State General Fund,*

3 *↳ must be credited to the Account.*

4 3. *Any money remaining in the Account at the end of a fiscal*
5 *year, including, without limitation, any unexpended*
6 *appropriations made to the Account from the State General Fund,*
7 *does not revert to the State General Fund, and the balance in the*
8 *Account must be carried forward to the next fiscal year.*

9 4. *The State Board may accept gifts and grants of money*
10 *from any source for deposit in the Account.*

11 5. *The money in the Account may only be used to:*

12 (a) *Award grants to universities, colleges and other providers*
13 *of an alternative licensure program that are approved to award*
14 *Nevada Teacher Advancement Scholarships pursuant to section*
15 *64 of this act.*

16 (b) *Disburse the money retained pursuant to paragraph (b) of*
17 *subsection 2 of section 63 of this act to a scholarship recipient who*
18 *meets the requirements of subsection 4 of section 64 of this act.*

19 **Sec. 63.** 1. *A public or private university or college or other*
20 *provider of an alternative licensure program in this State is*
21 *eligible to apply to the State Board for a grant from the Account to*
22 *award scholarships to students who attend the university, college*
23 *or other provider of an alternative licensure program to complete*
24 *a program offered by the university, college or other provider of*
25 *an alternative licensure program that has been approved by the*
26 *State Board and which results in a master's degree in education or*
27 *a related field of study.*

28 2. *The State Board shall:*

29 (a) *Establish the number of Nevada Teacher Advancement*
30 *Scholarships that will be available each year based upon the*
31 *amount of money available in the Account.*

32 (b) *Review all applications submitted pursuant to subsection 1*
33 *and award a grant of money from the Account to an approved*
34 *university, college or other provider of an alternative licensure*
35 *program to the extent that money is available in an amount*
36 *determined by the State Board. The State Board shall retain 25*
37 *percent of such an award in the Account for disbursement to a*
38 *scholarship recipient who meets the requirements of subsection 4*
39 *of section 64 of this act.*

40 3. *The State Board:*

41 (a) *Shall prioritize the award of grants from the Account to a*
42 *university, college or other provider of an alternative licensure*
43 *program that demonstrates the university, college or other*
44 *provider of an alternative licensure program will provide*
45 *scholarships to a greater number of recipients who:*



1 (1) Have successfully completed a teacher preparatory
2 program at a public school established pursuant to subsection 4 of
3 NRS 388.380;

4 (2) Received the Teach Nevada Scholarship, as defined in
5 NRS 391A.570, and successfully fulfilled the requirements of
6 subsection 4 of NRS 391A.585; or

7 (3) Are veterans or the spouses of veterans.

8 (b) May prioritize the award of grants from the Account to a
9 university, college or other provider of an alternative licensure
10 program that demonstrates the university, college or other
11 provider of an alternative licensure program will provide
12 scholarships to a greater number of recipients who:

13 (1) Agree to complete the requirements to obtain an
14 endorsement to teach English as a second language or an
15 endorsement to teach special education;

16 (2) Intend to teach in public schools in this State which
17 have the highest shortage of teachers;

18 (3) Have been economically disadvantaged or belong to a
19 racial or ethnic minority group; or

20 (4) Will be eligible to teach in a subject area for which
21 there is a shortage of teachers. Such a subject area may include,
22 without limitation, science, technology, engineering, mathematics,
23 special education or English as a second language.

24 4. A student may apply for a Nevada Teacher Advancement
25 Scholarship from a university, college or other provider of an
26 alternative licensure program that receives a grant from the
27 Account only if:

28 (a) The student attends or has been accepted to attend the
29 university, college or other provider of an alternative licensure
30 program to complete a program described in subsection 1; and

31 (b) The student has taught in a public school in this State for
32 not less than 2 of the immediately preceding 5 years.

33 5. An application submitted by the student must identify the
34 program to be completed and the date by which the student must
35 complete the program to finish on schedule.

36 6. The State Board may adopt any regulations necessary to
37 carry out the provisions of sections 57 to 66, inclusive, of this act.

38 **Sec. 64.** 1. Each university, college or other provider of an
39 alternative licensure program that is awarded a grant of money
40 from the Account pursuant to section 63 of this act shall use the
41 money to award Nevada Teacher Advancement Scholarships to
42 students who will attend the university, college or other provider of
43 an alternative licensure program with the intent to complete a
44 program described in subsection 1 of section 63 of this act. Such
45 students may include, without limitation, students who have



1 *completed a bachelor's degree and taught in a public school in*
2 *this State for at least 2 years.*

3 2. *A university, college or other provider of an alternative*
4 *licensure program may award a Nevada Teacher Advancement*
5 *Scholarship to a scholarship recipient in an amount:*

6 (a) *Not to exceed the cost of receiving a master's degree at a*
7 *public university in this State prorated over the number of*
8 *semesters required for the student to complete the program; and*

9 (b) *Equal to the difference between the amount of tuition,*
10 *registration fees and other mandatory fees charged to the student*
11 *for the program described in subsection 1 of section 63 of this act,*
12 *excluding any amount of the tuition and fees that is waived by the*
13 *university, college or other provider of an alternative licensure*
14 *program, and the total amount of any other gift aid received by the*
15 *student.*

16 3. *A university, college or other provider of an alternative*
17 *licensure program that awards a Nevada Teacher Advancement*
18 *Scholarship shall, at the beginning of each semester disburse to*
19 *the scholarship recipient 75 percent of the scholarship money*
20 *awarded to the scholarship recipient for the semester.*

21 4. *A scholarship recipient may only receive the 25 percent of*
22 *the scholarship money that is retained by the State Board pursuant*
23 *to paragraph (b) of subsection 2 of section 63 of this act if the*
24 *scholarship recipient:*

25 (a) *Completes the program for which he or she was awarded*
26 *the scholarship;*

27 (b) *Maintains employment as a teacher at a public school in*
28 *this State for 3 consecutive school years immediately following*
29 *completion of the program unless the State Board waives this*
30 *requirement for good cause shown; and*

31 (c) *Meets any other requirements established by the State*
32 *Board.*

33 5. *To receive the 25 percent of the scholarship money*
34 *retained by the State Board pursuant to paragraph (b) of*
35 *subsection 2 of section 63 of this act, a scholarship recipient who*
36 *meets the requirements set forth in subsection 4 must request the*
37 *State Board to disburse the money within 1 year after the 2-year*
38 *anniversary of the date on which the scholarship recipient meets*
39 *the requirements of subsection 4.*

40 6. *As used in this section, "gift aid" means any grant or*
41 *scholarship awarded to a student which is restricted for use only to*
42 *pay for tuition, registration fees or other mandatory fees.*

43 **Sec. 65. 1.** *If a scholarship recipient does not complete the*
44 *program for which the scholarship was awarded for any reason,*
45 *including, without limitation, withdrawing from the university,*



1 college or other provider of an alternative licensure program or
2 pursuing another course of study, the university, college or other
3 provider of an alternative licensure program that awarded the
4 scholarship must pay to the State Board for credit to the Account:

5 (a) Any amount of money that the university, college or other
6 provider of an alternative licensure program has received but has
7 not yet disbursed to the scholarship recipient pursuant to section
8 64 of this act; and

9 (b) An amount of money equal to the total amount of money
10 disbursed to the scholarship recipient pursuant to section 64 of
11 this act or \$1,000, whichever is less.

12 2. If a scholarship recipient completes the program for which
13 the scholarship was awarded on schedule, as described in the
14 application for the scholarship submitted pursuant to section 63 of
15 this act, to the extent that money is available for this purpose, the
16 State Board shall pay \$1,000 to the university, college or other
17 provider of an alternative licensure program that awarded the
18 scholarship. Any money received by a university, college or other
19 provider of an alternative licensure program pursuant to this
20 section must be used to pay costs associated with providing a
21 program described in subsection 1 of section 63 of this act.

22 **Sec. 66.** On or before November 1 of each year, the State
23 Board shall:

24 1. Review all Nevada Teacher Advancement Scholarships
25 awarded for the immediately preceding academic year;

26 2. Compile a report for the immediately preceding academic
27 year which must include, without limitation:

28 (a) The number of students who applied for a Nevada Teacher
29 Advancement Scholarship;

30 (b) The number of scholarship recipients;

31 (c) The total cost of all Nevada Teacher Advancement
32 Scholarships;

33 (d) The graduation rate of scholarship recipients;

34 (e) The percentage of students who:

35 (1) Received a Teach Nevada Scholarship, as defined in
36 NRS 391A.570, in the academic year that immediately precedes
37 the year which is the subject of the report;

38 (2) Did not graduate by the end of the academic year that
39 immediately precedes the year which is the subject of the report;
40 and

41 (3) Were scholarship recipients for the academic year
42 which is the subject of the report;

43 (f) The percentage of scholarship recipients who graduated
44 and became employed as teachers at a public school in this State;
45 and



1 *(g) The number of scholarship recipients who subsequently*
2 *fulfilled the requirements of subsection 4 of section 64 of this act;*
3 *and*

4 *3. Submit the report compiled pursuant to subsection 2 to the*
5 *Governor and the Director of the Legislative Counsel Bureau for*
6 *distribution to the next regular session of the Legislature.*

7 **Sec. 67.** NRS 391A.550 is hereby amended to read as follows:
8 391A.550 As used in NRS 391A.550 to 391A.590, inclusive,
9 *and section 56 of this act*, unless the context otherwise requires, the
10 words and terms defined in NRS 391A.555 to 391A.570, inclusive,
11 have the meanings ascribed to them in those sections.

12 **Sec. 68.** NRS 391A.580 is hereby amended to read as follows:
13 391A.580 1. A public or private university, college or other
14 provider of an alternative licensure program in this State is eligible
15 to apply to the State Board for a grant from the Account to award
16 scholarships to students who attend the university, college or other
17 provider of an alternative licensure program to complete a program
18 offered by the university, college or other provider of an alternative
19 licensure program that has been approved by the State Board and
20 which:

21 (a) Upon completion makes a student eligible to obtain a license
22 to teach kindergarten, any grade from grades 1 through 12 or in the
23 subject area of special education in this State; or

24 (b) Allows a student to specialize in the subject area of early
25 childhood education.

26 2. The State Board shall:

27 (a) Establish the number of Teach Nevada Scholarships that will
28 be available each year based upon the amount of money available in
29 the Account.

30 (b) Review all applications submitted pursuant to subsection 1
31 and award a grant of money from the Account to an approved
32 university, college or other provider of an alternative licensure
33 program to the extent that money is available in an amount
34 determined by the State Board. The State Board shall retain 25
35 percent of such an award in the Account for disbursement to a
36 scholarship recipient who meets the requirements of subsection 4 of
37 NRS 391A.585.

38 3. The State Board ~~may~~ :

39 *(a) Shall prioritize the award of grants from the Account to a*
40 *university, college or other provider of an alternative licensure*
41 *program will provide scholarships to a greater number of*
42 *recipients who:*

43 *(1) Have successfully completed a teacher preparatory*
44 *program at a public school established pursuant to subsection 4 of*
45 *NRS 388.380; or*



1 (2) *Are veterans or the spouses of veterans.*

2 (b) *May* prioritize the award of grants from the Account to a
3 university, college or other provider of an alternative licensure
4 program that demonstrates the university, college or other provider
5 of an alternative licensure program will provide scholarships to a
6 greater number of recipients who:

7 ~~[(a) Are veterans or the spouses of veterans;]~~

8 (1) *Agree to complete the requirements to obtain an*
9 *endorsement to teach English as a second language or an*
10 *endorsement to teach special education;*

11 ~~[(b)]~~ (2) Intend to teach in public schools in this State which
12 have the highest shortage of teachers;

13 ~~[(c)]~~ (3) Have been economically disadvantaged or belong to a
14 racial or ethnic minority group; or

15 ~~[(d)]~~ (4) Will be eligible to teach in a subject area for which
16 there is a shortage of teachers. Such a subject area may include,
17 without limitation, science, technology, engineering, mathematics,
18 special education or English as a second language.

19 4. A student may apply for a Teach Nevada Scholarship from a
20 university, college or other provider of an alternative licensure
21 program that receives a grant from the Account only if:

22 (a) The student attends or has been accepted to attend the
23 university, college or other provider of an alternative licensure
24 program to complete a program described in subsection 1; and

25 (b) The student ~~[agrees to complete the requirements to obtain~~
26 ~~an endorsement to teach English as a second language or an~~
27 ~~endorsement to teach special education.]~~ *obtained a high school*
28 *diploma awarded by a public or private high school located in this*
29 *State or public high school that is located in a county that borders*
30 *this State and accepts pupils who are residents of this State or*
31 *successfully completed the high school equivalency assessment*
32 *selected by the State Board pursuant to NRS 390.055 before 20*
33 *years of age.*

34 5. An application submitted by the student must identify the
35 program to be completed and the date by which the student must
36 complete the program to finish on schedule.

37 6. The State Board may adopt any regulations necessary to
38 carry out the provisions of NRS 391A.550 to 391A.590, inclusive ~~[(~~
39 *, and section 56 of this act.*

40 **Sec. 69.** NRS 391A.585 is hereby amended to read as follows:

41 391A.585 1. Each university, college or other provider of an
42 alternative licensure program that is awarded a grant of money from
43 the Account pursuant to NRS 391A.580 shall use the money to
44 award Teach Nevada Scholarships to students who will attend the
45 university, college or other provider of an alternative licensure



1 program with the intent to complete a program described in
2 subsection 1 of NRS 391A.580. Such students may include, without
3 limitation:

4 (a) Recent high school graduates who enroll in a program
5 described in subsection 1 of NRS 391A.580;

6 (b) Students who are enrolled at a university or college who
7 change their academic program or major to a program described in
8 subsection 1 of NRS 391A.580;

9 (c) Students who have completed some credits at a university or
10 college and who enroll in a program described in subsection 1 of
11 NRS 391A.580;

12 (d) Students who possess a bachelor's degree in a field other
13 than education who pursue an alternative route to licensure as a
14 teacher;

15 (e) Veterans and the spouses of veterans; and

16 (f) Students who have had some experience working in a
17 classroom, including, without limitation, as a paraprofessional or
18 substitute teacher.

19 2. A university, college or other provider of an alternative
20 licensure program may award a Teach Nevada Scholarship to a
21 scholarship recipient in an amount ~~[not]~~:

22 (a) ~~Not to exceed [\$3,000 per semester or \$24,000 in the~~
23 ~~aggregate.]~~ *the cost of receiving a bachelor's degree at a public*
24 *university in this State prorated over the number of semesters*
25 *required for the student to complete the program; and*

26 (b) *Equal to the difference between the amount of tuition,*
27 *registration fees and other mandatory fees charged to the student*
28 *for the program described in subsection 1 of NRS 391A.580,*
29 *excluding any amount of the tuition and fees that is waived by the*
30 *university, college or other provider of an alternative licensure*
31 *program, and the total amount of any other gift aid received by the*
32 *student.*

33 3. A university, college or other provider of an alternative
34 licensure program that awards a Teach Nevada Scholarship shall, at
35 the beginning of each semester disburse to the scholarship recipient
36 75 percent of the scholarship money awarded to the scholarship
37 recipient for the semester.

38 4. A scholarship recipient may only receive the 25 percent of
39 the scholarship money that is retained by the State Board pursuant to
40 paragraph (b) of subsection 2 of NRS 391A.580 if the scholarship
41 recipient:

42 (a) Completes the program for which he or she was awarded the
43 scholarship;

44 (b) Maintains employment as a teacher at a public school in this
45 State for 5 consecutive school years immediately following



1 completion of the program unless the State Board waives this
2 requirement for good cause shown; and

3 (c) Meets any other requirements established by the State Board.

4 5. To receive the 25 percent of the scholarship money retained
5 by the State Board pursuant to paragraph (b) of subsection 2 of NRS
6 391A.580, a scholarship recipient who meets the requirements set
7 forth in subsection 4 must request the State Board to disburse the
8 money within 1 year after the 5-year anniversary of the date on
9 which the scholarship recipient meets the requirements of
10 subsection 4.

11 6. *As used in this section, "gift aid" means any grant or*
12 *scholarship awarded to a student which is restricted for use only to*
13 *pay for tuition, registration fees or other mandatory fees.*

14 **Sec. 70.** Chapter 392 of NRS is hereby amended by adding
15 thereto the provisions set forth as sections 70.5, 71 and 72 of this
16 act.

17 **Sec. 70.5.** *As used in NRS 392.750 to 392.775, inclusive, and*
18 *sections 70.5, 71 and 72 of this act, unless the context otherwise*
19 *requires, "subject area of reading" includes, without limitation,*
20 *phonological and phonemic awareness, decoding skills, reading*
21 *fluency and vocabulary and reading comprehension.*

22 **Sec. 71. 1.** *Except as otherwise provided in this section, a*
23 *pupil enrolled in grade 3 must be retained in grade 3, rather than*
24 *promoted to grade 4, if the pupil does not obtain a score in the*
25 *subject area of reading on the uniform examination administered*
26 *pursuant to paragraph (a) of subsection 5 that meets the passing*
27 *score prescribed by the State Board.*

28 2. *If a pupil will be retained in grade 3 pursuant to this*
29 *section, the principal of the school must provide written notice to*
30 *the parent or legal guardian of the pupil that the pupil will be*
31 *retained in grade 3.*

32 3. *The board of trustees of each school district and the*
33 *governing body of a charter school, as applicable, shall develop a*
34 *policy by which the principal of a school may promote a pupil who*
35 *is retained in grade 3 pursuant to this section to grade 4 at any*
36 *time during the school year if the pupil demonstrates adequate*
37 *proficiency in the subject area of reading. The policy must include*
38 *the specific criteria a pupil must satisfy to be eligible for*
39 *promotion, including, without limitation, a reasonable expectation*
40 *that the pupil's progress will allow him or her to sufficiently*
41 *master the requirements for a fourth-grade reading level. If a*
42 *pupil is promoted after November 1 of a school year, he or she*
43 *must demonstrate proficiency in reading at a level prescribed by*
44 *the State Board.*



1 4. *If a principal of a school determines that a pupil is not*
2 *academically ready for promotion to grade 4 after being retained*
3 *in grade 3 and the pupil received intensive instructional services*
4 *pursuant to NRS 392.760, the school district in which the pupil is*
5 *enrolled must allow the parent or legal guardian of the pupil to*
6 *decide, in consultation with the principal of the school, whether*
7 *to place the pupil in a transitional setting which is designed to*
8 *produce learning gains sufficient for the pupil to meet the*
9 *performance standards required for grade 4, while continuing to*
10 *receive remediation in the subject area of reading.*

11 5. *The State Board shall prescribe by regulation:*

12 (a) *A uniform examination for administration in kindergarten*
13 *and grades 1, 2 and 3 to measure the proficiency of pupils in the*
14 *subject area of reading;*

15 (b) *The score which a pupil enrolled in grade 3 must obtain in*
16 *the subject area of reading on the uniform examination*
17 *administered pursuant to paragraph (a) to be promoted to grade 4*
18 *without a good-cause exemption; and*

19 (c) *An alternative examination for administration to pupils*
20 *enrolled in grade 3 who do not obtain the passing score in the*
21 *subject area of reading on the uniform examination administered*
22 *pursuant to paragraph (a) and the passing score such a pupil must*
23 *obtain on the alternative examination to be promoted to grade 4*
24 *without the approval for a good-cause exemption pursuant to*
25 *section 72 of this act.*

26 **Sec. 72.** 1. *The superintendent of schools of a school*
27 *district or the governing body of a charter school, as applicable,*
28 *may authorize the promotion of a pupil to grade 4 who would*
29 *otherwise be retained in grade 3 only if the superintendent or*
30 *governing body, as applicable, approves a good-cause exemption*
31 *for the pupil upon a determination by the principal of the school*
32 *pursuant to subsection 3 that the pupil is eligible for such an*
33 *exemption.*

34 2. *A good-cause exemption must be approved for a pupil who*
35 *previously was retained in grade 3. Any other pupil is eligible for a*
36 *good-cause exemption if the pupil:*

37 (a) *Demonstrates an acceptable level of proficiency in reading*
38 *on an alternative standardized reading assessment approved by the*
39 *State Board;*

40 (b) *Demonstrates, through a portfolio of the pupil's work,*
41 *proficiency in reading at grade level, as evidenced by*
42 *demonstration of mastery of the academic standards in reading*
43 *beyond grade 3;*



1 (c) *Is an English learner and has received not less than 2 years*
2 *of instruction in a program of instruction that teaches English as*
3 *a second language;*

4 (d) *Received intensive remediation in the subject area of*
5 *reading for 2 or more years but still demonstrates a deficiency in*
6 *reading and was previously retained in kindergarten or grade 1 or*
7 *2 for a total of 2 years;*

8 (e) *Is a pupil with a disability and his or her individualized*
9 *education program indicates that the pupil's participation in the*
10 *uniform examination administered pursuant to paragraph (a) of*
11 *subsection 5 of section 71 of this act is not appropriate; or*

12 (f) *Is a pupil with a disability and:*

13 (1) *He or she participates in the uniform examination*
14 *administered pursuant to paragraph (a) of subsection 5 of section*
15 *71 of this act;*

16 (2) *His or her individualized education program or plan*
17 *developed in accordance with section 504 of the Rehabilitation Act*
18 *of 1973, 29 U.S.C. § 794, documents that the pupil has received*
19 *intensive remediation in reading for more than 2 years, but he or*
20 *she still demonstrates a deficiency in reading; and*

21 (3) *He or she was previously retained in kindergarten or*
22 *grade 1, 2 or 3.*

23 3. *The principal of a school in which a pupil who may be*
24 *retained in grade 3 pursuant to subsection 1 is enrolled shall*
25 *consider the factors set forth in subsection 2 and determine*
26 *whether the pupil is eligible for a good-cause exemption. In*
27 *making the determination, the principal must consider*
28 *documentation provided by the pupil's teacher indicating whether*
29 *the promotion of the pupil is appropriate based upon the record of*
30 *the pupil. Such documentation must only consist of the existing*
31 *plan for monitoring the progress of the pupil, the pupil's*
32 *individualized education program, if applicable, and the pupil's*
33 *plan developed in accordance with section 504 of the*
34 *Rehabilitation Act of 1973, 29 U.S.C. § 794, if applicable. If the*
35 *principal determines that promotion of the pupil to grade 4 is*
36 *appropriate, the principal must submit a written recommendation*
37 *to the superintendent of schools of the school district or to the*
38 *governing body of the charter school, as applicable. The*
39 *superintendent of schools or the governing body of the charter*
40 *school, as applicable, shall approve or deny the recommendation*
41 *of the principal and provide written notice to the principal of the*
42 *approval or denial.*

43 4. *A principal who determines that a pupil is eligible for a*
44 *good-cause exemption pursuant to subsection 3 shall notify the*
45 *parent or legal guardian of the pupil if the superintendent of*



1 *schools of the school district or the governing body of the charter*
2 *school, as applicable, has approved the good-cause exemption.*

3 5. *The principal of a school in which a pupil for whom a*
4 *good-cause exemption is approved pursuant to subsection 3 and*
5 *who is promoted to grade 4 must ensure that the pupil continues to*
6 *be provided intervention services and intensive instruction in the*
7 *subject area of reading pursuant to NRS 392.760.*

8 6. *As used in this section, "individualized education*
9 *program" has the meaning ascribed to it in 20 U.S.C. §*
10 *1414(d)(1)(A).*

11 **Sec. 73.** (Deleted by amendment.)

12 **Sec. 74.** NRS 392.125 is hereby amended to read as follows:

13 392.125 1. Except as otherwise provided in subsection 4 ~~§~~
14 *and section 71 of this act*, before any pupil enrolled in a public
15 school may be retained in the same grade rather than promoted to
16 the next higher grade for the succeeding school year, the pupil's
17 teacher and principal must make a reasonable effort to arrange a
18 meeting and to meet with the pupil's parents or guardian to discuss
19 the reasons and circumstances.

20 2. Except as otherwise provided in ~~NRS 392.760;~~ *section 71*
21 *of this act*, the teacher and the principal in joint agreement have the
22 final authority to retain a pupil in the same grade for the succeeding
23 school year.

24 3. Except as otherwise provided in subsection 2 of NRS
25 392.033 for the promotion of a pupil to high school ~~§~~ *and in*
26 *section 71 of this act*, no pupil may be retained more than one time
27 in the same grade.

28 4. Except as otherwise provided in NRS 388A.487, this section
29 does not apply to the academic retention of pupils who are enrolled
30 in a charter school.

31 **Sec. 75.** NRS 392.128 is hereby amended to read as follows:

32 392.128 1. Each advisory board to review school attendance
33 created pursuant to NRS 392.126 shall:

34 (a) Review the records of the attendance and truancy of pupils
35 submitted to the advisory board to review school attendance by the
36 board of trustees of the school district, ~~for~~ the State Public Charter
37 School Authority or a college or university within the Nevada
38 System of Higher Education *or a city or county* that sponsors a
39 charter school pursuant to subsection 3 of NRS 385A.240;

40 (b) Identify factors that contribute to the truancy of pupils in the
41 school district;

42 (c) Establish programs to reduce the truancy of pupils in the
43 school district, including, without limitation, the coordination of
44 services available in the community to assist with the intervention,
45 diversion and discipline of pupils who are truant;



1 (d) At least annually, evaluate the effectiveness of those
2 programs;

3 (e) Establish a procedure for schools and school districts for the
4 reporting of the status of pupils as habitual truants; and

5 (f) Inform the parents and legal guardians of the pupils who are
6 enrolled in the schools within the district of the policies and
7 procedures adopted pursuant to the provisions of this section.

8 2. The chair of an advisory board may divide the advisory
9 board into subcommittees. The advisory board may delegate one or
10 more of the duties of the advisory board to a subcommittee of the
11 advisory board, including, without limitation, holding hearings
12 pursuant to NRS 392.147. If the chair of an advisory board divides
13 the advisory board into subcommittees, the chair shall notify the
14 board of trustees of the school district of this action. Upon receipt of
15 such a notice, the board of trustees shall establish rules and
16 procedures for each such subcommittee. A subcommittee shall abide
17 by the applicable rules and procedures when it takes action or makes
18 decisions.

19 3. An advisory board to review school attendance may work
20 with a family resource center or other provider of community
21 services to provide assistance to pupils who are truant. The advisory
22 board shall identify areas within the school district in which
23 community services are not available to assist pupils who are truant.
24 As used in this subsection, "family resource center" has the meaning
25 ascribed to it in NRS 430A.040.

26 4. An advisory board to review school attendance created in a
27 county pursuant to NRS 392.126 may use money appropriated by
28 the Legislature and any other money made available to the advisory
29 board for the use of programs to reduce the truancy of pupils in the
30 school district. The advisory board to review school attendance
31 shall, on a quarterly basis, provide to the board of trustees of the
32 school district an accounting of the money used by the advisory
33 board to review school attendance to reduce the truancy of pupils in
34 the school district.

35 **Sec. 76.** NRS 392.750 is hereby amended to read as follows:

36 392.750 If a pupil enrolled at a public elementary school in
37 kindergarten or grade 1, 2 or 3 or who newly enrolls in a public
38 elementary school exhibits a deficiency in the subject area of
39 reading based upon state or local assessments and the observations
40 of the pupil's teacher, the principal of the school must provide
41 written notice of the deficiency to the parent or legal guardian of the
42 pupil within 30 days after the date on which the deficiency is
43 discovered. The written notice must, without limitation:

44 1. Identify the educational programs and services that the pupil
45 will receive to improve the pupil's proficiency in the subject area of



1 reading, including, without limitation, the programs and services
2 included in the plan to improve the literacy of pupils enrolled in
3 elementary school that has been approved by the Department
4 pursuant to NRS 388.157;

5 2. Explain that if the pupil does not achieve adequate
6 proficiency in the subject area of reading before the completion of
7 grade 3, *the pupil will be retained in grade 3, rather than promoted*
8 *to grade 4, unless the pupil receives a good-cause exemption*
9 *pursuant to section 72 of this act, and* the school will provide the
10 pupil with intervention services and intensive instruction each year
11 that the pupil is enrolled in the elementary school, unless it is
12 determined that such services and instruction are no longer
13 necessary;

14 3. Describe, explain and, if appropriate, demonstrate the
15 strategies which the parent or legal guardian may use at home to
16 help improve the proficiency of the pupil in the subject area of
17 reading;

18 4. Explain that the ~~riterion referenced~~ *uniform* examination
19 in ~~only~~ the subject area of reading administered pursuant to ~~NRS~~
20 ~~390.105~~ *paragraph (a) of subsection 5 of section 71 of this act* is
21 not the only factor used to determine whether the pupil will be
22 ~~provided intervention services and intensive instruction while the~~
23 ~~pupil is enrolled in an elementary school;~~ *retained in grade 3 and*
24 *that other options are available for the pupil to demonstrate*
25 *proficiency if the pupil is eligible for a good-cause exemption*
26 *pursuant to section 72 of this act;*

27 5. Describe the policy and specific criteria adopted by the
28 board of trustees of the school district or governing body of a
29 charter school, as applicable, pursuant to NRS 392.765 regarding
30 ~~the~~ :

31 *(a) The provision of intervention services and intensive*
32 *instruction to a pupil enrolled in an elementary school; and*

33 *(b) The promotion of a pupil to grade 4 at any time during the*
34 *school year if the pupil is retained in grade 3 pursuant to section*
35 *71 of this act;*

36 6. Include information regarding the English literacy
37 development of a pupil who is an English learner;

38 7. Describe, explain and, if appropriate, demonstrate the
39 strategies which the parent or legal guardian may use at home to
40 help improve the English literacy of a pupil who is an English
41 learner;

42 8. To the extent practicable, be provided in a language that the
43 parent or legal guardian can understand;

44 9. Explain that a plan to monitor the growth of the pupil in the
45 subject area of reading will regularly assess the pupil and the



1 elementary school will provide notice to the parent or legal guardian
2 the status of the growth of the pupil; and

3 10. Explain that services and the programs provided to the
4 pupil will be adjusted to improve the deficiency in the subject area
5 of reading.

6 **Sec. 77.** NRS 392.760 is hereby amended to read as follows:

7 392.760 1. Except as otherwise provided in this section, an
8 elementary school must provide to a pupil enrolled in the school
9 intervention services and intensive instruction if the pupil does not
10 obtain a score in ~~{only}~~ the subject area of reading on the ~~{criterion-~~
11 ~~referenced}~~ *uniform* examination administered pursuant to ~~{NRS~~
12 ~~390.105}~~ *paragraph (a) of subsection 5 of section 71 of this act*
13 that meets the passing score prescribed by the State Board. *The*
14 *school must provide such services and instruction to a pupil,*
15 *regardless of whether the pupil is retained in grade 3 pursuant to*
16 *section 71 of this act or is not retained in grade 3 because a good-*
17 *cause exemption was approved pursuant to section 72 of this act.*

18 2. The principal of a school, in consultation with the literacy
19 specialist designated pursuant to NRS 388.159 and any teacher or
20 other person with knowledge and expertise related to providing
21 intervention services and intensive instruction to the pupil ~~;~~
22 ~~—(a) Shall}~~ *shall* ensure that the pupil continues to be provided
23 intervention services and intensive instruction in the subject area of
24 reading for as long as it is determined to be necessary while the
25 pupil is enrolled at the elementary school. Such instruction must
26 include, without limitation, strategies based upon evidence-based
27 research that will improve proficiency in the subject area of reading.

28 ~~{(b) May retain the pupil in grade 3 rather than promote the~~
29 ~~pupil to grade 4 when authorized pursuant to NRS 392.125.}~~

30 3. *Each literacy specialist designated pursuant to NRS*
31 *388.159 and any teacher or other person with knowledge and*
32 *expertise relating to providing intervention services and intensive*
33 *instruction to a pupil in the subject area of reading shall, in*
34 *addition to any other duties or responsibilities assigned to him or*
35 *her, provide intervention services and intensive instruction directly*
36 *to pupils who do not obtain a score in the subject area of reading*
37 *on the uniform examination administered pursuant to paragraph*
38 *(a) of subsection 5 of section 71 of this act that meets the passing*
39 *score prescribed by the State Board.*

40 4. *Each public school shall offer a pupil who is enrolled in*
41 *grade 2 or grade 3 in the school and does not obtain a score in the*
42 *subject area of reading on the uniform examination administered*
43 *pursuant to paragraph (a) of subsection 5 of section 71 of this act*
44 *that meets the passing score prescribed by the State Board the*
45 *opportunity to enroll in summer school at the public school.*



1 **Sec. 78.** NRS 392.775 is hereby amended to read as follows:
2 392.775 On or before October 15 of each year, the board of
3 trustees of each school district shall:

4 1. Prepare a report concerning the number and percentage of
5 pupils at each public elementary school within the school district
6 who:

7 (a) Were designated in grade 3 to be provided intervention
8 services and intensive instruction while enrolled in an elementary
9 school pursuant to NRS 392.760 for a deficiency in the subject area
10 of reading, including whether or not any such pupils were
11 previously provided intervention services and intensive instruction;

12 ~~and~~

13 (b) Received educational programs or services identified
14 pursuant to subsection 1 of NRS 392.750 at each grade level and
15 whose proficiency in the subject area of reading:

16 (1) Did not improve at a rate prescribed by the board of
17 trustees of the school district, indicating a need for more intensive or
18 different interventions; and

19 (2) Improved at a rate prescribed by the board of trustees of
20 the school district, indicating progress toward performing at a level
21 determined by a statewide assessment to be within the level
22 established by the State Board for pupils enrolled in the same grade
23 in which the pupils are enrolled ~~and~~;

24 (c) *Were retained in grade 3 pursuant to section 71 of this act*
25 *for a deficiency in the subject area of reading, including whether*
26 *or not any such pupils were previously retained in kindergarten or*
27 *grade 1 or 2; and*

28 (d) *Were not retained in grade 3 because a good-cause*
29 *exemption was approved pursuant to section 72 of this act but who*
30 *were previously retained in kindergarten or grade 1 or 2 for a total*
31 *of 2 years.*

32 2. Submit a copy of the report to the Department ~~and~~ *and* the
33 Legislature. ~~and sponsor of the charter school.~~

34 3. Post the report on the Internet website maintained by the
35 school district and otherwise make the report available to the parents
36 and legal guardians of pupils enrolled in the school district and the
37 general public.

38 **Sec. 79.** (Deleted by amendment.)

39 **Sec. 80.** (Deleted by amendment.)

40 **Sec. 81.** (Deleted by amendment.)

41 **Sec. 82.** (Deleted by amendment.)

42 **Sec. 83.** (Deleted by amendment.)

43 **Sec. 84.** (Deleted by amendment.)

44 **Sec. 85.** (Deleted by amendment.)

45 **Sec. 86.** (Deleted by amendment.)



1 **Sec. 87.** (Deleted by amendment.)

2 **Sec. 88.** (Deleted by amendment.)

3 **Sec. 89.** (Deleted by amendment.)

4 **Sec. 90.** (Deleted by amendment.)

5 **Sec. 91.** (Deleted by amendment.)

6 **Sec. 92.** (Deleted by amendment.)

7 **Sec. 93.** 1. There is hereby appropriated from the State
8 General Fund to the Department of Education the sum of
9 \$1,000,000 for the cost of supporting the operations of the
10 Commission on School Funding and the completion of reports
11 pursuant to NRS 387.12468, as amended by section 24 of this act.

12 2. Any remaining balance of the appropriation made by
13 subsection 1 must not be committed for expenditure after June 30,
14 2025, by the entity to which the appropriation is made or any entity
15 to which money from the appropriation is granted or otherwise
16 transferred in any manner, and any portion of the appropriated
17 money remaining must not be spent for any purpose after
18 September 19, 2025, by either the entity to which the money was
19 appropriated or the entity to which the money was subsequently
20 granted or transferred, and must be reverted to the State General
21 Fund on or before September 19, 2025.

22 **Sec. 93.5.** 1. There is hereby appropriated from the State
23 General Fund to the Early Childhood Literacy and Readiness
24 Account created by section 12 of this act the following sums:

25 For the Fiscal Year 2023-2024..... \$70,000,000

26 For the Fiscal Year 2024-2025..... \$70,000,000

27 2. Any balance of the sums appropriated by subsection 1
28 remaining at the end of the respective fiscal years must not be
29 committed for expenditure after June 30 of the respective fiscal
30 years by the entity to which the appropriation is made or any entity
31 to which money from the appropriation is granted or otherwise
32 transferred in any manner, and any portion of the appropriated
33 money remaining must not be spent for any purpose after
34 September 20, 2024, and September 19, 2025, respectively, by
35 either the entity to which the money was appropriated or the entity
36 to which the money was subsequently granted or transferred, and
37 must be reverted to the State General Fund on or before
38 September 20, 2024, and September 19, 2025, respectively.

39 **Sec. 93.7.** 1. There is hereby appropriated from the State
40 General Fund to the Nevada Teacher Advancement Scholarship
41 Program Account created by section 62 of this act the following
42 sums:

43 For the Fiscal Year 2023-2024..... \$2,000,000

44 For the Fiscal Year 2024-2025..... \$2,000,000



1 2. Any balance of the sums appropriated by subsection 1
2 remaining at the end of the respective fiscal years must not be
3 committed for expenditure after June 30 of the respective fiscal
4 years by the entity to which the appropriation is made or any entity
5 to which money from the appropriation is granted or otherwise
6 transferred in any manner, and any portion of the appropriated
7 money remaining must not be spent for any purpose after
8 September 20, 2024, and September 19, 2025, respectively, by
9 either the entity to which the money was appropriated or the entity
10 to which the money was subsequently granted or transferred, and
11 must be reverted to the State General Fund on or before
12 September 20, 2024, and September 19, 2025, respectively.

13 **Sec. 94.** (Deleted by amendment.)

14 **Sec. 95.** The provisions of subsection 1 of NRS 218D.380 do
15 not apply to any provision of this act which adds or revises a
16 requirement to submit a report to the Legislature.

17 **Sec. 96.** (Deleted by amendment.)

18 **Sec. 97.** 1. This section and sections 95 and 96 of this act
19 become effective upon passage and approval.

20 2. Sections 1 to 5, inclusive, 7, 8, 10 to 24, inclusive, 26 to 39,
21 inclusive, 41 to 70, inclusive, 73, 75 and 79 to 94, inclusive, of this
22 act become effective:

23 (a) Upon passage and approval for the purpose of adopting any
24 regulations and performing any other preparatory administrative
25 tasks that are necessary to carry out the provisions of this act; and

26 (b) On July 1, 2023, for all other purposes.

27 3. Sections 5.5, 6, 9, 25, 40, 70.5, 71, 72, 74, 76, 77 and 78 of
28 this act become effective:

29 (a) Upon passage and approval for the purpose of adopting any
30 regulations and performing any other preparatory administrative
31 tasks that are necessary to carry out the provisions of this act; and

32 (b) On July 1, 2028, for all other purposes.

