
SENATE BILL NO. 224—SENATORS BUCK, STONE AND HANSEN

FEBRUARY 19, 2025

JOINT SPONSOR: ASSEMBLYMEMBER HANSEN

Referred to Committee on Education

SUMMARY—Revises provisions relating to education.
(BDR 34-72)

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

CONTAINS UNFUNDED MANDATE (§ 23)
(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 principal of each public school to prepare an instructional model for the school which may be shared with other public schools; prescribing requirements for the Department of Education to convert certain public schools to Department charter schools under certain circumstances; prescribing requirements for the operation of a Department charter school; providing for the use of certain school buildings by a Department charter school free of charge; requiring a school district to provide facilities or services to a Department charter school under certain circumstances; revising provisions governing the use of school buildings owned by the board of trustees of a school district by a Department charter school; prohibiting collective bargaining concerning the termination of employment or reassignment of the employees of a Department charter school; and providing other matters properly relating thereto.



Legislative Counsel's Digest:

1 Existing law requires the principal of each school, in consultation with the
2 employees of the school, to prepare a plan to improve the achievement of pupils
3 enrolled in the school. (NRS 385A.650) **Section 6** of this bill additionally requires
4 the principal of each school, in consultation with the employees of the school, to
5 prepare an instructional model for the school which includes information about the
6 curriculum, grading, planning, assessment, software and business decisions of the
7 school. **Section 6** requires the Department of Education to develop and implement a
8 process for allowing the principal of each school to access such instructional
9 models from other schools with similar demographics, including from schools that
10 receive higher ratings according to the statewide system of accountability.

11 **Section 20** of this bill requires the Department to convert a public school to a
12 charter school, known as a Department charter school if, for 3 consecutive years,
13 the school is rated in the lowest 5 percent of public schools in this State in pupil
14 achievement and school performance. **Section 19** of this bill establishes the
15 Account for Department Charter Schools, the money in which is to be used for the
16 establishment and maintenance of Department charter schools. **Section 21** of this
17 bill requires: (1) the Superintendent of Public Instruction to solicit and evaluate
18 applications and enter into a contract with a charter management organization,
19 educational management organization or other person to operate a public school
20 that is converted to a Department charter school pursuant to **section 20**; and (2) the
21 Department to adopt regulations prescribing the process to apply to operate a
22 Department charter school, which must authorize certain applicants to submit one
23 application to operate more than one Department charter school. **Section 22** of this
24 bill provides that the Department is deemed the sponsor of a Department charter
25 school after a contract is entered into and requires the operator of the Department
26 charter school to appoint a governing body of the Department charter school.
27 **Section 22** provides that the governing body consists of any persons chosen by the
28 operator of the Department charter school, with certain restrictions. **Section 23** of
29 this bill: (1) requires the principal of a Department charter school to determine
30 whether to offer employment at the Department charter school to the persons
31 employed at the public school at the time of the conversion; and (2) authorizes the
32 board of trustees of the school district in which the Department charter school is
33 located to terminate or reassign any such employees who are not offered
34 employment by or who refuse an offer of employment from the Department charter
35 school.

36 **Section 23** also requires the board of trustees of a school district to: (1) without
37 compensation, allow a Department charter school to operate in the building in
38 which the school was located before conversion; and (2) continue to pay capital
39 expenses for the building. **Section 23** requires the governing body of the
40 Department charter school to pay for the maintenance and operation of the building.
41 **Section 23**: (1) provides that the board of trustees of a school district is not required
42 to give priority to a capital project at a school that is converted to a Department
43 charter school; and (2) prohibits the board of trustees of a school district from
44 reducing the priority of any such capital project that existed before the school was
45 selected for conversion. **Section 23** also requires any pupil who was enrolled in a
46 public school before conversion to be enrolled in the Department charter school,
47 unless the parent or guardian of the pupil submits written notice that the pupil will
48 not continue to be enrolled at the school. Finally, **section 23** limits the amount of
49 loans, advances or other monetary charges that the governing body of a Department
50 charter school may authorize to be paid to the operator of the Department charter
51 school.

52 Existing law prohibits the conversion of an existing public school to a charter
53 school. (NRS 388A.075, 388A.080) **Sections 14, 25, 29 and 30** of this bill make



54 these provisions inapplicable to a Department charter school, thereby authorizing
55 the conversion of a public school to a Department charter school.

56 **Section 24** of this bill enacts provisions necessary for a Department charter
57 school to be able to receive money available from certain federal grant programs.
58 **Sections 7, 11 and 25** of this bill require a Department charter school to participate
59 in the statewide system of accountability for public schools.

60 **Section 14** provides that, in general, for the purposes of the provisions
61 governing charter schools, the term "charter school" does not include a Department
62 charter school. **Section 28** of this bill makes a conforming change to indicate the
63 proper placement of **section 14** in the Nevada Revised Statutes.

64 Existing law: (1) establishes requirements concerning the availability of certain
65 information concerning charter schools and the operation of a charter school; (2)
66 requires a member of the governing body of a charter school to undergo a criminal
67 background check; (3) requires the governing body or sponsor of a charter school to
68 submit certain reports; (4) prohibits the board of trustees of a school district from
69 interfering with the operation of a charter school; (5) authorizes a high-performing
70 charter school to establish an experimental academic program; (6) prohibits a
71 member of the board of trustees of a school district or employee of a school district
72 from soliciting or accepting gifts or payments from a governing body or employee
73 of a charter school; (7) authorizes a charter school that meets certain requirements
74 to apply to the Department for money for facilities; (8) prescribes the manner in
75 which money will be apportioned to and paid by a charter school; (9) establishes
76 procedures for pupils who are enrolled in other schools and homeschooled children
77 to participate in classes and extracurricular activities at charter schools and for
78 pupils enrolled in charter schools to participate in classes and extracurricular
79 activities at other public schools; (10) establishes requirements concerning the
80 employment of personnel at charter schools; and (11) authorizes a charter school to
81 finance improvements through the issuance of bonds. (NRS 388A.090, 388A.095,
82 388A.100, 388A.171, 388A.226, 388A.247, 388A.323, 388A.345, 388A.348,
83 388A.352-388A.355, 388A.363-388A.369, 388A.3934, 388A.405-388A.420,
84 388A.471-388A.695) **Section 25** makes these provisions applicable to a
85 Department charter school.

86 **Section 26** of this bill requires the board of trustees of a school district in which
87 a Department charter school is located to provide, for compensation, facilities,
88 other than the school building in which the Department charter school operates, to
89 the Department charter school or perform certain services for a Department charter
90 school upon the request of the Superintendent of Public Instruction.

91 Existing law authorizes charter schools that meet certain requirements relating
92 to school performance and financial management to apply to the Department for
93 money for facilities. (NRS 388A.405) **Section 26** authorizes a Department charter
94 school that does not meet those requirements to apply for such money under
95 conditions prescribed by the Department.

96 Existing law provides that, if the governing body of a charter school contracts
97 with the board of trustees of a school district for the provision of school police
98 officers, the board of trustees is immune from civil or criminal liability for the acts
99 or omissions of those school police officers while providing services to the charter
100 school. (NRS 388A.384) **Section 26** provides similar immunity from liability if the
101 school district provides school police officers to a Department charter school upon
102 the request of the Superintendent of Public Instruction.

103 Existing law provides for regular financial and performance audits of charter
104 schools. (NRS 388A.105, 388A.110) **Section 27** of this bill requires the
105 Department to adopt regulations to carry out the provisions of **sections 15-27**
106 governing Department charter schools, which may include regulations requiring
107 similar audits of Department charter schools. **Sections 32 and 33** of this bill make
108 conforming changes to add references to such audits where applicable.



109 **Sections 1 and 14-18** of this bill define certain terms relating to Department
110 charter schools. **Sections 2-5, 8-10, 12, 31 and 35-38** of this bill make conforming
111 changes to ensure certain provisions of law applicable to public schools, school
112 districts and charter schools apply equally to Department charter schools. **Section**
113 **34** of this bill exempts Department charter schools from the Program of
114 Empowerment Schools for public schools.

115 Existing law requires negotiation in good faith between a local government
116 employer and a recognized employee organization on certain mandatory subjects,
117 including, without limitation, discharge and disciplinary procedures. (NRS
118 288.150) **Section 39** of this bill makes unenforceable and void any provision of a
119 collective bargaining agreement which limits the authority of the board of trustees
120 of a school district to terminate the employment of or reassign a member of the
121 staff of a school that is converted to a Department charter school.

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

1 **Section 1.** NRS 385.007 is hereby amended to read as follows:
2 385.007 As used in this title, unless the context otherwise
3 requires:

4 1. "Challenge school" has the meaning ascribed to it in
5 NRS 388D.305.

6 2. "Charter school" means a public school that is formed
7 pursuant to the provisions of chapter 388A of NRS.

8 3. "Department" means the Department of Education.

9 4. ***"Department charter school" means a public school***
10 ***operated by a charter management organization, as defined in***
11 ***section 16 of this act, an educational management organization,***
12 ***as defined in section 17 of this act, or other person pursuant to a***
13 ***contract with the Superintendent of Public Instruction pursuant to***
14 ***section 21 of this act and that is subject to the provisions of***
15 ***sections 15 to 27, inclusive, of this act.***

16 5. "English learner" has the meaning ascribed to it in 20 U.S.C.
17 § 7801(20).

18 ~~5.~~ 6. "Homeschooled child" means a child who receives
19 instruction at home and who is exempt from compulsory enrollment
20 and attendance pursuant to NRS 392.070.

21 ~~6.~~ 7. "Local school precinct" has the meaning ascribed to it in
22 NRS 388G.535.

23 ~~7.~~ 8. "Public schools" means all kindergartens and
24 elementary schools, junior high schools and middle schools, high
25 schools, charter schools and any other schools, classes and
26 educational programs which receive their support through public
27 taxation and, except for charter schools, whose textbooks and
28 courses of study are under the control of the State Board.

29 ~~8.~~ 9. "School bus" has the meaning ascribed to it in
30 NRS 484A.230.



~~19.~~ 10. “School counselor” or “counselor” means a person who holds a license issued pursuant to chapter 391 of NRS and an endorsement to serve as a school counselor issued pursuant to regulations adopted by the Commission on Professional Standards in Education or who is otherwise authorized by the Superintendent of Public Instruction to serve as a school counselor.

~~10.~~ 11. “School psychologist” or “psychologist” means a person who holds a license issued pursuant to chapter 391 of NRS and an endorsement to serve as a school psychologist issued pursuant to regulations adopted by the Commission on Professional Standards in Education or who is otherwise authorized by the Superintendent of Public Instruction to serve as a school psychologist.

~~11.~~ 12. “School social worker” or “social worker” means a social worker licensed pursuant to chapter 641B of NRS who holds a license issued pursuant to chapter 391 of NRS and an endorsement to serve as a school social worker issued pursuant to regulations adopted by the Commission on Professional Standards in Education or who is otherwise authorized by the Superintendent of Public Instruction to serve as a school social worker.

~~12.~~ 13. “State Board” means the State Board of Education.

~~13.~~ 14. “University school for profoundly gifted pupils” has the meaning ascribed to it in NRS 388C.040.

Sec. 2. NRS 385.083 is hereby amended to read as follows:

385.083 Except as otherwise provided in NRS 385.091:

1. All gifts of money which the State Board is authorized to accept must be deposited in a special revenue fund in the State Treasury designated as the Education Gift Fund and reported pursuant to subsection 4. The interest and income earned on the sum of the money in the Education Gift Fund must be credited to the Fund. Any money remaining in the Education Gift Fund at the end of the fiscal year must be carried forward to the next fiscal year.

2. The money available in the Education Gift Fund must be used only for the purpose specified by the donor, within the scope of the State Board’s powers and duties.

3. If all or part of the money accepted by the State Board from a donor is not expended before the end of any fiscal year, the remaining balance of the amount donated must remain in the Education Gift Fund until needed for the purpose specified by the donor.

4. Except as otherwise provided in subsection 5, the State Board shall record each gift of money deposited in the Education Gift Fund pursuant to this section and prepare a report which includes, for each such gift:

(a) The amount of the gift;



1 (b) Except as otherwise provided in subsection 6, the name of
2 the donor of the gift;

3 (c) Any instructions provided by the donor concerning the use of
4 the gift; and

5 (d) Information concerning any connection between the donor
6 and the State Board or the administration of the system of public
7 education in this State, including, without limitation:

8 (1) Any contract between the donor and the State Board;

9 (2) Any contract between the donor and the State Public
10 Charter School Authority;

11 (3) *Any contract between the donor and the Department;*

12 (4) Any bid by the donor for a contract with the State Board;

13 ~~[(4)]~~ (5) Any bid by the donor for a contract with the State
14 Public Charter School Authority;

15 ~~[(5)]~~ (6) *Any bid by the donor for a contract with the*
16 *Department;*

17 (7) If the donor is a lobbyist as defined in NRS 218H.080, a
18 statement of whether the donor lobbies on issues of interest to the
19 State Board or relating to the system of public education in this
20 State; and

21 ~~[(6)]~~ (8) Any service by the donor on a committee to form a
22 charter school created pursuant to NRS 388A.240.

23 5. This section does not apply to any gift of money:

24 (a) In an amount less than \$100,000, unless the cumulative total
25 by the same donor within a 12-month period is equal to or more than
26 \$100,000; or

27 (b) That is intended for a public broadcasting service.

28 6. A donor may remain anonymous for purposes of the report
29 prepared pursuant to subsection 4, unless the donor is required to
30 provide information pursuant to paragraph (d) of subsection 4.

31 7. The State Board may submit a form to each donor that
32 requires the donor to provide the information required for inclusion
33 in the report prepared pursuant to subsection 4. If the State Board
34 uses such a form, the State Board may rely upon the information
35 provided by the donor on the form for purposes of the report
36 required of the State Board pursuant to subsection 4 and the State
37 Board is not otherwise required to verify the contents of the
38 information provided by the donor on the form.

39 8. The State Board shall include the report prepared pursuant to
40 subsection 4 on the agenda of the next regular meeting of the State
41 Board held pursuant to NRS 385.040 and review all transactions
42 involving a gift listed on the report that have taken place since the
43 previous meeting of the State Board.



1 9. On or before February 1 of each year, the State Board shall
2 transmit each report prepared pursuant to subsection 4 in the
3 immediately preceding year:

4 (a) In odd-numbered years, to the Director of the Legislative
5 Counsel Bureau for transmittal to the next regular session of the
6 Legislature; and

7 (b) In even-numbered years, to the Joint Interim Standing
8 Committee on Education.

9 **Sec. 3.** NRS 385.620 is hereby amended to read as follows:

10 385.620 The Advisory Council shall:

11 1. Review the policy of parental involvement adopted by the
12 State Board and the policy of parental involvement and family
13 engagement adopted by the board of trustees of each school district
14 pursuant to NRS 392.457;

15 2. Review the information relating to communication with and
16 participation, involvement and engagement of parents and families
17 that is included in the annual report of accountability for each school
18 district pursuant to NRS 385A.320 and similar information in the
19 annual report of accountability prepared by the State Public Charter
20 School Authority , *the Department* and a college or university
21 within the Nevada System of Higher Education or city or county
22 that sponsors a charter school pursuant to subsection 3 of
23 NRS 385A.070;

24 3. Review any effective practices carried out in individual
25 school districts to increase parental involvement and family
26 engagement and determine the feasibility of carrying out those
27 practices on a statewide basis;

28 4. Review any effective practices carried out in other states to
29 increase parental involvement and family engagement and
30 determine the feasibility of carrying out those practices in this State;

31 5. Identify methods to communicate effectively and provide
32 outreach to parents, legal guardians and families of pupils who have
33 limited time to become involved in the education of their children
34 for various reasons, including, without limitation, work schedules,
35 single-parent homes and other family obligations;

36 6. Identify the manner in which the level of parental
37 involvement and family engagement affects the performance,
38 attendance and discipline of pupils;

39 7. Identify methods to communicate effectively with and
40 provide outreach to parents, legal guardians and families of pupils
41 who are English learners;

42 8. Determine the necessity for the appointment of a statewide
43 parental involvement and family engagement coordinator or a
44 parental involvement and family engagement coordinator in each
45 school district, or both;



1 9. Work in collaboration with the Office of Parental
2 Involvement and Family Engagement created by NRS 385.630 to
3 carry out the duties prescribed in NRS 385.635; and

4 10. On or before February 1 of each year, submit a report to the
5 Director of the Legislative Counsel Bureau for transmission to the
6 Legislature in odd-numbered years and to the Legislative
7 Commission in even-numbered years, describing the activities of the
8 Advisory Council and any recommendations for legislation.

9 **Sec. 4.** NRS 385.800 is hereby amended to read as follows:

10 385.800 1. The Office of Science, Innovation and
11 Technology established by NRS 223.600 shall:

12 (a) In consultation with the board of trustees of each school
13 district, develop a standardized, statewide system of gathering data
14 from pupils and their families to assess the ability of pupils to access
15 the Internet at their homes. The statewide system must:

16 (1) Be able to be replicated each year;

17 (2) Be developed with consideration of existing processes
18 and systems for gathering data on pupils and their families and, to
19 the greatest extent possible, use such processes and systems;

20 (3) Provide data on access to the Internet at the permanent or
21 temporary address of a pupil; and

22 (4) To the extent authorized by the Family Educational
23 Rights and Privacy Act of 1974, 20 U.S.C. § 1232g, and any
24 regulations adopted pursuant thereto, be able to disaggregate data
25 based on the name of the pupil, the name of the family of the pupil
26 and other appropriate personally identifiable information.

27 (b) Develop a method to share the data gathered pursuant to
28 paragraph (a), to the extent authorized by the Family Educational
29 Rights and Privacy Act of 1974, 20 U.S.C. § 1232g, and any
30 regulations adopted pursuant thereto, with providers of
31 telecommunications networks, services or equipment interested in
32 providing access to the Internet to pupils who lack access to the
33 Internet at their homes.

34 (c) Develop recommendations for minimum standards for
35 telecommunications technology owned by a school or school district
36 that will best ensure the capability of the telecommunications
37 technology to connect to the Internet. The recommendations must,
38 without limitation:

39 (1) Evaluate the connectivity capabilities of the
40 telecommunications technology and not other features, including,
41 without limitation, processing power and memory;

42 (2) Require the telecommunications technology to connect to
43 wireless fidelity, fixed wireless and mobile wireless Internet; and

44 (3) Include a list of recommended telecommunications
45 technology that meets the recommended standards.



1 (d) Review each report submitted by the board of trustees of a
2 school district, *the Department* and the State Public Charter School
3 Authority pursuant to NRS 385.810 and, based on the review:

4 (1) Conduct an analysis to identify any gaps in access to the
5 Internet which must, without limitation:

6 (I) Disaggregate any data by school district, charter
7 school, the number of pupils who lack access to the Internet and the
8 number of pupils who lack access to telecommunications
9 technology;

10 (II) Review data gathered in response to the public-health
11 crisis caused by the COVID-19 pandemic; and

12 (III) To the greatest extent possible, use existing
13 mechanisms for gathering data;

14 (2) Develop a fiscal plan to close gaps in access to the
15 Internet and gaps in access to telecommunications technology which
16 may include, without limitation, use of the Lifeline program of the
17 Federal Communications Commission, or its successor program, the
18 Emergency Broadband Benefit program of the Federal
19 Communications Commission, or its successor program, or the
20 Schools and Libraries Universal Service Support program of the
21 Federal Communications Commission, or its successor program;
22 and

23 (3) Develop a plan to assess the speed of uploads and
24 downloads on telecommunications technology to determine the
25 number of pupils who have access to the Internet but lack sufficient
26 speeds to participate in remote learning.

27 2. In carrying out its duties pursuant to subsection 1, the Office
28 shall work with:

29 (a) Private sector providers of telecommunications networks,
30 services or equipment to understand the data and guarantees of
31 payment that may be required to connect to the Internet pupils who
32 lack access to the Internet at their homes;

33 (b) Persons and entities who can inform the Office on current
34 and future standards for wireless fidelity, fixed wireless and mobile
35 wireless Internet and spectrum availability and provide
36 recommendations on the features a telecommunications technology
37 must have to connect with existing and future broadband networks;

38 (c) Persons and entities who can provide information on
39 delivery of access to the Internet that, to the greatest extent possible,
40 will use existing firewall and filter services provided by a school
41 district or charter school;

42 (d) Persons and entities who can provide information on
43 gathering data, data privacy and laws and regulations on data-
44 sharing that could affect the efforts of the Office to identify and



1 provide access to the Internet to pupils who lack access to the
2 Internet at their homes; and

3 (e) Persons and entities, including, without limitation, the
4 Department of Health and Human Services, who can provide
5 information on programs that may be used to provide access to the
6 Internet to pupils who lack access to the Internet at their homes.

7 3. The Department and the Office may adopt any regulations
8 necessary to carry out the provisions of this section.

9 4. As used in this section, “telecommunications technology”
10 includes, without limitation, a laptop computer or tablet device.

11 **Sec. 5.** NRS 385.810 is hereby amended to read as follows:

12 385.810 1. On or before November 1 of each year, the board
13 of trustees of each school district , *the Department* and the State
14 Public Charter School Authority shall submit a report to the Office
15 of Science, Technology and Innovation in a manner prescribed by
16 the Office. The report must include:

17 (a) The number of pupils who lack access to the Internet at their
18 homes and, to the extent authorized by the Family Educational
19 Rights and Privacy Act of 1974, 20 U.S.C. § 1232g, and any
20 regulations adopted pursuant thereto, the addresses of such pupils;

21 (b) The number of pupils who use a hotspot provided by the
22 school district or charter school to access the Internet;

23 (c) The number of pupils who lack access to
24 telecommunications technology that is capable of facilitating remote
25 learning;

26 (d) The number of pupils who lack both access to the Internet
27 and access to telecommunications technology; and

28 (e) The current requirements of the board of trustees of the
29 school district , *the Department* or the State Public Charter School
30 Authority for telecommunications technology owned by the school
31 district, a school within the school district, the State Public Charter
32 School Authority , ~~or~~ a charter school sponsored by the State
33 Public Charter School Authority ~~or~~ *or a Department charter*
34 *school.*

35 2. As used in this section, “telecommunications technology”
36 includes, without limitation, a laptop computer or tablet device.

37 **Sec. 6.** Chapter 385A of NRS is hereby amended by adding
38 thereto a new section to read as follows:

39 *1. The principal of each public school, including, without*
40 *limitation, each charter school, shall, in consultation with the*
41 *employees of the school, prepare an instructional model for the*
42 *school which must include, without limitation, information about*
43 *the curriculum, grading, planning, assessment, software and*
44 *business decisions of the school.*



1 2. *The principal of each public school shall, in consultation*
2 *with the employees of the school, annually review the instructional*
3 *model prepared pursuant to this section and make revisions as*
4 *necessary.*

5 3. *On or before the date prescribed by regulation of the State*
6 *Board pursuant to subsection 5, the principal of each public*
7 *school shall submit the instructional model or the revised*
8 *instructional model, as applicable, to:*

9 (a) *The Department; and*

10 (b) *The board of trustees of the school district in which the*
11 *school is located or, if the school is a charter school, the governing*
12 *body of the charter school.*

13 4. *The Department shall develop and implement a process for*
14 *allowing the principal of each public school to access such*
15 *instructional models from other schools with similar*
16 *demographics, including, without limitation, from schools that*
17 *receive higher ratings according to the statewide system of*
18 *accountability for public schools.*

19 5. *The State Board shall adopt regulations necessary to carry*
20 *out the provisions of this section.*

21 **Sec. 7.** NRS 385A.070 is hereby amended to read as follows:

22 385A.070 1. The board of trustees of each school district in
23 this State, in cooperation with associations recognized by the State
24 Board as representing licensed educational personnel in the district,
25 shall adopt a program providing for the accountability of the school
26 district to the residents of the district and to the State Board for the
27 quality of the schools and the educational achievement of the pupils
28 in the district, including, without limitation, pupils enrolled in
29 charter schools sponsored by the school district. The board of
30 trustees of each school district shall report the information required
31 by NRS 385A.070 to 385A.320, inclusive, for each charter school
32 sponsored by the school district. The information for charter schools
33 must be reported separately.

34 2. The board of trustees of each school district shall, on or
35 before December 31 of each year, prepare for the immediately
36 preceding school year a single annual report of accountability
37 concerning the educational goals and objectives of the school
38 district, the information prescribed by NRS 385A.070 to 385A.320,
39 inclusive, and such other information as is directed by the
40 Superintendent of Public Instruction. A separate reporting for a
41 group of pupils must not be made pursuant to NRS 385A.070 to
42 385A.320, inclusive, if the number of pupils in that group is
43 insufficient to yield statistically reliable information or the results
44 would reveal personally identifiable information about an individual
45 pupil. The Department shall use the mechanism approved by the



1 United States Department of Education for the statewide system of
2 accountability for public schools for determining the minimum
3 number of pupils that must be in a group for that group to yield
4 statistically reliable information.

5 3. The State Public Charter School Authority, *the Department*,
6 each college or university within the Nevada System of Higher
7 Education and each city or county that sponsors a charter school
8 shall, on or before December 31 of each year, prepare for the
9 immediately preceding school year an annual report of
10 accountability of the charter schools sponsored by the State Public
11 Charter School Authority, *the Department* or *the* institution, as
12 applicable, concerning the accountability information prescribed by
13 the Department pursuant to this section. The Department, in
14 consultation with the State Public Charter School Authority, each
15 college or university within the Nevada System of Higher Education
16 and each city or county that sponsors a charter school, shall
17 prescribe by regulation the information that must be prepared by the
18 State Public Charter School Authority, *the Department* and *the*
19 institution, as applicable, which must include, without limitation, the
20 information contained in subsection 2 and NRS 385A.070 to
21 385A.320, inclusive, as applicable to charter schools. The
22 Department shall provide for public dissemination of the annual
23 report of accountability prepared pursuant to this section by posting
24 a copy of the report on the Internet website maintained by the
25 Department.

26 4. The annual report of accountability prepared pursuant to this
27 section must be presented in an understandable and uniform format
28 and, to the extent practicable, provided in a language that parents
29 can understand.

30 **Sec. 8.** NRS 385A.080 is hereby amended to read as follows:

31 385A.080 1. The Superintendent of Public Instruction shall:

32 (a) Prescribe forms for the reports required pursuant to NRS
33 385A.070 and provide the forms to the respective school districts,
34 the State Public Charter School Authority, *the Department*, each
35 college or university within the Nevada System of Higher Education
36 and each city or county that sponsors a charter school.

37 (b) Provide statistical information and technical assistance to the
38 school districts, the State Public Charter School Authority, *the*
39 *Department*, each college or university within the Nevada System
40 of Higher Education and each city or county that sponsors a charter
41 school to ensure that the reports provide comparable information
42 with respect to each school in each district, each charter school and
43 among the districts and charter schools throughout this State.

44 (c) Consult with a representative of the:

45 (1) Nevada State Education Association;



- (2) Nevada Association of School Boards;
- (3) Nevada Association of School Administrators;
- (4) Nevada Parent Teacher Association;
- (5) Budget Division of the Office of Finance;
- (6) Legislative Counsel Bureau; and
- (7) Charter School Association of Nevada,

↳ concerning the program adopted pursuant to subsection 1 of NRS 385A.070 and consider any advice or recommendations submitted by the representatives with respect to the program.

(d) Establish metrics of performance for public schools for each grade which include, without limitation, metrics for:

- (1) The growth and proficiency of pupils in literacy, mathematics and science;
- (2) The engagement and proficiency of pupils in courses for college and career readiness; and
- (3) The retention and recruitment of teachers and education support professionals.

2. The Superintendent of Public Instruction may consult with representatives of parent groups other than the Nevada Parent Teacher Association concerning the program adopted pursuant to subsection 1 of NRS 385A.070 and consider any advice or recommendations submitted by the representatives with respect to the program.

3. The Superintendent of Public Instruction and each school district and charter school shall:

- (a) Publish the metrics established pursuant to paragraph (d) of subsection 1 on their respective Internet websites; and
- (b) On or before October 1 of each year, report data relating to each metric established pursuant to paragraph (d) of subsection 1 to the Governor, the State Board and the Director of the Legislative Counsel Bureau for transmission to the Joint Interim Standing Committee on Education.

Sec. 9. NRS 385A.090 is hereby amended to read as follows:

385A.090 1. On or before September 30 of each year:

(a) The board of trustees of each school district, the State Public Charter School Authority, *the Department*, each college or university within the Nevada System of Higher Education and each city or county that sponsors a charter school shall provide written notice that the report required pursuant to NRS 385A.070 is available on the Internet website maintained by the school district, *the State Public Charter School Authority, the Department, the institution or the city or county*, if any, or otherwise provide written notice of the availability of the report. The written notice must be provided to the:

- (1) Governor;



- 1 (2) State Board;
- 2 (3) Department;
- 3 (4) Committee;
- 4 (5) Bureau; and
- 5 (6) Attorney General, with a specific reference to the
- 6 information that is reported pursuant to paragraph (e) of subsection
- 7 1 of NRS 385A.250.

8 (b) The board of trustees of each school district, the State Public
9 Charter School Authority, *the Department*, each college or
10 university within the Nevada System of Higher Education and each
11 city or county that sponsors a charter school shall provide for public
12 dissemination of the annual report of accountability prepared
13 pursuant to NRS 385A.070 by posting a copy of the report on the
14 Internet website maintained by the school district, the State Public
15 Charter School Authority, *the Department*, the institution or the city
16 or county, if any. If a school district does not maintain a website, the
17 district shall otherwise provide for public dissemination of the
18 annual report by providing a copy of the report to the schools in
19 the school district, including, without limitation, each charter school
20 sponsored by the district, the residents of the district, and the parents
21 and guardians of pupils enrolled in schools in the district, including,
22 without limitation, each charter school sponsored by the district. If
23 the State Public Charter School Authority, the institution, the city or
24 the county does not maintain a website, the State Public Charter
25 School Authority, the institution, the city or the county, as
26 applicable, shall otherwise provide for public dissemination of the
27 annual report by providing a copy of the report to each charter
28 school it sponsors and the parents and guardians of pupils enrolled
29 in each charter school it sponsors.

30 2. Upon the request of the Governor, the Attorney General, an
31 entity described in paragraph (a) of subsection 1 or a member of the
32 general public, the board of trustees of a school district, the State
33 Public Charter School Authority, *the Department*, a college or
34 university within the Nevada System of Higher Education or a city
35 or county that sponsors a charter school, as applicable, shall provide
36 a portion or portions of the report required pursuant to
37 NRS 385A.070.

38 **Sec. 10.** NRS 385A.240 is hereby amended to read as follows:
39 385A.240 1. The annual report of accountability prepared
40 pursuant to NRS 385A.070 must include information on the
41 attendance, truancy and transiency of pupils, including, without
42 limitation:

43 (a) Records of the attendance and truancy of pupils in all grades,
44 including, without limitation:



1 (1) The average daily attendance of pupils, for each school in
2 the district and the district as a whole, including, without limitation,
3 each charter school sponsored by the district.

4 (2) For each elementary school, middle school and junior
5 high school in the district, including, without limitation, each charter
6 school sponsored by the district that provides instruction to pupils
7 enrolled in a grade level other than high school, information that
8 compares the attendance of the pupils enrolled in the school with the
9 attendance of pupils throughout the district and throughout this
10 State. The information required by this subparagraph must be
11 provided in consultation with the Department to ensure the accuracy
12 of the comparison.

13 (b) The number of pupils in each grade who are retained in the
14 same grade pursuant to NRS 392.033, 392.125 or 392.760, for each
15 school in the district and the district as a whole, including, without
16 limitation, each charter school sponsored by the district.

17 (c) The transiency rate of pupils for each school in the district
18 and the district as a whole, including, without limitation, each
19 charter school sponsored by the district. For the purposes of this
20 paragraph, a pupil is not transient if the pupil is transferred to a
21 different school within the school district as a result of a change in
22 the zone of attendance by the board of trustees of the school district
23 pursuant to NRS 388.040.

24 (d) The number of habitual truants reported for each school in
25 the district and for the district as a whole, including, without
26 limitation, the number who are:

27 (1) Reported to an attendance officer, a school police officer
28 or a local law enforcement agency pursuant to paragraph (a) of
29 subsection 2 of NRS 392.144;

30 (2) Referred to an advisory board to review school
31 attendance pursuant to paragraph (b) of subsection 2 of NRS
32 392.144; and

33 (3) Referred for the imposition of administrative sanctions
34 pursuant to paragraph (c) of subsection 2 of NRS 392.144.

35 2. The information included pursuant to subsection 1 must
36 allow such information to be disaggregated by:

37 (a) Pupils who are economically disadvantaged;

38 (b) Pupils from major racial and ethnic groups;

39 (c) Pupils with disabilities;

40 (d) Pupils who are English learners;

41 (e) Pupils who are migratory children;

42 (f) Gender;

43 (g) Pupils who are homeless;

44 (h) Pupils in foster care; and



1 (i) Pupils whose parent or guardian is a member of the Armed
2 Forces of the United States, a reserve component thereof or the
3 National Guard.

4 3. On or before September 30 of each year:


5 (a) The board of trustees of each school district shall submit to
6 each advisory board to review school attendance created in the
7 county pursuant to NRS 392.126 the information required by
8 paragraph (a) of subsection 1.

9 (b) The State Public Charter School Authority, *the Department*,
10 each college or university within the Nevada System of Higher
11 Education and each city or county that sponsors a charter school
12 shall submit to each advisory board to review school attendance
13 created in a county pursuant to NRS 392.126 the information
14 regarding the records of the attendance and truancy of pupils
15 enrolled in the charter school located in that county, if any, in
16 accordance with the regulations prescribed by the Department
17 pursuant to subsection 3 of NRS 385A.070.

18 **Sec. 11.** NRS 385A.720 is hereby amended to read as follows:
19 385A.720 1. Except as otherwise provided in subsection 3:

20 (a) Based upon the information received from the Department
21 pursuant to NRS 385A.670, the board of trustees of each school
22 district shall, on or before August 15 of each year, issue a
23 preliminary rating for each public school in the school district in
24 accordance with the statewide system of accountability for public
25 schools, excluding charter schools sponsored by the State Public
26 Charter School Authority, *the Department*, a college or university
27 within the Nevada System of Higher Education or a city or county.

28 (b) The board of trustees shall make preliminary ratings for all
29 charter schools that are sponsored by the board of trustees.

30 (c) The Department shall make preliminary ratings for all
31 charter schools sponsored by the State Public Charter School
32 Authority  *and the Department*, all charter schools sponsored by
33 a college or university within the Nevada System of Higher
34 Education and all charter schools sponsored by a city or county.

35 2. Except as otherwise provided in subsection 3:

36 (a) Before making a final rating for a school, the board of
37 trustees of the school district or the Department, as applicable, shall
38 provide the school an opportunity to review the data upon which the
39 preliminary rating is based and to present evidence.

40 (b) If the school is a public school of the school district or a
41 charter school sponsored by the board of trustees, the board of
42 trustees of the school district shall, in consultation with the
43 Department, make a final determination concerning the rating for
44 the school on September 15.



1 (c) If the school is a charter school sponsored by the State Public
2 Charter School Authority, *the Department*, a college or university
3 within the Nevada System of Higher Education or a city or county,
4 the Department shall make a final determination concerning the
5 rating for the school on September 15.

6 3. The Department may temporarily waive or otherwise pause
7 the requirement to make ratings for public schools that comply with
8 20 U.S.C. § 6311(c) pursuant to this section if the United States
9 Department of Education grants a waiver from or otherwise pauses
10 the requirements of 20 U.S.C. § 6311(c).

11 4. On or before September 15 of each year, the Department
12 shall post on the Internet website maintained by the Department the
13 determinations and final ratings made for all schools in this State.

14 **Sec. 12.** NRS 388.795 is hereby amended to read as follows:

15 388.795 1. The Department shall establish a plan for the use
16 of educational technology in the public schools of this State. In
17 preparing the plan, the Department shall consider:

18 (a) Plans that have been adopted by the school districts and
19 charter schools in this State and any other relevant plan that has
20 been adopted by the Department;

21 (b) Plans that have been adopted in other states;

22 (c) The information reported pursuant to NRS 385A.310 and
23 similar information included in the annual report of accountability
24 information prepared by the State Public Charter School Authority,
25 *the Department*, a college or university within the Nevada System
26 of Higher Education and a city or county that sponsors a charter
27 school pursuant to subsection 3 of NRS 385A.070;

28 (d) The results of the assessment of needs conducted pursuant to
29 subsection 5; and

30 (e) Any other information that the Department or the Committee
31 deems relevant to the preparation of the plan.

32 2. The plan established by the Department must include
33 recommendations for methods to:

34 (a) Incorporate educational technology into the public schools of
35 this State;

36 (b) Increase the number of pupils in the public schools of this
37 State who have access to educational technology;

38 (c) Increase the availability of educational technology to assist
39 licensed teachers and other educational personnel in complying with
40 the requirements of continuing education, including, without
41 limitation, the receipt of credit for college courses completed
42 through the use of educational technology;

43 (d) Facilitate the exchange of ideas to improve the achievement
44 of pupils who are enrolled in the public schools of this State; and



1 (e) Address the needs of teachers in incorporating the use of
2 educational technology in the classroom, including, without
3 limitation, the completion of training that is sufficient to enable the
4 teachers to instruct pupils in the use of educational technology.

5 3. The following entities shall cooperate with the Department
6 in carrying out the provisions of this section:

7 (a) The State Board.

8 (b) The board of trustees of each school district.

9 (c) The superintendent of schools of each school district.

10 4. The Department shall:

11 (a) Develop technical standards for educational technology and
12 any electrical or structural appurtenances necessary thereto,
13 including, without limitation, uniform specifications for computer
14 hardware and wiring, to ensure that such technology is compatible,
15 uniform and can be interconnected throughout the public schools of
16 this State.

17 (b) Allocate money to the school districts from the Trust Fund
18 for Educational Technology created pursuant to NRS 388.800 and
19 any money appropriated by the Legislature for educational
20 technology, subject to any priorities for such allocation established
21 by the Legislature.

22 (c) Establish criteria for the board of trustees of a school district
23 that receives an allocation of money from the Trust Fund to:

24 (1) Repair, replace and maintain computer systems.

25 (2) Upgrade and improve computer hardware and software
26 and other educational technology.

27 (3) Provide training, installation and technical support related
28 to the use of educational technology within the district.

29 (d) Submit to the Governor and the Committee its plan for the
30 use of educational technology in the public schools of this State and
31 any recommendations for legislation.

32 (e) Review the plan annually and make revisions as it deems
33 necessary or as recommended by the Committee.

34 (f) In addition to the recommendations set forth in the plan
35 pursuant to subsection 2, make further recommendations to the
36 Committee as the Department deems necessary.

37 5. During the spring semester of each even-numbered school
38 year, the Department shall conduct an assessment of the needs of
39 each school district relating to educational technology. In
40 conducting the assessment, the Department shall consider:

41 (a) The recommendations set forth in the plan pursuant to
42 subsection 2;

43 (b) The plan for educational technology of each school district,
44 if applicable;



1 (c) Evaluations of educational technology conducted for the
2 State or for a school district, if applicable; and

3 (d) Any other information deemed relevant by the Department.

4 ↪ The Department shall submit a final written report of the
5 assessment to the Superintendent of Public Instruction on or before
6 April 1 of each even-numbered year.

7 6. The Superintendent of Public Instruction shall prepare a
8 written compilation of the results of the assessment conducted by
9 the Department and transmit the written compilation on or before
10 June 1 of each even-numbered year to the Committee and to the
11 Director of the Legislative Counsel Bureau for transmission to the
12 next regular session of the Legislature.

13 7. The Director may appoint an advisory committee composed
14 of employees of the Department or other qualified persons to
15 provide recommendations to the Department regarding standards for
16 the establishment, coordination and use of a telecommunications
17 network in the public schools throughout the various school districts
18 in this State. The advisory committee serves at the pleasure of the
19 Director and without compensation unless an appropriation or other
20 money for that purpose is provided by the Legislature.

21 8. As used in this section, "public school" includes the Caliente
22 Youth Center, the Nevada Youth Training Center and any other
23 state facility for the detention of children that is operated pursuant to
24 title 5 of NRS.

25 **Sec. 13.** Chapter 388A of NRS is hereby amended by adding
26 thereto the provisions set forth as sections 14 to 27, inclusive, of this
27 act.

28 **Sec. 14.** *"Charter school" does not include a Department*
29 *charter school, except to the extent provided by section 25 of this*
30 *act.*

31 **Sec. 15.** *As used in sections 15 to 27, inclusive, of this act,*
32 *unless the context otherwise requires, the words and terms defined*
33 *in sections 16, 17 and 18 of this act have the meanings ascribed to*
34 *them in those sections.*

35 **Sec. 16.** *"Charter management organization" means a*
36 *nonprofit corporation, organization or other entity that provides*
37 *services relating to the operation and management of charter*
38 *schools.*

39 **Sec. 17.** *"Educational management organization" means a*
40 *for-profit corporation, business, organization or other entity that*
41 *provides services relating to the operation and management of*
42 *charter schools.*

43 **Sec. 18.** *"Public school" does not include a charter school or*
44 *a university school for profoundly gifted pupils.*



1 **Sec. 19. 1.** *The Account for Department Charter Schools is*
2 *hereby created in the State General Fund, to be administered by*
3 *the Superintendent of Public Instruction.*

4 2. *The interest and income earned on the money in the*
5 *Account must be credited to the Account.*

6 3. *The money in the Account may be used only for the*
7 *establishment and maintenance of Department charter schools.*

8 4. *Any money remaining in the Account at the end of a fiscal*
9 *year does not revert to the State General Fund, and the balance in*
10 *the Account must be carried forward to the next fiscal year.*

11 5. *The Department may accept gifts, grants, donations and*
12 *bequests to carry out the responsibilities of the Department*
13 *pursuant to sections 15 to 27, inclusive, of this act. Any money*
14 *from gifts, grants, donations and bequests must be deposited in the*
15 *Account and may be expended in accordance with the terms and*
16 *conditions of the gift, grant or bequest, or in accordance with this*
17 *section.*

18 6. *Claims against the Account must be paid as other claims*
19 *against the State are paid.*

20 **Sec. 20. 1.** *The Department shall take over the*
21 *responsibility for a public school and convert the public school to*
22 *a Department charter school if, for 3 consecutive years, based*
23 *upon the annual reports of the statewide system of accountability*
24 *for public schools, the public school was rated in the lowest 5*
25 *percent of public schools in this State in pupil achievement and*
26 *school performance.*

27 2. *The Department shall notify a public school which will be*
28 *converted to a Department charter school pursuant to subsection*
29 *1, and notify the school district in which the public school is*
30 *located, not later than 60 days after determining that conversion is*
31 *required.*

32 **Sec. 21. 1.** *For each public school which is converted to a*
33 *Department charter school pursuant to section 20 of this act, the*
34 *Superintendent of Public Instruction shall:*

35 (a) *Solicit applications from educational management*
36 *organizations, charter management organizations and other*
37 *persons to operate the Department charter school.*

38 (b) *Provide information to parents of pupils enrolled at the*
39 *public school concerning programs of instruction that applicants*
40 *to operate the Department charter school have proposed to offer at*
41 *the Department charter school and, in accordance with any*
42 *regulations adopted pursuant to section 27 of this act, solicit the*
43 *input of such parents concerning the needs of such pupils and the*
44 *ability of the proposed programs of instruction to address those*
45 *needs.*



1 (c) Taking into consideration the input provided pursuant to
2 paragraph (b), evaluate the applications submitted to operate the
3 Department charter school and approve an application that the
4 Department determines is high quality, meets the identified
5 educational needs of pupils and is likely to improve pupil
6 achievement and school performance.

7 (d) Negotiate and enter into a contract to operate the
8 Department charter school directly with a charter management
9 organization, educational management organization or other
10 person whose application is approved pursuant to paragraph (c).
11 Such a contract must not:

12 (1) Contain any provision that would delay or prevent the
13 approval of an application by the governing body of the
14 Department charter school or the Department for an exemption
15 from federal taxation pursuant to 26 U.S.C. § 501(c)(3);

16 (2) Require the Department to pay any costs associated with
17 ensuring that services comply with state and federal law;

18 (3) Provide that the charter management organization,
19 educational management organization or other person, as
20 applicable, is not liable for failing to comply with the requirements
21 of the contract; or

22 (4) Provide for the enforcement of terms of the contract
23 that conflict with an applicable charter contract or federal or state
24 law.

25 (e) Monitor and evaluate pupil achievement and school
26 performance of each Department charter school.

27 2. The Department shall adopt regulations that prescribe the
28 process by which a charter management organization, educational
29 management organization or other person may apply to operate a
30 Department charter school. Such regulations must, without
31 limitation:

32 (a) Require each application to include a plan to involve and
33 engage the parents and families of pupils enrolled at the
34 Department charter school; and

35 (b) Authorize a charter management organization, educational
36 management organization or other person to submit one
37 application to operate more than one Department charter school.

38 3. If a charter management organization, educational
39 management organization or other person applies to operate more
40 than one Department charter school pursuant to paragraph (b) of
41 subsection 2, the Department must not approve the application
42 unless any Department charter school currently operated by the
43 charter management organization, educational management
44 organization or other person, as applicable, meets specific criteria



1 *for pupil achievement and school performance established for*
2 *each such school by the Department.*

3 **Sec. 22.** 1. *After a contract is entered into pursuant to*
4 *section 21 of this act, the Department shall be deemed the sponsor*
5 *of the Department charter school for all purposes, including,*
6 *without limitation, receipt of the sponsorship fee prescribed by*
7 *NRS 388A.414.*

8 2. *The charter management organization, educational*
9 *management organization or other person with whom the*
10 *Superintendent of Public Instruction enters into a contract to*
11 *operate the Department charter school shall appoint the governing*
12 *body of the Department charter school, consisting of such persons*
13 *as deemed appropriate by the charter management organization,*
14 *educational management organization or other person, as*
15 *applicable, and who meet the requirements set forth in subsection*

16 3. *The governing body has such powers and duties as assigned*
17 *pursuant to sections 15 to 27, inclusive, of this act and any other*
18 *applicable law or regulation and by the Superintendent of Public*
19 *Instruction.*

20 3. *At least two members of the governing body of a*
21 *Department charter school must reside in the community in which*
22 *the Department charter school is located. A person who is*
23 *employed by the charter management organization, educational*
24 *management organization or other person with whom the*
25 *Superintendent of Public Instruction has entered into a contract to*
26 *operate the Department charter school may not serve as a voting*
27 *member of the governing body of the Department charter school.*

28 4. *The Superintendent of Public Instruction may terminate a*
29 *contract to operate a Department charter school before the*
30 *expiration of the contract under circumstances prescribed by*
31 *regulation of the Department.*

32 **Sec. 23.** 1. *After the governing body of a Department*
33 *charter school is appointed pursuant to section 22 of this act, the*
34 *governing body shall select the principal of the Department*
35 *charter school. The principal shall review each employee of the*
36 *public school that was converted to a Department charter school to*
37 *determine whether to offer the employee a position in the*
38 *Department charter school based on the needs of the school and*
39 *the ability of the employee to effectively meet those needs. The*
40 *board of trustees of the school district in which the Department*
41 *charter school is located may terminate the employment of or*
42 *reassign any employee who is not offered a position in the*
43 *Department charter school or does not accept such a position.*

44 2. *A public school which is converted to a Department*
45 *charter school pursuant to section 20 of this act must continue to*



1 *operate in the same building in which the school operated before*
2 *being converted to a Department charter school. The board of*
3 *trustees of the school district in which the school is located must*
4 *provide such use of the building without compensation. While the*
5 *school is operated as a Department charter school, the governing*
6 *body of the Department charter school shall pay all costs related to*
7 *the maintenance and operation of the building and the board of*
8 *trustees shall pay all capital expenses.*

9 **3. The board of trustees of a school district:**

10 *(a) Is not required to give priority to a capital project at a*
11 *public school that is selected for conversion to a Department*
12 *charter school; and*

13 *(b) Shall not reduce the priority of such a capital project that*
14 *existed before the school was selected for conversion.*

15 **4. Any pupil who was enrolled at a public school before the**
16 *school was converted to a Department charter school pursuant to*
17 *section 20 of this act must be enrolled in the Department charter*
18 *school, unless the parent or guardian of the pupil submits a*
19 *written notice to the principal of the Department charter school*
20 *that the pupil will not continue to be enrolled in the Department*
21 *charter school.*

22 **5. The governing body of a Department charter school shall**
23 *not authorize the payment of loans, advances or other monetary*
24 *charges to the charter management organization, educational*
25 *management organization or other person with whom the*
26 *Superintendent of Public Instruction has entered into a contract to*
27 *operate the Department charter school which are greater than 15*
28 *percent of the total expected funding to be received by the*
29 *Department charter school from the State Education Fund.*

30 **Sec. 24. 1. Each Department charter school is hereby**
31 *deemed a local educational agency for the purpose of receiving*
32 *any money available from federal grant programs. A Department*
33 *charter school that receives money pursuant to such a grant*
34 *program shall comply with any applicable reporting requirements*
35 *to receive the grant.*

36 **2. As used in this section, "local educational agency" has the**
37 *meaning ascribed to it in 20 U.S.C. § 7801(30)(A).*

38 **Sec. 25. 1. Except as otherwise provided in this section, the**
39 *provisions of this chapter are not applicable to a Department*
40 *charter school.*

41 **2. The provisions of NRS 388A.090, 388A.095, 388A.100,**
42 *388A.171, 388A.226, 388A.247, 388A.323, 388A.345, 388A.348,*
43 *388A.352 to 388A.355, inclusive, 388A.363 to 388A.369, inclusive,*
44 *subsection 1 of NRS 388A.3934, NRS 388A.405 to 388A.420,*



1 *inclusive, and 388A.471 to 388A.695, inclusive, apply to a*
2 *Department charter school.*

3 **Sec. 26.** 1. *Upon request of the Superintendent of Public*
4 *Instruction, the board of trustees of the school district in which a*
5 *Department charter school is located shall provide facilities to*
6 *operate the Department charter school, in addition to and not*
7 *including the building in which the Department charter school*
8 *operates pursuant to section 23 of this act, or perform any service*
9 *relating to the operation of the Department charter school,*
10 *including, without limitation, transportation, the provision of food*
11 *services and health services for pupils who are enrolled in the*
12 *Department charter school and the provision of school police*
13 *officers. The governing body of the Department charter school*
14 *shall reimburse the board of trustees of the school district for the*
15 *cost of such facilities and services. If a dispute arises between the*
16 *governing body of a Department charter school or the Department*
17 *and the board of trustees of a school district concerning the cost of*
18 *such facilities and services to be reimbursed, the Superintendent*
19 *of Public Instruction must determine the cost to be reimbursed.*

20 2. *To the extent that money is available from legislative*
21 *appropriation or otherwise, a Department charter school that does*
22 *not meet the requirements of subsection 1 of NRS 388A.405 may*
23 *apply to the Department for money for facilities if the Department*
24 *charter school meets the requirements prescribed by regulation of*
25 *the Department.*

26 3. *A school district that provides school police officers to a*
27 *Department charter school pursuant to this section is immune*
28 *from civil and criminal liability for any act or omission of a school*
29 *police officer that provides services to the Department charter*
30 *school.*

31 **Sec. 27.** *The Department shall adopt any regulations*
32 *necessary or convenient to carry out the provisions of sections 15*
33 *to 27, inclusive, of this act. The regulations may prescribe, without*
34 *limitation:*

35 1. *The process by which the Superintendent of Public*
36 *Instruction must solicit the input of parents of pupils enrolled at a*
37 *public school that will be converted to a Department charter*
38 *school concerning the needs of such pupils pursuant to section 21*
39 *of this act before approving an application to operate the*
40 *Department charter school pursuant to section 20 of this act.*

41 2. *The process by which the Superintendent of Public*
42 *Instruction must solicit applications to operate a Department*
43 *charter school and the procedure and criteria that the*
44 *Superintendent must use when evaluating such applications*
45 *pursuant to section 20 of this act.*



1 **3. The manner in which the Superintendent of Public**
2 **Instruction must monitor and evaluate pupil achievement and**
3 **school performance of a Department charter school.**

4 **4. The process by which a parent or legal guardian of a child**
5 **may apply for enrollment in a Department charter school,**
6 **including, without limitation, the required contents of the**
7 **application and the criteria used to determine which pupils will be**
8 **enrolled in the Department charter school. A Department charter**
9 **school shall not accept applications for enrollment in the**
10 **Department charter school or otherwise discriminate based on the**
11 **race, gender, religion, ethnicity, disability, sexual orientation or**
12 **gender identity or expression of a pupil.**

13 **5. Requirements for annual independent audits of**
14 **Department charter schools, including, without limitation:**

15 **(a) Required training for prospective auditors on the**
16 **expectations and scope of the audits;**

17 **(b) Annual performance audits and financial audits of**
18 **Department charter schools that do not satisfy the requirements of**
19 **subsection 1 of NRS 388A.405; and**

20 **(c) Performance audits every 3 years and annual financial**
21 **audits of Department charter schools that satisfy the requirements**
22 **of subsection 1 of NRS 388A.405.**

23 **6. Ethics requirements for the governing bodies of charter**
24 **schools.**

25 **7. Procedures for accounting and budgeting.**

26 **8. The process by which the Superintendent of Public**
27 **Instruction must fulfill the duties prescribed by subsection 1 of**
28 **section 21 of this act.**

29 **Sec. 28.** NRS 388A.010 is hereby amended to read as follows:
30 388A.010 As used in this chapter, the words and terms defined
31 in NRS 388A.015 to 388A.050, inclusive, **and section 14 of this act**
32 have the meanings ascribed to them in those sections.

33 **Sec. 29.** NRS 388A.075 is hereby amended to read as follows:
34 388A.075 ~~The~~ **Except as otherwise provided in section 20 of**
35 **this act, the** Legislature declares that by authorizing the formation
36 of charter schools it is not authorizing:

37 1. The conversion of an existing public school, homeschool or
38 other program of home study to a charter school.

39 2. A means for providing financial assistance for private
40 schools or programs of home study. The provisions of this
41 subsection do not preclude:

42 (a) A private school from ceasing to operate as a private school
43 and reopening as a charter school in compliance with the provisions
44 of this chapter.



1 (b) The payment of money to a charter school for the enrollment
2 of children in classes at the charter school pursuant to subsection 1
3 of NRS 388A.471 who are enrolled in a public school of a school
4 district or a private school or who are homeschooled.

5 3. The formation of charter schools on the basis of a single
6 race, religion or ethnicity.

7 **Sec. 30.** NRS 388A.080 is hereby amended to read as follows:

8 388A.080 The provisions of this chapter do not authorize an
9 existing public school, homeschool or other program of home study
10 to convert to a charter school ~~[-]~~, *except as otherwise provided in*
11 *section 20 of this act.*

12 **Sec. 31.** NRS 388A.353 is hereby amended to read as follows:

13 388A.353 On or before November 1 of each even-numbered
14 year, the governing body of each charter school that ~~enters into a~~
15 ~~contract with~~ *is operated by or receives services from* an
16 educational management organization shall submit to the sponsor of
17 the charter school a report that includes the amount paid to the
18 educational management organization in the current and
19 immediately preceding fiscal years. On or before November 1 of
20 each even-numbered year, each sponsor of a charter school that
21 ~~enters into a contract with~~ *is operated by or receives services from*
22 an educational management organization shall submit to the
23 Director of the Legislative Counsel Bureau for transmission to
24 the next regular session of the Legislature a report that includes the
25 amount paid to the educational management organization by the
26 charter school in the current and immediately preceding fiscal years.

27 **Sec. 32.** NRS 388A.354 is hereby amended to read as follows:

28 388A.354 1. The governing body of a charter school that
29 receives services from an educational management organization
30 shall:

31 (a) Post to the Internet website of the charter school:

32 (1) Each financial audit and each performance audit of the
33 charter school required by the Department pursuant to NRS
34 388A.105 or 388A.110 ~~[-]~~ *or section 27 of this act;*

35 (2) Information on the contract with the charter management
36 organization or the educational management organization,
37 including, without limitation:

38 (I) The amount of money received by the educational
39 management organization from public and private sources to carry
40 out the terms of the contract;

41 (II) The expenditures of the educational management
42 organization relating to carrying out the contract, including, without
43 limitation, the payment of salaries, benefits and bonuses; and

44 (III) An identification of each contract, transaction and
45 agreement entered into by the educational management organization



1 relating to carrying out the contract with the charter school,
2 including, without limitation, contracts, transactions and agreements
3 with parent organizations, subsidiaries and partnerships of the
4 educational management organization; and

5 (3) To the extent practicable, information on any contract
6 between a member of the governing body of the charter school or
7 any member of the family of the member of the governing body and
8 another charter school, sponsor of a charter school, charter
9 management organization or educational management organization.

10 (b) Submit information on the contract with the educational
11 management organization and a letter describing whether the
12 governing body of the charter school is satisfied with the contractual
13 relationship with the educational management organization to the
14 sponsor of the charter school.

15 2. The sponsor of a charter school may, after reviewing the
16 information provided pursuant to paragraph (b) of subsection 1,
17 request additional information, conduct an investigation or
18 otherwise take action relating to the information received by the
19 sponsor of the charter school.

20 3. On or before December 15 of each odd-numbered year, the
21 sponsor of a charter school that receives information on a contract
22 between the governing body of a charter school and an educational
23 management organization pursuant to subsection 1 shall submit a
24 report of such information to the Joint Interim Standing Committee
25 on Education.

26 **Sec. 33.** NRS 388A.405 is hereby amended to read as follows:

27 388A.405 1. To the extent money is available from
28 legislative appropriation or otherwise, a charter school may apply to
29 the Department for money for facilities if:

30 (a) The charter school has been operating in this State for at
31 least 5 consecutive years and is in good financial standing;

32 (b) Each financial audit and each performance audit of the
33 charter school required by the Department pursuant to NRS
34 388A.105 or 388A.110 *or section 27 of this act* contains no major
35 notations, corrections or errors concerning the charter school for at
36 least 5 consecutive years;

37 (c) The charter school has met or exceeded the school
38 achievement targets and performance targets established pursuant to
39 the statewide system of accountability for public schools or has
40 demonstrated improvement in the achievement of pupils enrolled in
41 the charter school, as indicated by those school achievement targets
42 and performance targets, for the majority of the years of its
43 operation; and

44 (d) At least 75 percent of the pupils enrolled in grade 12 in the
45 charter school in the immediately preceding school year have



1 satisfied the requirements of subsection 3 or 4 of NRS 390.600 or
2 the criteria prescribed by the State Board pursuant to subsection 1 of
3 NRS 390.600, if the charter school enrolls pupils at a high school
4 grade level.

5 2. A charter school that satisfies the requirements of subsection
6 1 shall submit to a performance audit as required by the Department
7 one time every 3 years. The sponsor of the charter school and the
8 Department shall not request a performance audit of the charter
9 school more frequently than every 3 years without reasonable
10 evidence of noncompliance in achieving the educational goals and
11 objectives of the charter school based upon the annual report
12 submitted to the Department pursuant to NRS 388A.351. If the
13 charter school no longer satisfies the requirements of subsection 1 or
14 if reasonable evidence of noncompliance in achieving the
15 educational goals and objectives of the charter school exists based
16 upon the annual report, the charter school shall, upon written notice
17 from the sponsor, submit to an annual performance audit.
18 Notwithstanding the provisions of paragraph (b) of subsection 1,
19 such a charter school:

20 (a) May, after undergoing the annual performance audit, reapply
21 to the sponsor to determine whether the charter school satisfies the
22 requirements of paragraphs (a), (c) and (d) of subsection 1.

23 (b) Is not eligible for any available money pursuant to
24 subsection 1 until the sponsor determines that the charter school
25 satisfies the requirements of that subsection.

26 3. A charter school that does not satisfy the requirements of
27 subsection 1 shall submit a quarterly report of the financial status of
28 the charter school if requested by the sponsor of the charter school.

29 **Sec. 34.** NRS 388G.050 is hereby amended to read as follows:
30 388G.050 1. There is hereby established a Program of
31 Empowerment Schools for public schools within this State. The
32 Program does not include a university school for profoundly gifted
33 pupils ~~or~~ *or a Department charter school.*

34 2. The board of trustees of a school district which is located:

35 (a) In a county whose population is less than 100,000 may
36 approve public schools located within the school district to operate
37 as empowerment schools.

38 (b) In a county whose population is 100,000 or more but less
39 than 700,000 shall approve not less than 5 percent of the schools
40 located within the school district to operate as empowerment
41 schools.

42 3. The board of trustees of a school district which participates
43 in the Program of Empowerment Schools shall, on or before
44 September 1 of each year, provide notice to the Department of the



1 number of schools within the school district that are approved to
2 operate as empowerment schools for that school year.

3 4. The board of trustees of a school district that participates in
4 the Program of Empowerment Schools may create a design team for
5 the school district. If such a design team is created, the membership
6 of the design team must consist of the following persons appointed
7 by the board of trustees:

8 (a) At least one representative of the board of trustees;

9 (b) The superintendent of the school district, or the
10 superintendent's designee;

11 (c) Parents and legal guardians of pupils enrolled in public
12 schools in the school district;

13 (d) Teachers and other educational personnel employed by the
14 school district, including, without limitation, school administrators;

15 (e) Representatives of organizations that represent teachers and
16 other educational personnel;

17 (f) Representatives of the community in which the school
18 district is located and representatives of businesses within the
19 community; and

20 (g) Such other members as the board of trustees determines are
21 necessary.

22 5. If a design team is created for a school district, the design
23 team shall:

24 (a) Recommend policies and procedures relating to
25 empowerment schools to the board of trustees of the school district;
26 and

27 (b) Advise the board of trustees on issues relating to
28 empowerment schools.

29 6. The board of trustees of a school district may accept gifts,
30 grants and donations from any source for the support of the
31 empowerment schools within the school district.

32 **Sec. 35.** NRS 391.282 is hereby amended to read as follows:

33 391.282 1. The jurisdiction of each school police officer of a
34 school district extends to all school property, buildings and facilities
35 within the school district and, if the board of trustees has entered
36 into a contract with a charter school for the provision of school
37 police officers pursuant to NRS 388A.384 ~~§~~ *or provides school*
38 *police officers to a Department charter school pursuant to section*
39 *26 of this act*, all property, buildings and facilities in which the
40 charter school is located, for the purpose of:

41 (a) Protecting school district personnel, pupils, or real or
42 personal property; or

43 (b) Cooperating with local law enforcement agencies in matters
44 relating to personnel, pupils or real or personal property of the
45 school district.



1 2. In addition to the jurisdiction set forth in subsection 1, a
2 school police officer of a school district has jurisdiction:

3 (a) Beyond the school property, buildings and facilities:

4 (1) When in hot pursuit of a person believed to have
5 committed a crime; or

6 (2) While investigating matters that originated within the
7 jurisdiction of the school police officer relating to personnel, pupils
8 or real or personal property of the school district;

9 (b) At activities or events sponsored by the school district that
10 are in a location other than the school property, buildings or
11 facilities within the school district; and

12 (c) On the streets that are adjacent to the school property,
13 buildings and facilities within the school district to enforce
14 violations of traffic laws and ordinances.

15 3. A law enforcement agency that is contacted for assistance by
16 a public school or private school which does not have school police
17 shall respond according to the protocol of the law enforcement
18 agency established for responding to calls for assistance from the
19 general public.

20 **Sec. 36.** NRS 392.128 is hereby amended to read as follows:

21 392.128 1. Each advisory board to review school attendance
22 created pursuant to NRS 392.126 shall:

23 (a) Review the records of the attendance and truancy of pupils
24 submitted to the advisory board to review school attendance by the
25 board of trustees of the school district, *the Department or* the State
26 Public Charter School Authority or a college or university within the
27 Nevada System of Higher Education or a city or county that
28 sponsors a charter school pursuant to subsection 3 of
29 NRS 385A.240;

30 (b) Identify factors that contribute to the truancy of pupils in the
31 school district;

32 (c) Establish programs to reduce the truancy of pupils in the
33 school district, including, without limitation, the coordination of
34 services available in the community to assist with the intervention,
35 diversion and discipline of pupils who are truant;

36 (d) At least annually, evaluate the effectiveness of those
37 programs;

38 (e) Establish a procedure for schools and school districts for the
39 reporting of the status of pupils as habitual truants; and

40 (f) Inform the parents and legal guardians of the pupils who are
41 enrolled in the schools within the district of the policies and
42 procedures adopted pursuant to the provisions of this section.

43 2. The chair of an advisory board may divide the advisory
44 board into subcommittees. The advisory board may delegate one or
45 more of the duties of the advisory board to a subcommittee of the



1 advisory board, including, without limitation, holding hearings
2 pursuant to NRS 392.147. If the chair of an advisory board divides
3 the advisory board into subcommittees, the chair shall notify the
4 board of trustees of the school district of this action. Upon receipt of
5 such a notice, the board of trustees shall establish rules and
6 procedures for each such subcommittee. A subcommittee shall abide
7 by the applicable rules and procedures when it takes action or makes
8 decisions.

9 3. An advisory board to review school attendance may work
10 with a family resource center or other provider of community
11 services to provide assistance to pupils who are truant. The advisory
12 board shall identify areas within the school district in which
13 community services are not available to assist pupils who are truant.
14 As used in this subsection, "family resource center" has the meaning
15 ascribed to it in NRS 430A.040.

16 4. An advisory board to review school attendance created in a
17 county pursuant to NRS 392.126 may use money appropriated by
18 the Legislature and any other money made available to the advisory
19 board for the use of programs to reduce the truancy of pupils in the
20 school district. The advisory board to review school attendance
21 shall, on a quarterly basis, provide to the board of trustees of the
22 school district an accounting of the money used by the advisory
23 board to review school attendance to reduce the truancy of pupils in
24 the school district.

25 **Sec. 37.** The preliminary chapter of NRS is hereby amended
26 by adding thereto a new section to read as follows:

27 *Except as otherwise explicitly provided in a particular statute*
28 *or required by the context, "charter school" means any public*
29 *school that is formed pursuant to the provisions of chapter 388A*
30 *of NRS.*

31 **Sec. 38.** NRS 280.287 is hereby amended to read as follows:

32 280.287 1. The department may enter into a contract with the
33 board of trustees of the school district located in the county served
34 by the department for the provision and supervision of police
35 services in the public schools within the school district and any
36 charter school with which the board of trustees has entered into a
37 contract for the provision of school police officers pursuant to NRS
38 388A.384 **[H]** *or to which the board of trustees provides school*
39 *police officers pursuant to section 26 of this act,* and on property
40 owned by the school district and, if applicable, on property owned
41 or operated by a charter school. If the department enters into a
42 contract pursuant to this section, the department shall create a
43 separate unit designated as the school police unit for this purpose.



1 2. The department may establish different qualifications and
2 training requirements for officers assigned to the school police unit
3 than those generally applicable to officers of the department.

4 **Sec. 39.** NRS 288.150 is hereby amended to read as follows:

5 288.150 1. Except as otherwise provided in subsection 6 and
6 NRS 354.6241, every local government employer shall negotiate in
7 good faith through one or more representatives of its own choosing
8 concerning the mandatory subjects of bargaining set forth in
9 subsection 2 with the designated representatives of the recognized
10 employee organization, if any, for each appropriate bargaining unit
11 among its employees. If either party so requests, agreements reached
12 must be reduced to writing.

13 2. The scope of mandatory bargaining is limited to:

14 (a) Salary or wage rates or other forms of direct monetary
15 compensation.

16 (b) Sick leave.

17 (c) Vacation leave.

18 (d) Holidays.

19 (e) Other paid or nonpaid leaves of absence.

20 (f) Insurance benefits.

21 (g) Total hours of work required of an employee on each
22 workday or workweek.

23 (h) Total number of days' work required of an employee in a
24 work year.

25 (i) Except as otherwise provided in subsections 8 , ~~and~~ 11 ~~and~~
26 **and 12**, discharge and disciplinary procedures.

27 (j) Recognition clause.

28 (k) The method used to classify employees in the bargaining
29 unit.

30 (l) Deduction of dues for the recognized employee organization.

31 (m) Protection of employees in the bargaining unit from
32 discrimination because of participation in recognized employee
33 organizations consistent with the provisions of this chapter.

34 (n) No-strike provisions consistent with the provisions of this
35 chapter.

36 (o) Grievance and arbitration procedures for resolution of
37 disputes relating to interpretation or application of collective
38 bargaining agreements.

39 (p) General savings clauses.

40 (q) Duration of collective bargaining agreements.

41 (r) Safety of the employee.

42 (s) Teacher preparation time.

43 (t) Materials and supplies for classrooms.

44 (u) Except as otherwise provided in subsections 9 , ~~and~~ 11 ~~and~~
45 **and 12** the policies for the transfer and reassignment of teachers.



1 (v) Procedures for reduction in workforce consistent with the
2 provisions of this chapter.

3 (w) Procedures consistent with the provisions of subsection 6
4 for the reopening of collective bargaining agreements for additional,
5 further, new or supplementary negotiations during periods of fiscal
6 emergency.

7 3. Those subject matters which are not within the scope of
8 mandatory bargaining and which are reserved to the local
9 government employer without negotiation include:

10 (a) Except as otherwise provided in paragraph (u) of subsection
11 2, the right to hire, direct, assign or transfer an employee, but
12 excluding the right to assign or transfer an employee as a form of
13 discipline.

14 (b) The right to reduce in force or lay off any employee because
15 of lack of work or lack of money, subject to paragraph (v) of
16 subsection 2.

17 (c) The right to determine:

18 (1) Appropriate staffing levels and work performance
19 standards, except for safety considerations;

20 (2) The content of the workday, including, without
21 limitation, workload factors, except for safety considerations;

22 (3) The quality and quantity of services to be offered to the
23 public; and

24 (4) The means and methods of offering those services.

25 (d) Safety of the public.

26 4. The provisions of NRS 245.063, 268.4069 and 391.1605 are
27 not subject to negotiations with an employee organization. Any
28 provision of a collective bargaining agreement negotiated pursuant
29 to this chapter which differs from or conflicts in any way with the
30 provisions of NRS 245.063, 268.4069 or 391.1605 is unenforceable
31 and void.

32 5. If the local government employer is a school district, any
33 money appropriated by the State to carry out increases in salaries or
34 benefits for the employees of the school district is subject to
35 negotiations with an employee organization.

36 6. Notwithstanding the provisions of any collective bargaining
37 agreement negotiated pursuant to this chapter, a local government
38 employer is entitled to:

39 (a) Reopen a collective bargaining agreement for additional,
40 further, new or supplementary negotiations relating to compensation
41 or monetary benefits during a period of fiscal emergency.
42 Negotiations must begin not later than 21 days after the local
43 government employer notifies the employee organization that a
44 fiscal emergency exists. For the purposes of this section, a fiscal
45 emergency shall be deemed to exist:



1 (1) If the amount of revenue received by the general fund of
2 the local government employer during the last preceding fiscal year
3 from all sources, except any nonrecurring source, declined by 5
4 percent or more from the amount of revenue received by the general
5 fund from all sources, except any nonrecurring source, during the
6 next preceding fiscal year, as reflected in the reports of the annual
7 audits conducted for those fiscal years for the local government
8 employer pursuant to NRS 354.624; or

9 (2) If the local government employer has budgeted an
10 unreserved ending fund balance in its general fund for the current
11 fiscal year in an amount equal to 4 percent or less of the actual
12 expenditures from the general fund for the last preceding fiscal year,
13 and the local government employer has provided a written
14 explanation of the budgeted ending fund balance to the Department
15 of Taxation that includes the reason for the ending fund balance and
16 the manner in which the local government employer plans to
17 increase the ending fund balance.

18 (b) Take whatever actions may be necessary to carry out its
19 responsibilities in situations of emergency such as a riot, military
20 action, natural disaster or civil disorder. Those actions may include
21 the suspension of any collective bargaining agreement for the
22 duration of the emergency.

23 ↪ Any action taken under the provisions of this subsection must not
24 be construed as a failure to negotiate in good faith.

25 7. The provisions of this chapter, including, without limitation,
26 the provisions of this section, recognize and declare the ultimate
27 right and responsibility of the local government employer to manage
28 its operation in the most efficient manner consistent with the best
29 interests of all its citizens, its taxpayers and its employees.

30 8. If the sponsor of a charter school reconstitutes the governing
31 body of a charter school pursuant to NRS 388A.330, the new
32 governing body may terminate the employment of any teachers or
33 other employees of the charter school, and any provision of any
34 agreement negotiated pursuant to this chapter that provides
35 otherwise is unenforceable and void.

36 9. The board of trustees of a school district in which a school is
37 designated as a turnaround school pursuant to NRS 388G.400 or the
38 principal of such a school, as applicable, may take any action
39 authorized pursuant to NRS 388G.400, including, without
40 limitation:

41 (a) Reassigning any member of the staff of such a school; or

42 (b) If the staff member of another public school consents,
43 reassigning that member of the staff of the other public school to
44 such a school.



1 10. Any provision of an agreement negotiated pursuant to this
2 chapter which differs from or conflicts in any way with the
3 provisions of subsection 9 or imposes consequences on the board of
4 trustees of a school district or the principal of a school for taking
5 any action authorized pursuant to subsection 9 is unenforceable and
6 void.

7 11. The board of trustees of a school district or the governing
8 body of a charter school or university school for profoundly gifted
9 pupils may use a substantiated report of the abuse or neglect of a
10 child or a violation of NRS 201.540, 201.553, 201.560, 392.4633 or
11 394.366 obtained from the Statewide Central Registry for the
12 Collection of Information Concerning the Abuse or Neglect of a
13 Child established by NRS 432.100 or an equivalent registry
14 maintained by a governmental agency in another jurisdiction for the
15 purposes authorized by NRS 388A.515, 388C.200, 391.033,
16 391.104 or 391.281, as applicable. Such purposes may include,
17 without limitation, making a determination concerning the
18 assignment, discipline or termination of an employee. Any provision
19 of any agreement negotiated pursuant to this chapter which conflicts
20 with the provisions of this subsection is unenforceable and void.

21 12. *The board of trustees of a school district may terminate*
22 *the employment of or reassign any member of the staff of a school*
23 *that is converted to a Department charter school pursuant to*
24 *sections 15 to 27, inclusive, of this act and any provision of any*
25 *agreement negotiated pursuant to this chapter which provides*
26 *otherwise is unenforceable and void.*

27 13. This section does not preclude, but this chapter does not
28 require, the local government employer to negotiate subject matters
29 enumerated in subsection 3 which are outside the scope of
30 mandatory bargaining. The local government employer shall discuss
31 subject matters outside the scope of mandatory bargaining but it is
32 not required to negotiate those matters.

33 ~~[13.]~~ 14. Contract provisions presently existing in signed and
34 ratified agreements as of May 15, 1975, at 12 p.m. remain
35 negotiable.

36 ~~[14.]~~ 15. As used in this section ~~[, "abuse"]~~ :

37 (a) "Abuse or neglect of a child" has the meaning ascribed to it
38 in NRS 392.281.

39 (b) "Department charter school" has the meaning ascribed to
40 it in NRS 385.007.

41 Sec. 40. The provisions of section 20 of this act apply to any
42 public school regardless of any other designations or programs to
43 which the school may already be included.

44 Sec. 41. The provisions of NRS 288.150, as amended by
45 section 39 of this act:



1 1. Apply to any collective bargaining agreement entered into,
2 extended or renewed on or after July 1, 2026, and any provision of
3 the agreement that is in conflict with that section, as amended, is
4 void.

5 2. Do not apply to any collective bargaining agreement entered
6 into before July 1, 2026, during the current term of the agreement.

7 **Sec. 42.** The provisions of subsection 1 of NRS 218D.380 do
8 not apply to any provision of this act which adds or revises a
9 requirement to submit a report to the Legislature.

10 **Sec. 43.** The provisions of NRS 354.599 do not apply to any
11 additional expenses of a local government that are related to the
12 provisions of this act.

13 **Sec. 44.** 1. This section becomes effective upon passage and
14 approval.

15 2. Sections 1 to 43, inclusive, of this act become effective:

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

19 (b) On July 1, 2026, for all other purposes.

