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SECOND REPRINT **A.B. 386**

ASSEMBLY BILL NO. 386–ASSEMBLYMEMBERS GOULDING; AND HUNT

MARCH 10, 2025

Referred to Committee on Education

SUMMARY—Revises provisions relating to assessments administered to pupils to assess reading proficiency. (BDR 34-828)

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

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

AN ACT relating to education; revising provisions governing the assessments which may be used to assess the literacy of pupils enrolled in an elementary school; authorizing the Department of Education to prescribe requirements relating to the collection and reporting of the results of such assessments; authorizing the Department to prescribe the assessments used to assess literacy under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the board of trustees of a school district or the governing body of a charter school to prepare a plan to improve the literacy of pupils enrolled in an elementary school. Such a plan must include procedures to assess the proficiency of a pupil in reading during each grade level of elementary school, as is determined to be necessary, by using assessments that have been approved by the State Board of Education by regulation. (NRS 388.157) This bill removes the requirement that such assessments be approved by the State Board by regulation, thereby allowing the board of trustees of a school district or the governing body of a charter school, as applicable, to include in the plan any valid and reliable standards-based assessment to assess proficiency in reading. This bill also authorizes the Department of Education to: (1) adopt regulations prescribing how the results of any assessment used by a school district or charter school to assess proficiency in reading are collected and reported; and (2) prescribe the assessments which must be used in a school district or charter school if no assessment is included in the plan. This bill further provides that the board of trustees of a school district or the governing body of a charter school is responsible for the costs of

administering an assessment used by the school district or charter school to assess proficiency in reading, other than the statewide assessment.

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

Section 1. NRS 388.157 is hereby amended to read as follows:

388.157 1. The board of trustees of each school district and the governing body of each charter school shall prepare a plan to improve the literacy of pupils enrolled in an elementary school. Such a plan must include, without limitation:

(a) A program to provide intervention services and intensive instruction to pupils who have been identified as deficient in the subject area of reading to ensure that those pupils achieve adequate proficiency in the requisite reading skills and reading comprehension skills necessary to perform at a level determined by a statewide assessment to be within a level determined by the State Board for a pupil enrolled in the same grade in which the pupil is enrolled. Such a program must include, without limitation, regularly scheduled reading sessions in small groups and specific instruction designed to target any area of reading in which the pupil demonstrates a deficiency, including, without limitation, phonological and phonemic awareness, decoding skills, reading fluency and vocabulary and reading comprehension strategies;

(b) Procedures for assessing a pupil's proficiency in the subject area of reading using valid and reliable standards-based assessments ~~[that have been approved by the State Board by regulation]~~ during each grade level of the elementary school at which the pupil is enrolled as determined necessary;

(c) A program to improve the proficiency in reading of pupils who are English learners; and

(d) Procedures for facilitating collaboration between licensed teachers designated as literacy specialists and classroom teachers.

2. The board of trustees of each school district or the governing body of a charter school, as applicable, shall:

(a) Submit its plan to the Department for approval on or before the date prescribed by the Department on a form prescribed by the Department; and

(b) Make such revisions to the plan as the Department determines are necessary.

3. The Department ~~[shall]~~ ***:***

(a) Shall adopt regulations that prescribe procedures for assessing the development across early learning domains of a pupil enrolled in kindergarten within the first 45 days of school in a school year.

(b) May adopt regulations prescribing the manner by which the board of trustees of each school district and the governing body of a charter school are required to collect and report the results of any assessment used by the school district or charter school, as applicable, to assess a pupil's proficiency in the subject area of reading.

(c) May prescribe valid and reliable standards-based assessments that must be used in a school district or charter school to assess a pupil's proficiency in the subject area of reading if the board of trustees of the school district or the governing body of the charter school, as applicable, fails to include such an assessment in the plan submitted pursuant to subsection 1.

4. The board of trustees of a school district or the governing body of a charter school, as applicable, that elects to administer any assessment to assess a pupil's proficiency in the subject of reading other than the statewide assessment shall pay any costs associated with the administration of the assessment, including, without limitation, the costs of the assessment tool and providing training to staff members regarding the use of the assessment tool.

Sec. 2. (Deleted by amendment.)

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