

Amendment No. 378

Assembly Amendment to Assembly Bill No. 339	(BDR 34-786)
Proposed by: Assembly Committee on Education	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes	

Adoption of this amendment will MAINTAIN the unfunded mandate not requested by the affected local government to A.B. 339 (§ 1).

ASSEMBLY ACTION		Initial and Date		SENATE ACTION		Initial and Date
Adopted <input type="checkbox"/>	Lost <input type="checkbox"/>	_____		Adopted <input type="checkbox"/>	Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/>	Not <input type="checkbox"/>	_____		Concurred In <input type="checkbox"/>	Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/>	Not <input type="checkbox"/>	_____		Receded <input type="checkbox"/>	Not <input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.



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

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.

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

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 follows:

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

15 (a) The number of pupils who took the examinations and a record of
16 attendance for the period in which the examinations were administered, including
17 an explanation of any difference in the number of pupils who took the examinations
18 and the number of pupils who are enrolled in the school.

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

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

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

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

30 (f) The most recent 3-year trend in pupil achievement in each subject area
31 tested and each grade level tested pursuant to NRS 390.105 and the college and
32 career readiness assessment administered pursuant to NRS 390.610, which may
33 include information regarding the trend in the achievement of pupils for more than
34 3 years, if such information is available.

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

39 (h) *Except as otherwise provided in subsection 2 of NRS 385A.070,*
40 *information on pupil achievement among pupils whose instruction in a core*
41 *academic subject, as designated in NRS 389.018, during the school year involved*
42 *at least 4 consecutive weeks of instruction by a person other than a licensed*
43 *teacher, reported separately by gender and reported separately for the groups*
44 *identified in the statewide system of accountability for public schools.*

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

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

4 ~~(k)~~ (k) Information that compares the results of pupils in the school district,
5 including, without limitation, pupils enrolled in charter schools sponsored by the
6 district, with the results of pupils throughout this State. The information required by
7 this paragraph must be provided in consultation with the Department to ensure the
8 accuracy of the comparison.

9 ~~(l)~~ (l) For each school in the district, including, without limitation, each
10 charter school sponsored by the district, information that compares the results of
11 pupils in the school with the results of pupils throughout the school district and
12 throughout this State. The information required by this paragraph must be provided
13 in consultation with the Department to ensure the accuracy of the comparison.

14 2. If the Department temporarily waives or otherwise pauses the requirement
15 to administer examinations that comply with 20 U.S.C. § 6311(b)(2) pursuant to
16 subsection 6 of NRS 390.105, the requirement of subsection 1 to include certain
17 information in the annual report of accountability prepared pursuant to NRS
18 385A.070 does not apply for the period of time that such a waiver or pause is
19 effective.

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

21 385A.410 Except as otherwise provided in subsection 6 of NRS 390.105, the
22 annual report of accountability prepared by the State Board pursuant to NRS
23 385A.400 must include information on pupil achievement and school performance,
24 including, without limitation:

25 1. Information on the achievement of all pupils based upon the results of the
26 examinations administered pursuant to NRS 390.105 and the college and career
27 readiness assessment administered pursuant to NRS 390.610, reported for each
28 school district, including, without limitation, each charter school in the district, and
29 for this State as a whole.

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

33 3. A comparison of the achievement of pupils in each group identified in the
34 statewide system of accountability for public schools with the performance targets
35 established for that group.

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

39 5. Except as otherwise provided in subsection 2 of NRS 385A.400, the
40 percentage of pupils who were not tested, reported separately by gender and
41 reported separately for the groups identified in the statewide system of
42 accountability for public schools.

43 6. The most recent 3-year trend in the achievement of pupils in each subject
44 area tested and each grade level tested pursuant to NRS 390.105 and the college
45 and career readiness assessment administered pursuant to NRS 390.610, reported
46 for each school district, including, without limitation, each charter school in the
47 district, and for this State as a whole, which may include information regarding the
48 trend in the achievement of pupils for more than 3 years, if such information is
49 available.

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

1 **8. Information on pupil achievement among pupils whose instruction in a**
2 **core academic subject, as designated in NRS 389.018, during the school year**
3 **involved at least 4 consecutive weeks of instruction by a person other than a**
4 **licensed teacher, reported separately by gender and reported separately for the**
5 **groups identified in the statewide system of accountability for public schools.**

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

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

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

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

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