

Amendment No. 291

Senate Amendment to Senate Bill No. 282	(BDR 34-532)
<b>Proposed by:</b> Senate Committee on Education	
<b>Amends:</b> Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

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.





## SENATE BILL NO. 282—SENATOR NGUYEN

MARCH 15, 2023

Referred to Committee on Education

SUMMARY—Revises provisions governing education. (BDR 34-532)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
Effect on the State: No.

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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; clarifying that the hiring of staff by a principal of a local school precinct must conform to applicable collective bargaining agreements; requiring certain uses of money carried forward at the end of a school year by a local school precinct; requiring certain approval from an organizational team of a local school precinct to approve a plan of operation for the local school precinct; making the principal of a local school precinct a voting member of the organizational team; revising the procedure for the selection of a candidate to fill a vacancy in the position of principal of a local school precinct; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law provides that each public school within a school district in this State which has more than 100,000 pupils enrolled in its public schools (currently the Clark County School District) is deemed to be a local school precinct. (NRS 388G.530, 388G.600) Under existing law, a local school precinct is required to operate using site-based decision-making in which certain responsibilities are transferred from the large school district to the local school precinct. (NRS 388G.600) One function that the superintendent of the large school district is required to transfer from the large school district to the local school precinct is the selection for the local school precinct of teachers, administrators other than the principal and other staff who work under the direction of the principal. (NRS 388G.610) **Section 1** of this bill clarifies that the principal of the local school district is required to select such staff in accordance with the applicable collective bargaining agreement.

Existing law requires the principal of a local school precinct to establish an organizational team for the local school precinct on or before October 1 of each school year. (NRS 388G.700) Under existing law, the organizational team for a local school precinct is required to consist of the principal as a nonvoting member, teachers or other educational personnel at the local school precinct, persons employed at the local school precinct, other than teachers or other educational personnel, and parents or legal guardians of pupils who are enrolled at the local school precinct. (NRS 388G.720) **Section 4** of this bill makes the principal of a local school precinct a voting member, rather than a nonvoting member, of the organizational team of the local school precinct.

Existing law requires the principal of a local school precinct to develop a plan of operation for the local school precinct with the assistance and advice of the organizational team. The plan of operation is required to include, without limitation, a plan to improve the achievement of pupils enrolled in the local school precinct and a budget for the use of money

25 allocated to the local school precinct. (NRS 388G.700) Under existing law, the principal is  
26 responsible for finalizing the plan of operation and, when the principal finalizes the plan of  
27 operation, the principal is required to submit the plan for approval by the school associate  
28 superintendent for that local school precinct. (NRS 388G.710) Existing law authorizes the  
29 school organizational team to submit to the school associate superintendent objections to any  
30 part of the plan of operation and establishes a procedure for the school associate  
31 superintendent to consider and respond to those objections. (NRS 388G.750) **Section 6** of this  
32 bill removes the procedure for the school organizational team to submit to the school associate  
33 superintendent objections to the plan of operation and, instead, **sections 2, 3 and 6 of this bill**  
34 establish procedures requiring a plan of operation to be approved by a vote of at least 75  
35 percent of the members of the organizational team **who are present at the time of the vote**  
36 before the plan is submitted to the school associate superintendent for approval. **Sections 2**  
37 **and 3 require the principal of a local school precinct to make every effort to notify the**  
38 **members of an organizational team of the date, time and location of a vote on a plan of**  
39 **operation.** Under **section 6**, if a plan of operation is not approved by a vote of at least 75  
40 percent of the members of the organizational team ~~§~~ **who are present at the time of the**  
41 **vote:** (1) the principal of the local school precinct is required to submit a notice to the school  
42 associate superintendent that includes a copy of the proposed plan of operation and a  
43 statement of the reasons that the plan of operation was not approved by the required vote of  
44 the organizational team; and (2) the superintendent is required to develop and approve a plan  
45 of operation for the local school precinct based on that information.

46 Existing law provides that when a vacancy occurs in the position of principal for a local  
47 school precinct, the organizational team for the local school precinct is required to establish a  
48 list of qualifications that the organizational team determines are desirable for the next  
49 principal and provide that list to the superintendent. The superintendent is required to  
50 interview qualified candidates and establish a list of at least three but not more than five  
51 candidates to submit to the organizational team and the organizational team is required to  
52 recommend one candidate to the superintendent for the position of principal. (NRS 388G.740)  
53 **Section 5** of this bill establishes qualifications for the position of principal that the  
54 organizational team is required to include in the list of qualifications submitted to the  
55 superintendent. **Section 5** also revises the procedure for filling a vacancy in the position of  
56 principal for the local school precinct by requiring that, rather than recommending one  
57 candidate to the superintendent, the organizational team is required to submit to the  
58 superintendent a ranking of candidates for the position of principal. Finally, **section 5:** (1)  
59 **requires the school associate superintendent responsible for a local school precinct to**  
60 **make every effort to notify the members of an organizational team of the date, time and**  
61 **location of a vote on a selected candidate;** (2) authorizes the organizational team to reject  
62 the selection by the superintendent of a candidate for the position of principal if at least 75  
63 percent of the members of the organizational team **who are present at the time of the vote** to  
64 reject the selection; and ~~§~~ (3) provides that if the organizational team rejects the selection  
65 of the superintendent, the superintendent is required to select a candidate for the position of  
66 principal from the remaining candidates on the list submitted by the organizational team.

67 **Existing law: (1) deems each public school within a large school district (currently**  
68 **Clark County School District) to be a local school precinct which is empowered to carry**  
69 **forward its year-end balance to the next school year for use by the local school precinct;**  
70 **and (2) requires a large school district to account for any amount carried forward by a**  
71 **local school precinct as a restricted fund balance. (NRS 388G.600, 388G.650) Section 1.5**  
72 **of this bill requires a local school precinct that carries forward a balance of more than 5**  
73 **percent of its actual expenditures to use the money for certain purposes. If a local school**  
74 **precinct fails to spend the money within 18 months after the end of the school year,**  
75 **section 1.5 requires a large school district to transfer the balance in excess of 5 percent of**  
76 **the expenditures of the local school precinct to the Education Stabilization Account.**

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

1       **Section 1.** NRS 388G.610 is hereby amended to read as follows:

2       388G.610 1. Except as otherwise provided in this section, the  
3 superintendent shall transfer authority to each local school precinct to carry out  
4 responsibilities in accordance with this section and the plan of operation approved  
5 for the local school precinct.

6       2. The superintendent shall transfer to each local school precinct the authority  
7 to carry out the following responsibilities:

8       (a) Select for the local school precinct the:

9           (1) Teachers;

10          (2) Administrators other than the principal; and

11          (3) Other staff who work under the direct supervision of the principal.

12       (b) Direct the supervision of the staff of the local school precinct, including,  
13 without limitation, taking any necessary disciplinary action which does not involve  
14 a violation of law or which does not require an investigation to comply with the  
15 law.

16       (c) Procure such equipment, services and supplies as the local school precinct  
17 deems necessary or advisable to carry out the plan of operation for the local school  
18 precinct. Equipment, services and supplies may be procured from the large school  
19 district in which the local school precinct is located or elsewhere, but such  
20 procurement must be carried out in accordance with the applicable policies of the  
21 large school district.

22       (d) Develop a balanced budget for the local school precinct for the use of the  
23 money allocated to the local school precinct, which must include, without  
24 limitation, the manner in which to expend any money not used for the purposes  
25 described in paragraphs (a), (b) and (c).

26       (e) Any other responsibility for which authority is transferred pursuant to  
27 subsection 7.

28       3. Except as otherwise provided in subsection 7, a large school district shall  
29 remain responsible for paying for and carrying out all other responsibilities  
30 necessary for the operation of the local school precincts and the large school district  
31 which have not been transferred to the local school precincts pursuant to subsection  
32 2, including, without limitation, responsibility for:

33       (a) Negotiating the salaries, benefits and other conditions of employment of  
34 administrators, teachers and other staff necessary for the operation of the local  
35 school precinct;

36       (b) Transportation services;

37       (c) Food services;

38       (d) Risk management services;

39       (e) Financial services, including payroll services;

40       (f) Qualifying employees for any position within the large school district;

41       (g) Services to promote and ensure equity and diversity;

42       (h) Services to ensure compliance with all laws relating to civil rights;

43       (i) Identification, evaluation, program placement, pupil assignment and other  
44 services provided to pupils pursuant to the Individuals with Disabilities Education  
45 Act, 20 U.S.C. §§ 1400 et seq., and the regulations adopted pursuant thereto, or  
46 pursuant to section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794, and the  
47 regulations adopted pursuant thereto;

48       (j) Legal services;

49       (k) Maintenance and repair of buildings;

50       (l) Maintenance of the grounds of the local school precinct;

51       (m) Custodial services;

52       (n) Implementation of the master plan developed for English learners;

53       (o) Internal audits;

- 1 (p) Information technology services;
- 2 (q) Police services;
- 3 (r) Emergency management services;
- 4 (s) Carrying out state mandated assessments and accountability reports;
- 5 (t) Capital projects; and
- 6 (u) Utilities.

7 4. *The principal of a local school precinct shall select for the local school*  
8 *precinct the staff described in paragraph (a) of subsection 2 in accordance with*  
9 *the applicable collective bargaining agreements.* To the greatest extent possible,  
10 the principal of a local school precinct shall select teachers who are licensed and in  
11 good standing before selecting substitutes to teach at the local school precinct. The  
12 principal, in consultation with the organizational team, shall make every effort to  
13 ensure that effective licensed teachers are employed at the local school precinct.

14 5. If a large school district is unable to provide any necessary maintenance or  
15 repair of the buildings or grounds of a local school precinct in a timely manner, the  
16 large school district must, at the expense of the large school district, procure any  
17 equipment, services and supplies necessary from another entity or business to  
18 provide such maintenance or repair for the local school precinct or take any other  
19 necessary action.

20 6. To the extent that any member of the staff of central services is assigned to  
21 provide services at a local school precinct on a temporary or permanent basis, the  
22 decision regarding the assignment and any subsequent reassignment of the member  
23 of the staff must be made in consultation with the principal of the local school  
24 precinct and the school associate superintendent.

25 7. On or before January 15 of each year, the superintendent shall determine,  
26 in consultation with the principals, school associate superintendents and  
27 organizational teams of each local school precinct, any additional authority that is  
28 not listed in subsection 2 to recommend transferring to one or more local school  
29 precincts. Such authority may include the authority to carry out any of the  
30 responsibilities listed in subsection 3 which is not prohibited by law, other than the  
31 responsibility for capital projects, if it is determined that transferring the authority  
32 will serve the best interests of the pupils. The recommendation to transfer authority  
33 to one or more local school precincts must be submitted for approval by the board  
34 of trustees of the large school district. The board of trustees of the large school  
35 district shall consider such a recommendation and determine whether to approve  
36 the transfer of additional authority at its next regularly scheduled meeting if  
37 submitted within 5 working days before the next regularly scheduled meeting and  
38 otherwise the recommendation shall be considered at the following meeting.

39 8. If the authority to carry out any responsibility is transferred to a local  
40 school precinct pursuant to subsection 7, the large school district must allocate  
41 additional money to the local school precinct in an amount equal to the amount that  
42 would otherwise be paid by the large school district to carry out the responsibility.

43 ***Sec. 1.5. NRS 388G.650 is hereby amended to read as follows:***

44 388G.650 1. On or before January 15 of each year, to assist the local school  
45 precincts in preparing their budgets for the next school year, the superintendent  
46 shall establish and make public:

47 (a) The average unit cost for each type of employee employed to work at a  
48 local school precinct which is determined based upon the average unit cost across  
49 the large school district. A separate average unit cost must be established for  
50 teachers and substitute teachers, respectively.

51 (b) A list of equipment, services and supplies that a local school precinct may  
52 obtain from the large school district using the money allocated to the local school  
53 precinct and the cost for such equipment, services and supplies. The cost of such

1 equipment, services and supplies must not exceed the actual cost to the large school  
2 district to provide the equipment, services and supplies to the local school precinct.

3 ~~Each~~ Except as otherwise provided by subsections 3 and 4, each local  
4 school precinct must carry forward its year-end balance to the next school year for  
5 use by the local school precinct. The large school district must account for any such  
6 amount that is carried forward as a restricted fund balance.

7 3. If the year-end balance carried forward pursuant to subsection 2 in any  
8 school year exceeds 5 percent of the actual expenditures of the local school  
9 precinct during the immediately preceding school year, the local school precinct  
10 shall spend the entire amount of money by which the year-end balance carried  
11 forward pursuant to subsection 2 exceeds 5 percent of the actual expenditures of  
12 the local school precinct during the immediately preceding school year for one or  
13 more of the following purposes, in order of priority:

14 (a) Tutoring or other supplemental academic achievement programs within  
15 the local school precinct;

16 (b) Programs to support social and emotional learning within the local  
17 school precinct;

18 (c) Extracurricular programming for pupils within the local school precinct;

19 (d) Tutoring or other supplemental academic achievement programs within  
20 the large school district;

21 (e) Extracurricular programming for pupils within the large school district;  
22 and

23 (f) Any other instructional training, program or activity designed and  
24 intended to improve the achievement of pupils enrolled in the local school  
25 precinct.

26 4. If a local school precinct fails to spend the entire amount of money by  
27 which the year-end balance carried forward pursuant to subsection 2 exceeds 5  
28 percent of the actual expenditures of the local school precinct during the  
29 immediately preceding school year within 18 months after the end of the school  
30 year from which the year-end balance is carried forward, the large school district  
31 shall transfer the amount of money by which the balance carried forward  
32 exceeded 5 percent of the actual expenditures of the local school precinct during  
33 the immediately preceding school year, less any amount spent by the local school  
34 precinct pursuant to subsection 3, to the Education Stabilization Account created  
35 by NRS 387.1213. The local school precinct shall reduce any balance carried  
36 forward by any amount transferred to the Education Stabilization Account  
37 pursuant to this subsection.

38 5. A large school district shall not require a local school precinct to use  
39 either the money expended pursuant to subsection 3 or 4, or the programs and  
40 activities supported by such money, to supplant any duty, responsibility or  
41 funding owed by the large school district to any local school precinct.

42 **Sec. 2.** NRS 388G.700 is hereby amended to read as follows:

43 388G.700 1. The principal of a local school precinct shall:

44 (a) Establish an organizational team for the local school precinct consisting of  
45 the members described in NRS 388G.720 on or before October 1 of each school  
46 year;

47 (b) Develop the proposed plan of operation for the local school precinct for the  
48 next school year with the assistance and advice of the organizational team; ~~and~~

49 (c) ~~Submit~~ Before any vote on a proposed plan of operation for the local  
50 school precinct, make every effort to notify the members of the organizational  
51 team for the local school precinct of the date, time and location of the scheduled  
52 vote;

1 (d) If the proposed plan of operation for the local school precinct is approved  
2 by a vote of at least 75 percent of the members of the organizational team for the  
3 local school precinct ~~and~~ who are present at the time of the vote, submit the  
4 proposed plan of operation ~~for the local school precinct~~ to the school associate  
5 superintendent for approval ~~and~~; and

6 ~~(e)~~ (e) If the proposed plan of operation for the local precinct is not  
7 approved by a vote of at least 75 percent of the members of the organizational  
8 team ~~and~~ who are present at the time of the vote, notify the school associate  
9 superintendent in accordance with NRS 388G.750.

10 2. ~~The~~ In accordance with the applicable collective bargaining agreement,  
11 the principal of the local school precinct shall select staff for the local school  
12 precinct as necessary to carry out the plan of operation from a list provided by the  
13 superintendent.

14 3. The plan of operation for the local school precinct must include, without  
15 limitation:

16 (a) A plan to improve the achievement of pupils enrolled in the local school  
17 precinct, regardless of whether such a plan is required to be prepared pursuant to  
18 NRS 385A.650; and

19 (b) A budget which itemizes the manner in which the local school precinct will  
20 use the money allocated to the local school precinct.

21 4. The budget included in the plan of operation for the local school precinct  
22 pursuant to subsection 3 must be based upon the average unit cost for each type of  
23 employee of the local school precinct established pursuant to paragraph (a) of  
24 subsection 1 of NRS 388G.650, the actual cost for the procurement of equipment,  
25 services and supplies for the local school precinct and the actual cost of any other  
26 item included in the budget of the local school precinct. The budget must be  
27 developed in accordance with the criteria for determining budgetary priorities  
28 established by the board of trustees of the large school district pursuant to NRS  
29 387.301.

30 **Sec. 3.** NRS 388G.710 is hereby amended to read as follows:

31 388G.710 1. Before the organizational team conducts a vote on approving  
32 a plan of operation for ~~the~~ the local school precinct, the principal of the local school  
33 precinct shall present the plan at a public meeting held in accordance with  
34 subsection 2 at the local school precinct to which the plan of operation applies.

35 2. The principal shall post notice of the meeting not less than 3 working days  
36 before the date on which the meeting will be held. Members of the public must be  
37 allowed to attend any portion of the meeting, except any portion of the meeting  
38 during which confidential information is discussed, and each meeting must include  
39 a period for public comment. A meeting held pursuant to this subsection is not  
40 subject to the provisions of chapter 241 of NRS.

41 3. ~~When~~ Before any vote on a proposed plan of operation for the local  
42 school precinct, the principal of the local school precinct must make every effort  
43 to notify the members of the organizational team for the local school precinct of  
44 the date, time and location of the scheduled vote.

45 4. The principal shall not finalize the plan of operation for the local school  
46 precinct unless the plan of operation has been approved by at least 75 percent of  
47 the members of the organizational team ~~and~~ who are present at the time of the  
48 vote. If the plan of operation for the local school precinct is finalized by the  
49 principal, the principal must submit the plan to the school associate superintendent  
50 for approval. After receipt of the plan of operation ~~and~~ pursuant to this subsection,  
51 the school associate superintendent must approve or deny the plan of operation  
52 within 10 days. The plan of operation must be approved unless any provision of the  
53 plan violates any federal or state law or policy of the large school district.



1 ~~44~~ 5. If the school associate superintendent:

2 (a) Approves the plan of operation for a local school precinct, the school  
3 associate superintendent must notify the principal of the local school precinct and  
4 cause the plan of operation to be posted on the Internet website of the large school  
5 district and on the Internet website of the local school precinct and make the plan of  
6 operation available to any person upon request.

7 (b) Does not approve the plan of operation for a local school precinct, the  
8 school associate superintendent must notify the principal of the local school  
9 precinct of the reasons for not approving the plan and post those reasons on the  
10 Internet website of the large school district and on the Internet website of the local  
11 school precinct and make the plan of operation available to any person upon  
12 request. The school associate superintendent must assist the principal as necessary  
13 to revise the plan of operation.

14 ~~45~~ 6. Any adjustment to the budget that the principal of the local school  
15 precinct determines is necessary after the plan of operation has been approved  
16 *pursuant to this section or NRS 388G.750* may be made upon consultation with the  
17 organizational team and approval of the school associate superintendent.

18 **Sec. 4.** NRS 388G.720 is hereby amended to read as follows:

19 388G.720 1. The organizational team for a local school precinct must  
20 consist of:

21 (a) The principal of the local school precinct who shall serve as a ~~[nonvoting]~~  
22 *voting* member.

23 (b) At least two but not more than four members, as determined by the  
24 principal, who are teachers or other licensed educational personnel at the local  
25 school precinct who are elected by a vote of the teachers and other licensed  
26 educational personnel at the local school precinct and at least one-half of whom are  
27 members of the association representing teachers and other licensed educational  
28 personnel. The association shall establish the process for nominating and electing  
29 the members pursuant to this paragraph, which must allow all teachers and other  
30 licensed educational personnel an opportunity to participate and be elected  
31 regardless of whether the teachers or other licensed educational personnel are  
32 members of the association.

33 (c) One member who is employed at the local school precinct, other than a  
34 teacher or other licensed educational personnel, who is elected by a vote of all such  
35 employees, other than teachers or other licensed educational personnel, except that  
36 if four members are elected pursuant to paragraph (b), then two members who are  
37 elected by a vote of all such employees and who are members of an organization  
38 that represents those employees. The organization that represents those employees  
39 shall establish the process for nominating and electing the members pursuant to this  
40 paragraph, which must allow any eligible employee an opportunity to vote  
41 regardless of whether the employee is a member of the organization.

42 (d) A number of parents or legal guardians of pupils who are enrolled at the  
43 local school precinct which represents 50 percent of the total number of voting  
44 members if possible, or, if fewer are available to accept membership, then the  
45 greatest number of parents or legal guardians available. The parents or legal  
46 guardians must be elected by a vote of all parents and legal guardians of pupils  
47 enrolled at the local school precinct. A parent or legal guardian who is a teacher or  
48 other licensed educational personnel or employee of the local school precinct may  
49 not be elected to serve as a member pursuant to this paragraph, but may be elected  
50 to serve as a member of the organizational team pursuant to paragraph (b) or (c), as  
51 applicable. The association of parents for the school, if there is one, must establish  
52 the process for nominating and electing these members pursuant to this paragraph.  
53 If no such association exists, the principal of the local school precinct must inform

1 all parents and legal guardians of the opportunity to serve on the organizational  
2 team and provide the parents and guardians with information about the  
3 responsibilities associated with serving as a member of the organizational team, the  
4 manner in which to submit a name to be included on a ballot, the date on which a  
5 vote will be taken and any other relevant information. The principal must post such  
6 information on the Internet website of the local school precinct and provide the  
7 information to the superintendent who shall post the information on the Internet  
8 website of the large school district. The information must also be made available to  
9 any person upon request.

10 2. If one or more specialty schools exist within a local school precinct, at least  
11 one member selected pursuant to paragraphs (b) and (d) of subsection 1 must  
12 represent each specialty school on the organizational team.

13 3. In addition to the members described in subsection 1, if the local school  
14 precinct is a middle school, junior high school or high school, the organizational  
15 team must have one nonvoting member who is a pupil enrolled at the local school  
16 precinct who is elected by a vote of all of the pupils enrolled at the local school  
17 precinct. Any pupil who attends the local school precinct may request to be placed  
18 on the ballot to be elected to serve as a member of the organizational team pursuant  
19 to this subsection. A teacher or administrator of the local school precinct may  
20 nominate a pupil but the pupil may only be placed on the ballot if the pupil agrees  
21 to have his or her name placed on the ballot. The principal of the local school  
22 precinct shall cause a vote to be taken of the entire student body at the local school  
23 precinct through secret ballot to elect the pupil member. A member elected  
24 pursuant to this subsection may only provide assistance and advice regarding the  
25 plan of operation for the local school precinct.

26 4. The organizational team may select one or more nonvoting advisory  
27 members from the community at large to assist the organizational team and provide  
28 input from the community. Such members must not be the parent or legal guardian  
29 of a pupil who attends the local school precinct and must not otherwise be qualified  
30 to serve as a voting member of the organizational team.

31 5. The principal of a local school precinct shall assist as necessary with  
32 establishing the process for nominating and electing the members described in  
33 subsection 1 and shall ensure that each member who is elected pursuant to  
34 paragraph (d) of subsection 1 is informed that the member is not an employee of the  
35 local school precinct or the large school district and of any potential liability for  
36 serving as a member of the organizational team.

37 6. A person who receives the highest number of votes must be appointed to  
38 the organizational team regardless of the total number of votes cast for the position.

39 7. Except as otherwise provided in this subsection, an organizational team and  
40 its members who are not employees of the large school district are immune from  
41 liability for civil damages as a result of an act or omission in performing any of the  
42 duties of the organizational team as set forth in NRS 388G.700 to 388G.750,  
43 inclusive. This subsection does not restrict the liability of a local school precinct or  
44 the large school district for an act or omission of an organizational team or its  
45 members in performing the duties described in NRS 388G.700 to 388G.750,  
46 inclusive.

47 **Sec. 5.** NRS 388G.740 is hereby amended to read as follows:

48 388G.740 1. An organizational team shall:

49 (a) Provide assistance and advice to the principal of the local school precinct  
50 regarding the development of the plan of operation for the local school precinct ~~and~~  
51 **and vote on whether to approve that plan of operation;**

52 (b) Provide continued assistance and advice to the principal of the local school  
53 precinct in carrying out the plan of operation for the local school precinct; and

1 (c) Whenever a vacancy occurs in the position of principal for the local school  
 2 precinct, assist with the selection of the next principal in accordance with the  
 3 provisions of this section.

4 2. The organizational team may provide input regarding the principal of the  
 5 local school precinct to the school associate superintendent not more than two times  
 6 each school year.

7 3. Whenever a vacancy occurs in the position of principal for the local school  
 8 precinct, the organizational team shall establish a list of qualifications that the  
 9 organizational team determines are desirable for the next principal of the local  
 10 school precinct and provide the list to the superintendent. *The list of qualifications  
 11 must include, without limitation, qualifications relating to the:*

12 (a) *Employment history of the candidate;*

13 (b) *Ability of the candidate to connect and communicate with pupils;*

14 (c) *Ability of the candidate to provide a safe and respectful learning  
 15 environment pursuant to NRS 388.1321; and*

16 (d) *Strategies the candidate would implement to improve the achievement of  
 17 pupils.*

18 4. The superintendent shall post notice of the vacancy ~~+~~ *pursuant to  
 19 subsection 3.* The superintendent shall interview qualified candidates and establish  
 20 a list of at least three but not more than five candidates to submit to the  
 21 organizational team. One member of the organizational team must be allowed to  
 22 participate in interviewing candidates with the superintendent.

23 ~~+~~ 5. From the list of candidates submitted by the superintendent pursuant  
 24 to subsection ~~3,~~ 4, the organizational team shall ~~recommend one candidate~~ *rank  
 25 the candidates for the position of principal by preference and submit a list with  
 26 that ranking* within 15 school days after receipt of the recommendation. The  
 27 superintendent, in consultation with the school associate superintendent, must ~~+, in  
 28 his or her sole discretion, determine whether to hire the~~ *select a candidate  
 29 recommended.*

30 ~~— 5,~~ *to hire for the position of principal. Before any vote on the selected  
 31 candidate, the school associate superintendent responsible for the local school  
 32 precinct must make every effort to notify the members of the organizational team  
 33 for the local school precinct of the date, time and location of the scheduled vote.  
 34 The organizational team may reject the selection of the candidate if at least 75  
 35 percent of the members of the organizational team who are present at the time of  
 36 the vote vote to do so. The superintendent must then select a candidate from the  
 37 remaining members of the list submitted pursuant to subsection 4.*

38 6. Each person who participates in interviewing candidates pursuant to this  
 39 section shall comply with all laws that apply to an employer when making a  
 40 decision about employment.

41 ~~+~~ 7. After the principal of the local school precinct is hired, the  
 42 superintendent may, in his or her sole discretion, reassign and make other  
 43 employment decisions concerning the principal.

44 **Sec. 6.** NRS 388G.750 is hereby amended to read as follows:

45 388G.750 1. If ~~an organizational team objects to any part of~~ *the proposed  
 46 plan of operation for the local school precinct that is submitted by the principal of  
 47 the local school precinct for approval pursuant to NRS 388G.700, the  
 48 organizational team may submit a request to the school associate superintendent to  
 49 consider revising the plan in accordance with the recommendations* *is not  
 50 approved by a vote of at least 75 percent of the members of the organizational  
 51 team +, who are present at the time of the vote, the principal of the local school  
 52 precinct must notify the school associate superintendent that the proposed plan of  
 53 operation has not been approved. The principal shall include in the notice a copy*

1 *of the proposed plan of operation and a statement of the reasons that the*  
2 *proposed plan of operation has not been approved by a vote of at least 75 percent*  
3 *of the organizational team ~~by~~ who were present at the time of the vote.*

4 2. If the school associate superintendent receives a ~~request~~ *notice* pursuant  
5 to subsection 1, the school associate superintendent must ~~consider the~~  
6 ~~recommendations of the organizational team and provide a written response to the~~  
7 ~~organizational team upon making a final determination about the plan of operation~~  
8 ~~for the local school precinct within 5 working days.~~

9 ~~3. If the school associate superintendent:~~

10 ~~— (a) Agrees with the recommendations of the organizational team, the school~~  
11 ~~associate superintendent must work with the principal of the local school precinct to~~  
12 ~~revise the plan of operation.~~

13 ~~— (b) Does not agree with the recommendations of the organizational team, the~~  
14 ~~school associate superintendent must inform the organizational team pursuant to~~  
15 ~~subsection 2.~~

16 ~~4. If the school associate superintendent does not agree with the~~  
17 ~~recommendations of the organizational team, the organizational team may appeal~~  
18 ~~the decision of the school associate superintendent] *submit the notice provided*~~  
19 ~~*pursuant to subsection 1* to the superintendent ~~]. The superintendent must consider~~~~  
20 ~~~~such an appeal within 5 days after receipt of the appeal. The decision of]~~ *and,*  
21 *based on the information included in the notice, the superintendent must develop*  
22 *and approve a plan of operation for the local school precinct. The school*  
23 *associate superintendent must notify the principal of the local school precinct of*  
24 *the development and approval of a plan of operation by the superintendent and*  
25 *cause the plan of operation to be posted on the Internet website of the large*  
26 *school district and on the Internet website of the local school precinct and make*  
27 *the plan of operation available to any person upon request. The development and*  
28 *approval of a plan of operation by the superintendent pursuant to this subsection*  
29 *is final and not subject to any further appeal or judicial review.*~~

30 **Sec. 7.** 1. This section becomes effective upon passage and approval.

31 2. Sections 1 to 6, inclusive, of this act become effective:

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

35 (b) On July 1, 2024, for all other purposes.