

SENATE BILL NO. 214—COMMITTEE ON FINANCE

MARCH 21, 2005

Referred to Committee on Human Resources and Education

SUMMARY—Revises provisions governing statewide system of accountability and revises other provisions governing education. (BDR 34-459)

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; requiring the Department of Education to establish a monitoring system for the statewide system of accountability; revising various provisions governing the statewide system of accountability; requiring the Department of Education to prescribe an educational involvement accord for use in all public schools; requiring the Department of Education to prescribe a code of honor relating to cheating; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law establishes the statewide system of accountability for public
- 2 education in this State. (NRS 385.3455-385.391)
- 3 This bill requires the Department of Education to establish a monitoring system
- 4 for the statewide system of accountability. The monitoring system must be capable
- 5 of identifying any inconsistencies in the results of the examinations that are
- 6 administered for a comparison to a national reference group of pupils with the
- 7 results of the examinations that measure progress on the State’s academic
- 8 standards.
- 9 Existing law requires the Superintendent of Public Instruction to provide to the
- 10 board of trustees of each school district a memorandum every year that describes
- 11 the newly enacted legislation that affects the public schools and pupils.
- 12 (NRS 385.210)
- 13 This bill requires the Superintendent of Public Instruction to distribute the
- 14 memorandum to the governing body of each charter school as well as the board of
- 15 trustees of each school district.
- 16 This bill requires the Superintendent of Public Instruction to prepare an
- 17 addendum to the memorandum when any statute that affects the public schools and



18 pupils is enacted during a special session of the Legislature that concludes after
19 July 1.

20 Existing law requires the State Board of Education, the board of trustees of
21 each school district and the principal of each public school to prepare an annual
22 plan to improve the achievement of pupils. (NRS 385.34691, 385.348, 385.357)

23 This bill requires each plan for improvement to describe the curriculum that
24 will be used to improve pupil achievement as well as a budget of the overall cost
25 for carrying out the plan. In addition, the plan for improvement prepared by
26 a school district must include an identification of programs, practices and strategies
27 that have proven effective in improving pupil achievement.

28 Existing law establishes four regional training programs for the professional
29 development of teachers and administrators and prescribes the governance and
30 duties of the training programs. (NRS 391.500-391.556) The governing body of
31 each regional training program is required to appoint a coordinator for the program.
32 (NRS 391.532)

33 This bill requires the governing body of each regional training program to
34 employ or otherwise contract with a coordinator for the program and to establish
35 his compensation.

36 Existing law requires the State Board of Education to adopt a policy to
37 encourage effective parental involvement in support of the education of children.
38 (NRS 392.457)

39 This bill requires the Department of Education to prescribe a form for an
40 educational involvement accord that complies with the parental involvement policy
41 adopted by the State Board for use in all public schools in this State.

42 This bill also requires the Department of Education to prescribe a code of honor
43 relating to cheating.

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

1 **Section 1.** Chapter 385 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 ***1. The Department shall establish a monitoring system for the***
4 ***statewide system of accountability. The monitoring system must:***

5 ***(a) Include a common formula that provides a comparison and***
6 ***analysis of the results of pupils on the examinations that are***
7 ***administered pursuant to NRS 389.015 and 389.550, identified by***
8 ***grade, school and school district.***

9 ***(b) Identify any inconsistencies of the results of the***
10 ***examinations administered pursuant to NRS 389.015 compared***
11 ***with the results of the examinations administered pursuant to NRS***
12 ***389.550, including, without limitation, an identification of***
13 ***whether the results of one or more subject areas on the***
14 ***examinations administered pursuant to NRS 389.015 are***
15 ***significantly higher or lower than the results of the same subject***
16 ***area or areas on the examinations that are administered pursuant***
17 ***to NRS 389.550.***



1 (c) *Identify significant levels of achievement of pupils on the*
2 *examinations that are administered pursuant to NRS 389.550 and*
3 *the high school proficiency examination that is administered*
4 *pursuant to NRS 389.015, identified by school and by school*
5 *district.*

6 (d) *Include procedures for investigating, and if necessary,*
7 *auditing any inconsistencies identified pursuant to paragraph (b).*
8 *The audit must include a review of data from the applicable school*
9 *district or school districts, school or schools, and if practicable,*
10 *class or classes.*

11 2. *On or before October 1 of each year, the Department shall*
12 *prepare a written summary of the findings made pursuant to*
13 *subsection 1. The written summary must be provided to:*

14 (a) *The Committee; and*

15 (b) *If the findings show inconsistencies applicable to a*
16 *particular school district or school within a school district, the*
17 *board of trustees of that school district.*

18 3. *The Committee shall review the report submitted pursuant*
19 *to subsection 2 and take such action as it deems appropriate.*

20 **Sec. 2.** NRS 385.210 is hereby amended to read as follows:

21 385.210 1. The Superintendent of Public Instruction shall
22 prescribe a convenient form of school register for the purpose of
23 securing accurate returns from the teachers of public schools.

24 2. The Superintendent shall prepare pamphlet copies of the
25 codified statutes relating to schools, and shall transmit a copy to
26 each school, school trustee and other school officer in this State. If
27 the State Board adopts regulations to carry out these codified
28 statutes or if additions or amendments are made to these codified
29 statutes, the Superintendent shall have the regulations, additions or
30 amendments printed and transmitted immediately thereafter. Each
31 pamphlet must be marked "State property—to be turned over to
32 your successor in office." Each school shall maintain a copy of the
33 pamphlet with any regulations, additions or amendments in the
34 school library.

35 3. In addition to the requirements set forth in subsection 2, the
36 Superintendent shall, to the extent practicable and not later than
37 July 1 of each year, provide to the board of trustees of each school
38 district *and to the governing body of each charter school* a
39 memorandum that ~~describes~~ *includes:*

40 (a) *A description of* each statute newly enacted by the
41 Legislature which affects the public schools in this State and the
42 pupils who are enrolled in the public schools in this State. The
43 memorandum may compile all the statutes into one document. ~~If a~~
44 ~~statute requires the State Board to take action to carry out the~~



1 ~~statute, the memorandum must include a brief plan for carrying out~~
2 ~~the statute by the State Board. In addition, the memorandum must~~
3 ~~include the date on which the statute becomes effective and the date~~
4 ~~by which it must be carried into effect by a school district or public~~
5 ~~school.~~

6 ~~—4.]~~ (b) *A description of each bill, or portion of a bill, newly*
7 *enacted by the Legislature that appropriates or authorizes money*
8 *for public schools or for employees of a school district or charter*
9 *school, or both, or otherwise affects the money that is available for*
10 *public schools or for employees of school districts or charter*
11 *schools, or both, including, without limitation, each line item in a*
12 *budget for such an appropriation or authorization. The*
13 *memorandum may compile all bills, or portions of bills, as*
14 *applicable, into one document.*

15 (c) *If a statute or bill described in the memorandum requires*
16 *the State Board or the Department to take action to carry out the*
17 *statute or bill, a brief plan for carrying out that statute or bill.*

18 (d) *The date on which each statute and bill described in the*
19 *memorandum becomes effective and the date by which it must be*
20 *carried into effect by a school district or public school, including,*
21 *without limitation, a charter school.*

22 4. *If a statute or bill described in subsection 3 is enacted*
23 *during a special session of the Legislature that concludes after*
24 *July 1, the Superintendent shall prepare an addendum to the*
25 *memorandum that includes the information required by this*
26 *section for each such statute or bill. The addendum must be*
27 *provided to the board of trustees of each school district and the*
28 *governing body of each charter school not later than 30 days after*
29 *the special session concludes.*

30 5. The Superintendent shall, if directed by the State Board,
31 prepare and publish a bulletin as the official publication of the
32 Department.

33 **Sec. 3.** NRS 385.3455 is hereby amended to read as follows:

34 385.3455 As used in NRS 385.3455 to 385.391, inclusive, *and*
35 *section 1 of this act*, unless the context otherwise requires, the
36 words and terms defined in NRS 385.346 to 385.34675, inclusive,
37 have the meanings ascribed to them in those sections.

38 **Sec. 4.** NRS 385.34691 is hereby amended to read as follows:

39 385.34691 1. The State Board shall prepare a plan to improve
40 the achievement of pupils enrolled in the public schools in this
41 State. The plan:

42 (a) Must be prepared in consultation with:

43 (1) Employees of the Department;



1 (2) At least one employee of a school district in a county
2 whose population is 100,000 or more, appointed by the Nevada
3 Association of School Boards;

4 (3) At least one employee of a school district in a county
5 whose population is less than 100,000, appointed by the Nevada
6 Association of School Boards; and

7 (4) At least one representative of the Statewide Council for
8 the Coordination of the Regional Training Programs created by NRS
9 391.516, appointed by the Council; and

10 (b) May be prepared in consultation with:

11 (1) Representatives of institutions of higher education;

12 (2) Representatives of regional educational laboratories;

13 (3) Representatives of outside consultant groups;

14 (4) Representatives of the regional training programs for the
15 professional development of teachers and administrators established
16 pursuant to NRS 391.512;

17 (5) The Bureau; and

18 (6) Other persons who the State Board determines are
19 appropriate.

20 2. A plan to improve the achievement of pupils enrolled in
21 public schools in this State must include:

22 (a) A review and analysis of the data upon which the report
23 required pursuant to NRS 385.3469 is based and a review and
24 analysis of any data that is more recent than the data upon which the
25 report is based.

26 (b) The identification of any problems or factors common
27 among the school districts or charter schools in this State, as
28 revealed by the review and analysis.

29 (c) Strategies based upon scientifically based research, as
30 defined in 20 U.S.C. § 7801(37), that will strengthen the core
31 academic subjects, as set forth in NRS 389.018.

32 (d) Strategies to improve the academic achievement of pupils
33 enrolled in public schools in this State, including, without limitation,
34 strategies to:

35 (1) Instruct pupils who are not achieving to their fullest
36 potential ~~to~~, *including, without limitation:*

37 *(I) The curriculum appropriate to improve achievement;*

38 *(II) The manner by which the instruction will improve*
39 *the achievement and proficiency of pupils on the examinations*
40 *administered pursuant to NRS 389.015 and 389.550; and*

41 *(III) An identification of the instruction and curriculum*
42 *that is specifically designed to improve the achievement and*
43 *proficiency of pupils in each subgroup identified in paragraph (b)*
44 *of subsection 1 of NRS 385.361;*



1 (2) Increase the rate of attendance of pupils and reduce the
2 number of pupils who drop out of school;

3 (3) Integrate technology into the instructional and
4 administrative programs of the school districts;

5 (4) Manage effectively the discipline of pupils; and

6 (5) Enhance the professional development offered for the
7 teachers and administrators employed at public schools in this State
8 to include the activities set forth in 20 U.S.C. § 7801(34), as deemed
9 appropriate by the State Board.

10 (e) Strategies designed to provide to the pupils enrolled in
11 middle school, junior high school and high school, the teachers and
12 counselors who provide instruction to those pupils, and the parents
13 and guardians of those pupils information concerning:

14 (1) The requirements for admission to an institution of higher
15 education and the opportunities for financial aid;

16 (2) The availability of millennium scholarships pursuant to
17 NRS 396.911 to 396.938, inclusive; and

18 (3) The need for a pupil to make informed decisions about
19 his curriculum in middle school, junior high school and high school
20 in preparation for success after graduation.

21 (f) An identification, by category, of the employees of the
22 Department who are responsible for ensuring that each provision of
23 the plan is carried out effectively.

24 (g) For each provision of the plan, a timeline for carrying out
25 that provision, including, without limitation, a timeline for
26 monitoring whether the provision is carried out effectively.

27 (h) For each provision of the plan, measurable criteria for
28 determining whether the provision has contributed toward
29 improving the academic achievement of pupils, increasing the rate
30 of attendance of pupils and reducing the number of pupils who drop
31 out of school.

32 (i) Strategies to improve the allocation of resources from this
33 State, by program and by school district, in a manner that will
34 improve the academic achievement of pupils. If this State has a
35 financial analysis program that is designed to track educational
36 expenditures and revenues to individual schools, the State Board
37 shall use that statewide program in complying with this paragraph.
38 If a statewide program is not available, the State Board shall use the
39 Department's own financial analysis program in complying with
40 this paragraph.

41 (j) Based upon the reallocation of resources set forth in
42 paragraph (i), the resources available to the State Board and the
43 Department to carry out the plan **[]**, *including, without limitation,*
44 *a budget for the overall cost of carrying out the plan.*



1 (k) A summary of the effectiveness of appropriations made by
2 the Legislature to improve the academic achievement of pupils and
3 programs approved by the Legislature to improve the academic
4 achievement of pupils.

5 3. The State Board shall:

6 (a) Review the plan prepared pursuant to this section annually to
7 evaluate the effectiveness of the plan; and

8 (b) Based upon the evaluation of the plan, make revisions, as
9 necessary, to ensure that the plan is designed to improve the
10 academic achievement of pupils enrolled in public schools in this
11 State.

12 4. On or before December 15 of each year, the State Board
13 shall submit the plan or the revised plan, as applicable, to the:

14 (a) Governor;

15 (b) Committee;

16 (c) Bureau;

17 (d) Board of Regents of the University of Nevada;

18 (e) Council to Establish Academic Standards for Public Schools
19 created by NRS 389.510;

20 (f) Board of trustees of each school district; and

21 (g) Governing body of each charter school.

22 **Sec. 5.** NRS 385.348 is hereby amended to read as follows:

23 385.348 1. The board of trustees of each school district shall,
24 in consultation with the employees of the school district, prepare a
25 plan to improve the achievement of pupils enrolled in the school
26 district, excluding pupils who are enrolled in charter schools located
27 in the school district. If the school district is a Title I school district
28 designated as demonstrating need for improvement pursuant to NRS
29 385.377, the plan must also be prepared in consultation with parents
30 and guardians of pupils enrolled in the school district and other
31 persons who the board of trustees determines are appropriate.

32 2. Except as otherwise provided in this subsection, the plan
33 must include the items set forth in 20 U.S.C. § 6316(c)(7) and the
34 regulations adopted pursuant thereto. If a school district has not
35 been designated as demonstrating need for improvement pursuant to
36 NRS 385.377, the board of trustees of the school district is not
37 required to include those items set forth in 20 U.S.C. § 6316(c)(7)
38 and the regulations adopted pursuant thereto that directly relate to
39 the status of a school district as needing improvement.

40 3. In addition to the requirements of subsection 2, a plan to
41 improve the achievement of pupils enrolled in a school district must
42 include:

43 (a) A review and analysis of the data upon which the report
44 required pursuant to subsection 2 of NRS 385.347 is based and a



1 review and analysis of any data that is more recent than the data
2 upon which the report is based.

3 (b) The identification of any problems or factors at individual
4 schools that are revealed by the review and analysis.

5 (c) Strategies based upon scientifically based research, as
6 defined in 20 U.S.C. § 7801(37), that will strengthen the core
7 academic subjects, as set forth in NRS 389.018.

8 (d) Strategies to improve the academic achievement of pupils
9 enrolled in the school district , including, without limitation,
10 strategies to:

11 (1) Instruct pupils who are not achieving to their fullest
12 potential ~~§~~, *including, without limitation:*

13 *(I) The curriculum appropriate to improve achievement;*

14 *(II) The manner by which the instruction will improve*
15 *the achievement and proficiency of pupils on the examinations*
16 *administered pursuant to NRS 389.015 and 389.550; and*

17 *(III) An identification of the instruction and curriculum*
18 *that is specifically designed to improve the achievement and*
19 *proficiency of pupils in each subgroup identified in paragraph (b)*
20 *of subsection 1 of NRS 385.361;*

21 (2) Increase the rate of attendance of pupils and reduce the
22 number of pupils who drop out of school;

23 (3) Integrate technology into the instructional and
24 administrative programs of the school district;

25 (4) Manage effectively the discipline of pupils; and

26 (5) Enhance the professional development offered for the
27 teachers and administrators employed by the school district to
28 include the activities set forth in 20 U.S.C. § 7801(34), as deemed
29 appropriate by the board of trustees of the school district.

30 (e) An identification, by category, of the employees of the
31 school district who are responsible for ensuring that each provision
32 of the plan is carried out effectively.

33 (f) In consultation with the Department, an identification, by
34 category, of the employees of the Department, if any, who are
35 responsible for overseeing and monitoring whether the plan is
36 carried out effectively.

37 (g) For each provision of the plan, a timeline for carrying out
38 that provision, including, without limitation, a timeline for
39 monitoring whether the provision is carried out effectively.

40 (h) For each provision of the plan, measurable criteria for
41 determining whether the provision has contributed toward
42 improving the academic achievement of pupils, increasing the rate
43 of attendance of pupils and reducing the number of pupils who drop
44 out of school.



1 (i) Strategies to improve the allocation of resources from the
2 school district, by program and by school, in a manner that will
3 improve the academic achievement of pupils. If this State has a
4 financial analysis program that is designed to track educational
5 expenditures and revenues to individual schools, each school district
6 shall use that statewide program in complying with this paragraph.
7 If a statewide program is not available, each school district shall use
8 its own financial analysis program in complying with this
9 paragraph.

10 (j) Based upon the reallocation of resources set forth in
11 paragraph (i), the resources available to the school district to carry
12 out the plan **[H]**, *including, without limitation, a budget of the*
13 *overall cost for carrying out the plan.*

14 (k) A summary of the effectiveness of appropriations made by
15 the Legislature that are available to the school district or the schools
16 within the school district to improve the academic achievement of
17 pupils and programs approved by the Legislature to improve the
18 academic achievement of pupils.

19 *(l) An identification of the programs, practices and strategies*
20 *that are used throughout the school district and by the schools*
21 *within the school district that have proven successful in improving*
22 *the achievement and proficiency of pupils, including, without*
23 *limitation:*

24 *(1) An identification of each school that carries out such a*
25 *program, practice or strategy;*

26 *(2) An indication of which programs, practices and*
27 *strategies are carried out throughout the school district and which*
28 *programs, practices and strategies are carried out by individual*
29 *schools;*

30 *(3) The extent to which the programs, practices and*
31 *strategies include methods to improve the achievement and*
32 *proficiency of pupils in each subgroup identified in paragraph (b)*
33 *of subsection I of NRS 385.361; and*

34 *(4) A description of how the school district disseminates*
35 *information concerning the successful programs, practices and*
36 *strategies to all schools within the school district.*

37 4. The board of trustees of each school district shall:

38 (a) Review the plan prepared pursuant to this section annually to
39 evaluate the effectiveness of the plan; and

40 (b) Based upon the evaluation of the plan, make revisions, as
41 necessary, to ensure that the plan is designed to improve the
42 academic achievement of pupils enrolled in the school district.

43 5. On or before December 15 of each year, the board of
44 trustees of each school district shall submit the plan or the revised
45 plan, as applicable, to the:



- 1 (a) Superintendent of Public Instruction;
- 2 (b) Governor;
- 3 (c) State Board;
- 4 (d) Department;
- 5 (e) Committee; and
- 6 (f) Bureau.

7 **Sec. 6.** NRS 385.357 is hereby amended to read as follows:

8 385.357 1. The principal of each school, including, without
9 limitation, each charter school, shall, in consultation with the
10 employees of the school, prepare a plan to improve the achievement
11 of the pupils enrolled in the school.

12 2. The plan developed pursuant to subsection 1 must include:

13 (a) A review and analysis of the data pertaining to the school
14 upon which the report required pursuant to subsection 2 of NRS
15 385.347 is based and a review and analysis of any data that is more
16 recent than the data upon which the report is based.

17 (b) The identification of any problems or factors at the school
18 that are revealed by the review and analysis.

19 (c) Strategies based upon scientifically based research, as
20 defined in 20 U.S.C. § 7801(37), that will strengthen the core
21 academic subjects, as defined in NRS 389.018.

22 (d) Policies and practices concerning the core academic subjects
23 which have the greatest likelihood of ensuring that each subgroup of
24 pupils identified in paragraph (b) of subsection 1 of NRS 385.361
25 who are enrolled in the school will make adequate yearly progress
26 and meet the minimum level of proficiency prescribed by the State
27 Board.

28 (e) Annual measurable objectives, consistent with the annual
29 measurable objectives established by the State Board pursuant to
30 NRS 385.361, for the continuous and substantial progress by each
31 subgroup of pupils identified in paragraph (b) of subsection 1 of that
32 section who are enrolled in the school to ensure that each subgroup
33 will make adequate yearly progress and meet the level of
34 proficiency prescribed by the State Board.

35 (f) Strategies, consistent with the policy adopted pursuant to
36 NRS 392.457 by the board of trustees of the school district in which
37 the school is located, to promote effective involvement by parents
38 and families of pupils enrolled in the school in the education of their
39 children.

40 (g) As appropriate, programs of remedial education or tutoring
41 to be offered before and after school, during the summer, or between
42 sessions if the school operates on a year-round calendar for pupils
43 enrolled in the school who need additional instructional time to pass
44 or to reach a level considered proficient.



1 (h) Strategies to improve the academic achievement of pupils
2 enrolled in the school, including, without limitation, strategies to:

3 (1) Instruct pupils who are not achieving to their fullest
4 potential ~~to~~, *including, without limitation:*

5 *(I) The curriculum appropriate to improve achievement;*

6 *(II) The manner by which the instruction will improve*
7 *the achievement and proficiency of pupils on the examinations*
8 *administered pursuant to NRS 389.015 and 389.550; and*

9 *(III) An identification of the instruction and curriculum*
10 *that is specifically designed to improve the achievement and*
11 *proficiency of pupils in each subgroup identified in paragraph (b)*
12 *of subsection 1 of NRS 385.361;*

13 (2) Increase the rate of attendance of pupils and reduce the
14 number of pupils who drop out of school;

15 (3) Integrate technology into the instructional and
16 administrative programs of the school;

17 (4) Manage effectively the discipline of pupils; and

18 (5) Enhance the professional development offered for the
19 teachers and administrators employed at the school to include the
20 activities set forth in 20 U.S.C. § 7801(34), as deemed appropriate
21 by the principal and other persons and entities responsible for the
22 development of the plan.

23 (i) An identification, by category, of the employees of the school
24 who are responsible for ensuring that the plan is carried out
25 effectively.

26 (j) In consultation with the school district or governing body, as
27 applicable, an identification, by category, of the employees of the
28 school district or governing body, if any, who are responsible for
29 ensuring that the plan is carried out effectively or for overseeing and
30 monitoring whether the plan is carried out effectively.

31 (k) In consultation with the Department, an identification, by
32 category, of the employees of the Department, if any, who are
33 responsible for overseeing and monitoring whether the plan is
34 carried out effectively.

35 (l) For each provision of the plan, a timeline for carrying out
36 that provision, including, without limitation, a timeline for
37 monitoring whether the provision is carried out effectively.

38 (m) For each provision of the plan, measurable criteria for
39 determining whether the provision has contributed toward
40 improving the academic achievement of pupils, increasing the rate
41 of attendance of pupils and reducing the number of pupils who drop
42 out of school.

43 (n) The resources available to the school to carry out the plan. If
44 this State has a financial analysis program that is designed to track
45 educational expenditures and revenues to individual schools, each



1 school shall use that statewide program in complying with this
2 paragraph. If a statewide program is not available, each school shall
3 use the financial analysis program used by the school district in
4 which the school is located in complying with this paragraph.

5 (o) A summary of the effectiveness of appropriations made by
6 the Legislature that are available to the school to improve the
7 academic achievement of pupils and programs approved by the
8 Legislature to improve the academic achievement of pupils.

9 ***(p) A budget of the overall cost for carrying out the plan.***

10 3. In addition to the requirements of subsection 2, if a school
11 has been designated as demonstrating need for improvement
12 pursuant to NRS 385.3623, the plan must comply with 20 U.S.C. §
13 6316(b)(3) and the regulations adopted pursuant thereto.

14 4. Except as otherwise provided in subsection 5, the principal
15 of each school shall, in consultation with the employees of the
16 school:

17 (a) Review the plan prepared pursuant to this section annually to
18 evaluate the effectiveness of the plan; and

19 (b) Based upon the evaluation of the plan, make revisions, as
20 necessary, to ensure that the plan is designed to improve the
21 academic achievement of pupils enrolled in the school.

22 5. If a school has been designated as demonstrating need for
23 improvement pursuant to NRS 385.3623, the technical assistance
24 partnership or the support team established for the school, as
25 applicable, shall review the plan and make revisions to the most
26 recent plan for improvement of the school pursuant to NRS
27 385.3692 or 385.3741, as applicable. If the school is a Title I school
28 that has been designated as demonstrating need for improvement,
29 the technical assistance partnership or support team established for
30 the school, as applicable, shall, in making revisions to the plan,
31 work in consultation with parents and guardians of pupils enrolled
32 in the school and, to the extent deemed appropriate by the entity
33 responsible for creating the partnership or support team, outside
34 experts.

35 6. On or before November 1 of each year, the principal of each
36 school, or the technical assistance partnership or support team
37 established for the school, as applicable, shall submit the plan or the
38 revised plan, as applicable, to:

39 (a) If the school is a public school of the school district, the
40 superintendent of schools of the school district.

41 (b) If the school is a charter school, the governing body of the
42 charter school.

43 7. If a Title I school is designated as demonstrating need for
44 improvement pursuant to NRS 385.3623, the superintendent of
45 schools of the school district or the governing body, as applicable,



1 shall carry out a process for peer review of the plan or the revised
2 plan, as applicable, in accordance with 20 U.S.C. § 6316(b)(3)(E)
3 and the regulations adopted pursuant thereto. Not later than 45 days
4 after receipt of the plan, the superintendent of schools of the school
5 district or the governing body, as applicable, shall approve the plan
6 or the revised plan, as applicable, if it meets the requirements of 20
7 U.S.C. § 6316(b)(3) and the regulations adopted pursuant thereto
8 and the requirements of this section. The superintendent of schools
9 of the school district or the governing body, as applicable, may
10 condition approval of the plan or the revised plan, as applicable, in
11 the manner set forth in 20 U.S.C. § 6316(b)(3)(B) and the
12 regulations adopted pursuant thereto. The State Board shall
13 prescribe the requirements for the process of peer review, including,
14 without limitation, the qualifications of persons who may serve as
15 peer reviewers.

16 8. If a school is designated as demonstrating exemplary
17 achievement, high achievement or adequate achievement, or if a
18 school that is not a Title I school is designated as demonstrating
19 need for improvement, not later than 45 days after receipt of the
20 plan or the revised plan, as applicable, the superintendent of schools
21 of the school district or the governing body, as applicable, shall
22 approve the plan or the revised plan if it meets the requirements of
23 this section.

24 9. On or before December 15 of each year, the principal of
25 each school, or the technical assistance partnership or support team
26 established for the school, as applicable, shall submit the final plan
27 or the final revised plan, as applicable, to the:

- 28 (a) Superintendent of Public Instruction;
- 29 (b) Governor;
- 30 (c) State Board;
- 31 (d) Department;
- 32 (e) Committee;
- 33 (f) Bureau; and
- 34 (g) Board of trustees of the school district in which the school is
35 located.

36 10. A plan for the improvement of a school must be carried out
37 expeditiously, but not later than January 1 after approval of the plan
38 pursuant to subsection 7 or 8, as applicable.

39 **Secs. 7 and 8.** (Deleted by amendment.)

40 **Sec. 9.** Chapter 386 of NRS is hereby amended by adding
41 thereto a new section to read as follows:

42 *1. Not later than 60 days after receipt of a memorandum*
43 *pursuant to subsection 3 of NRS 385.210 or an addendum to a*
44 *memorandum pursuant to subsection 4 of that section, the*
45 *governing body of a charter school shall determine which statutes*



1 *and bills described in the memorandum or addendum, as*
2 *applicable, directly affect pupils, parents, teachers, administrators*
3 *or other educational personnel of the charter school and require a*
4 *plan for implementation. If the governing body determines that a*
5 *statute or bill requires a plan for implementation, the governing*
6 *body shall prepare a brief plan, which must ensure that the*
7 *charter school will comply with the statute or bill on the date on*
8 *which the statute or bill becomes effective and thereafter.*

9 2. *The governing body of a charter school shall provide to the*
10 *parents and legal guardians of pupils who are enrolled in the*
11 *charter school, and to all teachers, administrators and other*
12 *educational personnel who are employed by the charter school,*
13 *written notice of the:*

14 (a) *Information contained in the memorandum provided*
15 *pursuant to subsection 3 of NRS 385.210 or the addendum*
16 *provided pursuant to subsection 4 of that section, as applicable,*
17 *that directly affects pupils, parents, teachers, administrators or*
18 *other educational personnel of the charter school; and*

19 (b) *Brief plan for implementation of the statutes or bills, if*
20 *any.*

21 3. *The written notice provided pursuant to subsection 2 to the*
22 *parents and legal guardians may be:*

23 (a) *Included in other notices that the charter school provides*
24 *to parents and legal guardians.*

25 (b) *Provided in a language other than English if the governing*
26 *body determines that it is necessary for the parent or legal*
27 *guardian to understand the notice.*

28 **Sec. 10.** NRS 386.360 is hereby amended to read as follows:

29 386.360 1. Not later than 60 days after receipt of ~~[such]~~ a
30 memorandum pursuant to subsection 3 of NRS 385.210 ~~[from the~~
31 ~~Superintendent of Public Instruction,]~~ *or an addendum to a*
32 *memorandum pursuant to subsection 4 of that section,* the board
33 of trustees of a school district shall determine which statutes *and*
34 *bills described in the memorandum or addendum, as applicable,*
35 directly affect pupils, parents, teachers, administrators or other
36 educational personnel and require a plan for implementation. If the
37 board of trustees determines that a statute *or bill* requires a plan for
38 implementation, the board of trustees shall prepare a brief plan,
39 which must ensure that the school district and the public schools
40 within the school district will comply with the statute *or bill* on the
41 date on which the statute *or bill* becomes effective and thereafter.

42 2. The board of trustees shall provide written notice *to the*
43 *parents and legal guardians of pupils who are enrolled in public*
44 *schools within the school district, and to all teachers,*
45 *administrators and other educational personnel who are employed*



1 *by the board of trustees and the governing body of each charter*
2 *school that is located within the school district* of the ~~[information]~~
3 :

4 (a) *Information* contained in the memorandum provided
5 pursuant to subsection 3 of NRS 385.210 *or the addendum*
6 *provided pursuant to subsection 4 of that section, as applicable,*
7 that directly affects pupils, parents, teachers, administrators or other
8 educational personnel ; and ~~[a-brief]~~

9 (b) *Brief* plan for implementation of the statutes ~~[]~~ *or bills,* if
10 any . ~~[, to the parents and legal guardians of pupils who are enrolled~~
11 ~~in public schools within the school district and all teachers,~~
12 ~~administrators and other educational personnel who are employed~~
13 ~~by the board of trustees.]~~

14 3. The written notice *provided pursuant to subsection 2* to the
15 parents and legal guardians may be:

16 (a) Included in other notices that the board of trustees provides
17 to parents and legal guardians.

18 (b) Provided in a language other than English if the board of
19 trustees determines that it is necessary for the parent or legal
20 guardian to understand the notice.

21 ~~[2-]~~ 4. Each board of trustees may prescribe or enforce rules,
22 not inconsistent with law or rules prescribed by the State Board, for
23 its own government and the government of public schools under its
24 charge.

25 ~~[3-]~~ 5. Each board of trustees shall prescribe rules for the
26 granting of permission to carry or possess a weapon pursuant to
27 NRS 202.265.

28 **Sec. 11.** NRS 386.500 is hereby amended to read as follows:

29 386.500 For the purposes of NRS 386.500 to 386.610,
30 inclusive, *and section 9 of this act,* a pupil is "at risk" if he has an
31 economic or academic disadvantage such that he requires special
32 services and assistance to enable him to succeed in educational
33 programs. The term includes, without limitation, pupils who are
34 members of economically disadvantaged families, pupils who are
35 limited English proficient, pupils who are at risk of dropping out of
36 high school and pupils who do not meet minimum standards of
37 academic proficiency. The term does not include a pupil with a
38 disability.

39 **Sec. 12.** NRS 389.012 is hereby amended to read as follows:

40 389.012 1. The State Board shall:

41 ~~[1-]~~ (a) In accordance with guidelines established by the
42 National Assessment Governing Board and National Center for
43 Education Statistics and in accordance with 20 U.S.C. §§ 6301 et
44 seq. and the regulations adopted pursuant thereto, adopt regulations
45 requiring the schools of this State that are selected by the National



1 Assessment Governing Board or the National Center for Education
2 Statistics to participate in the examinations of the National
3 Assessment of Educational Progress.

4 ~~[(2)]~~ (b) Report the results of those examinations to the:

5 ~~[(a)]~~ (1) Governor;

6 ~~[(b)]~~ (2) Board of trustees of each school district of this State;

7 ~~[(c)]~~ (3) Legislative Committee on Education created pursuant
8 to NRS 218.5352; and

9 ~~[(d)]~~ (4) Legislative Bureau of Educational Accountability and
10 Program Evaluation created pursuant to NRS 218.5356.

11 ~~[(3)]~~ (c) The report required pursuant to subsection 2 must
12 include an analysis and comparison of the results of pupils in this
13 State on the examinations required by this section with:

14 ~~[(a)]~~ (1) The results of pupils throughout this country who
15 participated in the examinations of the National Assessment of
16 Educational Progress; and

17 ~~[(b)]~~ (2) The results of pupils on the achievement and
18 proficiency examinations administered pursuant to this chapter.

19 *2. If the report required by this section indicates that the*
20 *percentage of pupils enrolled in the public schools in this State*
21 *who are proficient on the National Assessment of Educational*
22 *Progress differs by more than 10 percent of the pupils who are*
23 *proficient on the examinations administered pursuant to NRS*
24 *389.550 and the high school proficiency examination administered*
25 *pursuant to NRS 389.015, the Department shall prepare a written*
26 *report describing the discrepancy. The report must include,*
27 *without limitation, a comparison and evaluation of:*

28 (a) *The standards of content and performance for English and*
29 *mathematics established pursuant to NRS 389.520 with the*
30 *standards for English and mathematics that are tested on the*
31 *National Assessment.*

32 (b) *The standards for proficiency established for the National*
33 *Assessment with the standards for proficiency established for the*
34 *examinations that are administered pursuant to NRS 389.550 and*
35 *the high school proficiency examination administered pursuant to*
36 *NRS 389.015.*

37 *3. The report prepared by the Department pursuant to*
38 *subsection 2 must be submitted to the:*

39 (a) *Governor;*

40 (b) *Legislative Committee on Education;*

41 (c) *Legislative Bureau of Educational Accountability and*
42 *Program Evaluation; and*

43 (d) *Council to Establish Academic Standards for Public*
44 *Schools.*



1 **4. The Council to Establish Academic Standards for Public**
2 **Schools shall review and evaluate the report provided to the**
3 **Council pursuant to subsection 3 to identify any discrepancies in**
4 **the standards of content and performance established by the**
5 **Council that require revision and a timeline for carrying out the**
6 **revision, if necessary. The Council shall submit a written report of**
7 **its review and evaluation to the Legislative Committee on**
8 **Education and Legislative Bureau of Educational Accountability**
9 **and Program Evaluation.**

10 **Sec. 13.** NRS 391.516 is hereby amended to read as follows:

11 391.516 1. The Statewide Council for the Coordination of the
12 Regional Training Programs, consisting of nine members, is hereby
13 created. The membership of the Council consists of:

14 (a) Each coordinator ~~appointed~~ hired by the governing body of
15 each regional training program pursuant to NRS 391.532.

16 (b) One member of the governing body of each regional training
17 program, appointed by the governing body. The member appointed
18 pursuant to this paragraph may appoint a designee to serve in his
19 place.

20 (c) One representative of the Nevada State Education
21 Association, appointed by the President of that Association.

22 2. Each coordinator who serves on the Statewide Council is a
23 member of the Statewide Council only for the period of his service
24 as coordinator of the regional training program pursuant to
25 NRS 391.532.

26 3. Each member appointed by the governing body pursuant to
27 paragraph (b) of subsection 1 and the member appointed pursuant to
28 paragraph (c) of subsection 1 serve a term of 2 years.

29 4. Members of the Statewide Council serve without salary, but
30 are entitled to receive the per diem allowance and travel expenses
31 provided for state officers and employees generally for each day or
32 portion of a day during which a member attends a meeting of the
33 Statewide Council or is otherwise engaged in the work of the
34 Statewide Council. For the members of the Statewide Council who
35 are appointed pursuant to paragraphs (a) and (b) of subsection 1, the
36 governing body of the regional training program represented by
37 those members shall pay the per diem allowance and travel
38 expenses. For the member of the Statewide Council who is
39 appointed pursuant to paragraph (c) of subsection 1, the Nevada
40 State Education Association shall pay the per diem allowance and
41 travel expenses.

42 5. The governing bodies of the regional training programs may
43 mutually agree to expend a portion of their respective budgets to pay
44 for the administrative support of the Statewide Council.



1 **Sec. 14.** NRS 391.532 is hereby amended to read as follows:
2 391.532 1. The governing body of each regional training
3 program shall ~~appoint~~:

4 (a) *Employ or otherwise contract with* a coordinator of the
5 program, who serves at the pleasure of the governing body.

6 (b) *Set the salary or other compensation of the coordinator.*

7 2. The coordinator of each regional training program shall:

8 (a) Serve on the Statewide Council;

9 (b) Assist in the evaluation of the regional training program, as
10 directed by the governing body; and

11 (c) Perform such other duties as directed by the governing body.

12 **Sec. 15.** NRS 391.536 is hereby amended to read as follows:

13 391.536 1. On an annual basis, the governing body of each
14 regional training program shall review the budget for the program
15 and submit a proposed budget to the Legislative Committee on
16 Education. The proposed budget must include, without limitation,
17 the amount of money requested by the governing body to pay for the
18 ~~services~~ *salary or other compensation* of the coordinator of the
19 program ~~appointed~~ *hired* pursuant to NRS 391.532. In even-
20 numbered years, the proposed budget must be submitted to the
21 Legislative Committee on Education at least 4 months before the
22 commencement of the next regular session of the Legislature.

23 2. The governing body of a regional training program may:

24 (a) Accept gifts and grants from any source to assist the
25 governing body in providing the training required by NRS 391.544.

26 (b) Comply with applicable federal laws and regulations
27 governing the provision of federal grants to assist with the training
28 provided pursuant to NRS 391.544, including, without limitation,
29 providing money from the budget of the governing body to match
30 the money received from a federal grant.

31 **Sec. 16.** NRS 391.540 is hereby amended to read as follows:

32 391.540 1. The governing body of each regional training
33 program shall:

34 (a) Adopt a training model, taking into consideration other
35 model programs, including, without limitation, the program used by
36 the Geographic Alliance in Nevada.

37 (b) Assess the training needs of teachers and administrators who
38 are employed by the school districts within the primary jurisdiction
39 of the regional training program and adopt priorities of training for
40 the program based upon the assessment of needs. The board of
41 trustees of each such school district may submit recommendations to
42 the appropriate governing body for the types of training that should
43 be offered by the regional training program.

44 (c) *In making the assessment required by paragraph (b),*
45 *review the plans to improve the achievement of pupils prepared*



1 *pursuant to NRS 385.348 by the school districts within the primary*
2 *jurisdiction of the regional training program and, as deemed*
3 *necessary by the governing body, review the plans to improve the*
4 *achievement of pupils prepared pursuant to NRS 385.357 for*
5 *individual schools within the primary jurisdiction of the regional*
6 *training program.*

7 (d) Prepare a 5-year plan for the regional training program,
8 which includes, without limitation:

9 (1) An assessment of the training needs of teachers and
10 administrators who are employed by the school districts within the
11 primary jurisdiction of the regional training program; and

12 (2) Specific details of the training that will be offered by the
13 regional training program for the first 2 years covered by the plan.

14 ~~(d)~~ (e) Review the 5-year plan on an annual basis and make
15 revisions to the plan as are necessary to serve the training needs of
16 teachers and administrators employed by the school districts within
17 the primary jurisdiction of the regional training program.

18 2. The Department, the University and Community College
19 System of Nevada and the board of trustees of a school district may
20 request the governing body of the regional training program that
21 serves the school district to provide training, participate in a
22 program or otherwise perform a service that is in addition to the
23 duties of the regional training program that are set forth in the plan
24 adopted pursuant to this section or otherwise required by statute. An
25 entity may not represent that a regional training program will
26 perform certain duties or otherwise obligate the regional training
27 program as part of an application by that entity for a grant unless the
28 entity has first obtained the written confirmation of the governing
29 body of the regional training program to perform those duties or
30 obligations. The governing body of a regional training program
31 may, but is not required to, grant a request pursuant to this
32 subsection.

33 **Sec. 17.** Chapter 392 of NRS is hereby amended by adding
34 thereto a new section to read as follows:

35 1. *The Department shall prescribe a form for educational*
36 *involvement accords to be used by all public schools in this State.*
37 *The educational involvement accord must comply with the*
38 *parental involvement policy:*

39 (a) *Required by the federal No Child Left Behind Act of 2001,*
40 *as set forth in 20 U.S.C. § 6318.*

41 (b) *Adopted by the State Board pursuant to NRS 392.457.*

42 2. *Each educational involvement accord must include,*
43 *without limitation:*



1 (a) A description of how the parent or legal guardian will be
2 involved in the education of the pupil, including, without
3 limitation:

4 (1) Reading to the pupil, as applicable for the grade or
5 reading level of the pupil;

6 (2) Reviewing and checking the pupil's homework; and

7 (3) Contributing 5 hours of time each school year,
8 including, without limitation, by attending school-related
9 activities, parent-teacher association meetings, parent-teacher
10 conferences, volunteering at the school and chaperoning school-
11 sponsored activities.

12 (b) The responsibilities of a pupil in a public school, including,
13 without limitation:

14 (1) Reading each day before or after school, as applicable
15 for the grade or reading level of the pupil;

16 (2) Using all school equipment and property appropriately
17 and safely;

18 (3) Following the directions of any adult member of the
19 staff of the school;

20 (4) Completing and submitting homework in a timely
21 manner; and

22 (5) Respecting himself, others and all property.

23 (c) The responsibilities of a public school and the
24 administrators, teachers and other personnel employed at a
25 school, including, without limitation:

26 (1) Ensuring that each pupil is provided proper instruction,
27 supervision and interaction;

28 (2) Maximizing the educational and social experience of
29 each pupil;

30 (3) Carrying out the professional responsibility of educators
31 to seek the best interest of each pupil; and

32 (4) Making staff available to the parents and legal
33 guardians of pupils to discuss the concerns of parents and legal
34 guardians regarding the pupils.

35 3. Each educational involvement accord must be
36 accompanied by, without limitation:

37 (a) Information describing how the parent or legal guardian
38 may contact the pupil's teacher and the principal of the school in
39 which the pupil is enrolled;

40 (b) The curriculum of the course or standards for the grade in
41 which the pupil is enrolled, as applicable, including, without
42 limitation, a calendar that indicates the dates of major
43 examinations and the due dates of significant projects, if those
44 dates are known by the teacher at the time that the information is
45 distributed;



1 (c) *The homework and grading policies of the pupil's teacher*
2 *or school;*

3 (d) *Directions for finding resource materials for the course or*
4 *grade in which the pupil is enrolled, as applicable;*

5 (e) *Suggestions for parents and legal guardians to assist pupils*
6 *in their schoolwork at home;*

7 (f) *The dates of scheduled conferences between teachers or*
8 *administrators and the parents or legal guardians of the pupil;*

9 (g) *The manner in which reports of the pupil's progress will be*
10 *delivered to the parent or legal guardian and how a parent or legal*
11 *guardian may request a report of progress;*

12 (h) *The classroom rules and policies;*

13 (i) *The dress code of the school, if any;*

14 (j) *The availability of assistance to parents who have limited*
15 *proficiency in the English language;*

16 (k) *Information describing the availability of free and reduced-*
17 *price meals, including, without limitation, information regarding*
18 *school breakfast, school lunch and summer meal programs;*

19 (l) *Opportunities for parents and legal guardians to become*
20 *involved in the education of their children and to volunteer for the*
21 *school or class; and*

22 (m) *The code of honor relating to cheating prescribed*
23 *pursuant to section 17.5 of this act.*

24 4. *The board of trustees of each school district shall adopt a*
25 *policy providing for the development and distribution of the*
26 *educational involvement accord. The policy adopted by a board of*
27 *trustees must require each classroom teacher to:*

28 (a) *Distribute the educational involvement accord to the parent*
29 *or legal guardian of each pupil in his class at the beginning of*
30 *each school year or upon a pupil's enrollment in the class, as*
31 *applicable; and*

32 (b) *Provide the parent or legal guardian with a reasonable*
33 *opportunity to sign the educational involvement accord.*

34 5. *Except as otherwise provided in this subsection, the board*
35 *of trustees of each school district shall ensure that the form*
36 *prescribed by the Department is used for the educational*
37 *involvement accord of each public school in the school district.*
38 *The board of trustees of a school district may authorize the use of*
39 *an expanded form that contains additions to the form prescribed*
40 *by the Department if the basic information contained in the*
41 *expanded form complies with the form prescribed by the*
42 *Department.*

43 6. *The Department and the board of trustees of each school*
44 *district shall, at least once each year, review and amend their*
45 *respective educational involvement accords.*



1 **Sec. 17.5. 1.** *The Department shall prescribe by regulation*
2 *a written policy that establishes a code of honor for pupils relating*
3 *to cheating on examinations and course work. The policy must be*
4 *developed in consultation with the boards of trustees of school*
5 *districts, the governing bodies of charter schools, educational*
6 *personnel employed by school districts and charter schools, and*
7 *local associations and organizations of parents whose children are*
8 *enrolled in public schools throughout this State.*

9 2. *The policy must include, without limitation, a definition of*
10 *cheating that clearly and concisely informs pupils which acts*
11 *constitute cheating for purposes of the code of honor.*

12 3. *On or before July 1 of each year, the Department shall:*

13 (a) *Provide a copy of the code of honor to the board of trustees*
14 *of each school district and the governing body of each charter*
15 *school.*

16 (b) *Review and amend the code of honor as necessary.*

17 4. *Copies of the code of honor must be made available for*
18 *inspection at each public school located within a school district,*
19 *including, without limitation, each charter school, in an area on*
20 *the grounds of the school that is open to the public.*

21 **Secs. 18-22.** (Deleted by amendment.)

22 **Sec. 23.** The Department of Education shall:

23 1. On or before December 1, 2005, submit to the Legislative
24 Committee on Education a written report that sets forth the proposed
25 monitoring system for the statewide system of accountability that
26 includes the elements prescribed in section 1 of this act.

27 2. On or before July 1, 2006, adopt a final version of the
28 monitoring system to be carried out beginning with the 2006-2007
29 school year.

30 **Sec. 24.** The Department of Education shall participate in any
31 national study that determines whether the standards of content and
32 performance for the State of Nevada are calibrated to the standards
33 that are measured on the National Assessment of Educational
34 Progress if such a study is available and if the study will not require
35 any additional expenditure of money by the Department.

36 **Sec. 25.** (Deleted by amendment.)

37 **Sec. 26.** This act becomes effective on July 1, 2005.



