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ASSEMBLY BILL NO. 339—ASSEMBLYMEN BRITTNEY MILLER;  
ANDERSON, BROWN-MAY, COHEN, CONSIDINE, D’SILVA,  
GONZÁLEZ, GORELOW, LA RUE HATCH, C.H. MILLER,  
MOSCA, NGUYEN, THOMAS AND TORRES

MARCH 20, 2023

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Referred to Committee on Education

SUMMARY—Revises provisions governing accountability reports  
of public schools. (BDR 34-786)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
Effect on the State: Yes.

CONTAINS UNFUNDED MANDATE (§ 1)  
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

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

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AN ACT relating to education; requiring the inclusion of certain  
information regarding pupil achievement to be included in  
annual reports of accountability submitted by the boards  
of trustees of school districts, the sponsors of charter  
schools and the State Board of Education; and providing  
other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law requires the boards of trustees of school districts, the sponsors of  
2 charter schools and the State Board of Education to prepare and publicly  
3 disseminate annual reports of accountability for the quality of schools and the  
4 educational achievement of pupils. (NRS 385A.070, 385A.400) Existing law  
5 prohibits a separate reporting for a group of pupils if the number of pupils in that  
6 group is insufficient to yield statistically reliable information or the results would  
7 reveal personally identifiable information about an individual pupil. (NRS  
8 385A.070) **Sections 1 and 2** of this bill require that, unless this existing prohibition  
9 on separate reporting for a group of pupils applies, the boards of trustees of school  
10 districts, the sponsors of charter schools and the State Board of Education must  
11 include within annual reports of accountability information on pupil achievement  
12 among: (1) pupils who have accrued 10 or more absences within the school year;  
13 and (2) pupils whose instruction in a core academic subject during the school year  
14 involved at least 4 weeks of instruction provided by someone other than a certified



15 teacher. Under **sections 1 and 2**, this information is required to be reported  
16 separately by gender and separately by certain other groups.

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

1 **Section 1.** NRS 385A.200 is hereby amended to read as  
2 follows:

3 385A.200 1. Except as otherwise provided in subsection 2,  
4 the annual report of accountability prepared pursuant to NRS  
5 385A.070 must include information on pupil achievement and  
6 school performance, including, without limitation, pupil  
7 achievement for each school in the district and the district as a  
8 whole, including, without limitation, each charter school sponsored  
9 by the district. The board of trustees of the district shall base its  
10 report on the results of the examinations administered pursuant to  
11 NRS 390.105 and the college and career readiness assessment  
12 administered pursuant to NRS 390.610 and shall compare the results  
13 of those examinations for the school year for which the annual  
14 report is being prepared with those of previous school years. The  
15 report must include, for each school in the district, including,  
16 without limitation, each charter school sponsored by the district, and  
17 each grade in which the examinations and assessments were  
18 administered:

19 (a) The number of pupils who took the examinations and a  
20 record of attendance for the period in which the examinations were  
21 administered, including an explanation of any difference in the  
22 number of pupils who took the examinations and the number of  
23 pupils who are enrolled in the school.

24 (b) Except as otherwise provided in subsection 2 of NRS  
25 385A.070, pupil achievement, reported separately by gender and  
26 reported separately for the groups of pupils identified in the  
27 statewide system of accountability for public schools.

28 (c) A comparison of the achievement of pupils in each group  
29 identified in the statewide system of accountability for public  
30 schools with the performance targets established for that group.

31 (d) The percentage of pupils who were not tested.

32 (e) Except as otherwise provided in subsection 2 of NRS  
33 385A.070, the percentage of pupils who were not tested, reported  
34 separately by gender and reported separately for the groups  
35 identified in the statewide system of accountability for public  
36 schools.

37 (f) The most recent 3-year trend in pupil achievement in each  
38 subject area tested and each grade level tested pursuant to



1 NRS 390.105 and the college and career readiness assessment  
2 administered pursuant to NRS 390.610, which may include  
3 information regarding the trend in the achievement of pupils for  
4 more than 3 years, if such information is available.

5 (g) *Except as otherwise provided in subsection 2 of NRS*  
6 *385A.070, information on pupil achievement among pupils with at*  
7 *least 10 absences in a school year, reported separately by gender*  
8 *and reported separately for the groups identified in the statewide*  
9 *system of accountability for public schools.*

10 (h) *Except as otherwise provided in subsection 2 of NRS*  
11 *385A.070, information on pupil achievement among pupils whose*  
12 *instruction in a core academic subject, as designated in NRS*  
13 *389.018, during the school year involved at least 4 weeks of*  
14 *instruction by a person other than a certified teacher, reported*  
15 *separately by gender and reported separately for the groups*  
16 *identified in the statewide system of accountability for public*  
17 *schools.*

18 (i) Except as otherwise provided in subsection 3 of NRS  
19 385A.720, the rating of each public school in the district, including,  
20 without limitation, each charter school sponsored by the district,  
21 pursuant to the statewide system of accountability for public  
22 schools.

23 ~~(h)~~ (j) Information on whether each school in the district,  
24 including, without limitation, each charter school sponsored by the  
25 district, has made progress based upon the model adopted by the  
26 Department pursuant to NRS 390.125.

27 ~~(i)~~ (k) Information that compares the results of pupils in the  
28 school district, including, without limitation, pupils enrolled in  
29 charter schools sponsored by the district, with the results of pupils  
30 throughout this State. The information required by this paragraph  
31 must be provided in consultation with the Department to ensure the  
32 accuracy of the comparison.

33 ~~(j)~~ (l) For each school in the district, including, without  
34 limitation, each charter school sponsored by the district, information  
35 that compares the results of pupils in the school with the results of  
36 pupils throughout the school district and throughout this State. The  
37 information required by this paragraph must be provided in  
38 consultation with the Department to ensure the accuracy of the  
39 comparison.

40 2. If the Department temporarily waives or otherwise pauses  
41 the requirement to administer examinations that comply with 20  
42 U.S.C. § 6311(b)(2) pursuant to subsection 6 of NRS 390.105, the  
43 requirement of subsection 1 to include certain information in the  
44 annual report of accountability prepared pursuant to NRS 385A.070



1 does not apply for the period of time that such a waiver or pause is  
2 effective.

3 **Sec. 2.** NRS 385A.410 is hereby amended to read as follows:

4 385A.410 Except as otherwise provided in subsection 6 of  
5 NRS 390.105, the annual report of accountability prepared by the  
6 State Board pursuant to NRS 385A.400 must include information on  
7 pupil achievement and school performance, including, without  
8 limitation:

9 1. Information on the achievement of all pupils based upon the  
10 results of the examinations administered pursuant to NRS 390.105  
11 and the college and career readiness assessment administered  
12 pursuant to NRS 390.610, reported for each school district,  
13 including, without limitation, each charter school in the district, and  
14 for this State as a whole.

15 2. Except as otherwise provided in subsection 2 of NRS  
16 385A.400, pupil achievement, reported separately by gender and  
17 reported separately for the groups of pupils identified in the  
18 statewide system of accountability for public schools.

19 3. A comparison of the achievement of pupils in each group  
20 identified in the statewide system of accountability for public  
21 schools with the performance targets established for that group.

22 4. The percentage of all pupils who were not tested, reported  
23 for each school district, including, without limitation, each charter  
24 school in the district, and for this State as a whole.

25 5. Except as otherwise provided in subsection 2 of NRS  
26 385A.400, the percentage of pupils who were not tested, reported  
27 separately by gender and reported separately for the groups  
28 identified in the statewide system of accountability for public  
29 schools.

30 6. The most recent 3-year trend in the achievement of pupils in  
31 each subject area tested and each grade level tested pursuant to NRS  
32 390.105 and the college and career readiness assessment  
33 administered pursuant to NRS 390.610, reported for each school  
34 district, including, without limitation, each charter school in the  
35 district, and for this State as a whole, which may include  
36 information regarding the trend in the achievement of pupils for  
37 more than 3 years, if such information is available.

38 7. *Information on pupil achievement among pupils with at  
39 least 10 absences in a school year, reported separately by gender  
40 and reported separately for the groups identified in the statewide  
41 system of accountability for public schools.*

42 8. *Information on pupil achievement among pupils whose  
43 instruction in a core academic subject, as designated in NRS  
44 389.018, during the school year involved at least 4 weeks of  
45 instruction by a person other than a certified teacher, reported*



1 *separately by gender and reported separately for the groups*  
2 *identified in the statewide system of accountability for public*  
3 *schools.*

4 **9.** Except as otherwise provided in subsection 3 of NRS  
5 385A.720, the rating of each public school, including, without  
6 limitation, each charter school, pursuant to the statewide system of  
7 accountability for public schools.

8 ~~8.~~ **10.** Information on whether each public school, including,  
9 without limitation, each charter school, has made progress based  
10 upon the model adopted by the Department pursuant to NRS  
11 390.125, if applicable for the grade level of pupils enrolled at the  
12 school.

13 ~~9.~~ **11.** Information on the results of pupils who participated in  
14 the examinations of the National Assessment of Educational  
15 Progress required pursuant to NRS 390.830.

16 **Sec. 3.** The provisions of NRS 354.599 do not apply to any  
17 additional expenses of a local government that are related to the  
18 provisions of this act.

19 **Sec. 4.** This act becomes effective on July 1, 2023.

