

PROPOSED REGULATION OF THE DEPARTMENT OF EDUCATION

LCB File No. R126-15

NAC Chapter 386 is amended by adding a new section as follows:

Section 1.

1. *“Deficiency in credits” as used in SB460 Section 3, subsection 4 means a high school student who, as defined in NAC 389.659:*
 - a) *At the end of 9th grade year or completion of 2 semesters has 0 credits*
 - b) *At the end of 10th grade year or completion of 4 semesters has no more than 5 credits*
 - c) *At the end of the 11th grade year or completion of 6 semesters has no more than 11 credits*
 - d) *At the end of the 12th grade year or completion of 8 semesters has no more than 17 credits*
2. *“Retained in same grade level” as used in SB460 Section 3, subsection 4 means a student who has repeated two or more grades from kindergarten through eighth grade.*

Sec. 2

1. *The board of trustees of a school district or sponsor of a charter school that applies to the State Board on behalf of a school that wishes to be rated using the alternative performance framework must submit with the initial application a file of the school’s current total student population, reported to include students that fall within the categories listed in SB 460 Sec. 3, subsection 3, paragraph (a).*
2. *A student can only be counted once for purposes of determining whether 75 percent of the pupils enrolled at the school fall within one or more of the categories listed in SB 460 Section 3 subsection 3, paragraph (a).*
3. *If a school meets the eligibility requirements as defined in SB 460 section 3 and subsection 2 above, and the school is approved to be rated using the alternative performance framework, the school will continue to be rated under this framework unless:*
 - a) *The mission of the school has changed in such a manner that the overall student population served is no longer included in the categories listed in SB 460 Section 3, subsection 3, paragraph (a); or*
 - b) *The board of trustees or sponsor governing the school indicates to the Department that the school no longer wishes to be rated using the alternative performance framework*
4. *After a school has been rated using the alternative performance framework for four years, the Department may review a school’s student population to ensure the school is serving pupils that fall within one or more of the categories listed in SB 460 Section 3, subsection 3, paragraph (a), and may determine whether or not the school should continue to be rated using the alternative performance framework.*

5. *If a school is no longer rated using the alternative performance framework, the school will be rated by the previously established school performance framework within the state's accountability system.*

Sec. 3

1. *The progress of pupils enrolled in a public school being rated using the alternative performance framework will be evaluated against an established baseline collected during the accountability process to include results from state assessments pursuant to NRS 389.550, NRS 389.805, and NRS 389.807.*
2. *Results from state assessments pursuant to NRS 389.550, NRS 389.805, and NRS 389.807 will be reported using annual measurable objectives and performance targets established pursuant to the statewide system of accountability.*