

REQUIRES TWO-THIRDS MAJORITY VOTE

(§§ 1, 4, 13, 18, 21, 24, 30, 31)

**(Reprinted with amendments adopted on May 24, 2017)**

**SECOND REPRINT**

**A.B. 77**

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ASSEMBLY BILL NO. 77—COMMITTEE ON EDUCATION

(ON BEHALF OF THE DEPARTMENT OF EDUCATION)

PREFILED NOVEMBER 17, 2016

Referred to Committee on Education

SUMMARY—Revises provisions related to teachers and other educational personnel. (BDR 34-253)

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

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

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AN ACT relating to education; revising provisions governing the membership of the English Mastery Council; revising provisions concerning reporting and monitoring of criminal cases and actions taken pursuant to criminal convictions of certain charter school employees and applicants for employment; revising provisions relating to the suspension of a license to teach; revising provisions relating to the qualifications for the issuance of a license to teach middle school, junior high school education or secondary education; revising provisions relating to reciprocal licensure; providing that teachers and other educational personnel may obtain a license to teach pupils in a program of early childhood education; revising provisions governing the assignment of certain teachers and administrators; revising provisions governing the Commission on Professional Standards in Education; requiring that any cost associated with employing a substitute teacher while a teacher who is a member of certain councils or commissions attends meetings must be paid by certain persons or governmental entities; transferring, from the State Board of Education to the Commission on Professional Standards in Education, responsibility for prescribing standards for approval of a course of study or training offered by an educational institution to qualify a person to be a teacher or administrator or perform other educational functions; authorizing the Department of Education to waive certain fees for licensure for certain veterans and members of the Armed Forces and their spouses; requiring each school district to submit to the Department the overall performance rating for each licensed employee employed by the district; revising provisions relating to professional development training; authorizing the Department to charge and collect certain fees for the monitoring of certain criminal cases; authorizing the Department to charge and collect a fee to review certain information submitted by a prospective applicant for licensure; and providing other matters properly relating thereto.



\* A B 7 7 R 2 \*

**Legislative Counsel's Digest:**

1 **Section 21** of this bill adds a license to teach pupils in a program of early  
2 childhood education to the kinds of licenses available for teachers and other  
3 educational personnel. **Section 21** also removes language specifying the particular  
4 grades the holder of a license to teach middle school or junior high school may  
5 teach and instead authorizes such a person to teach in any middle school or junior  
6 high school. **Section 24** of this bill increases the minimum amount of the fee that  
7 the Commission on Professional Standards in Education may impose for the  
8 issuance or renewal of a license to teach. **Section 24** authorizes the Department of  
9 Education to waive this fee for veterans of the Armed Forces, members of the  
10 Armed Forces who are on active duty and the spouses of such veterans and  
11 members of the Armed Forces.

12 **Section 13** of this bill authorizes the Department of Education to charge and  
13 collect a fee to: (1) review information pertaining to a person's qualifications for a  
14 license to teach or perform other educational functions; and (2) provide feedback to  
15 the person concerning whether the information submitted indicates that the person  
16 may satisfy one or more of the requirements for the issuance of a license and, if so,  
17 the kind of license for which the person may be eligible.

18 **Section 13** requires any such fee that is collected to be applied toward the fee  
19 prescribed for the issuance of a license if the Department determines from the  
20 information submitted that the person satisfies the requirements for the issuance of  
21 a license. Existing law creates the English Mastery Council and requires the  
22 Council to include two members who hold a master's degree to teach English as a  
23 second language and meet certain other criteria. (NRS 388.409) **Section 1.7** of this  
24 bill provides that these two members may hold an endorsement to teach English as  
25 a second language instead of holding a master's degree.

26 Existing law requires the Department to adopt regulations that establish a  
27 procedure for the notification, tracking and monitoring of the status of criminal  
28 cases involving licensed educational personnel. (NRS 391.055) **Section 4** of this  
29 bill requires the Department to adopt regulations that establish a similar procedure  
30 for the notification, tracking and monitoring of the status of criminal cases  
31 involving teachers and administrators who are employed by a charter school but are  
32 not licensed.

33 Existing law requires the board of trustees of each school district and the  
34 governing body of each charter school to adopt a policy which requires a licensed  
35 employee of the school district or charter school to report to the school district or  
36 charter school if the employee is arrested for or convicted of a crime. (NRS  
37 391.056) **Section 5** of this bill requires the governing body of a charter school to  
38 adopt a similar policy regarding a teacher or administrator who is not licensed but  
39 who is employed by a charter school as a teacher or administrator.

40 Existing law requires the superintendent of schools of each school district and  
41 the administrative head of each charter school to submit certain information relating  
42 to the arrest of a licensed employee to the Department. (NRS 391.057) **Section 6** of  
43 this bill requires the administrative head of each charter school to submit  
44 information relating to the arrest of an unlicensed teacher or administrator to the  
45 Department.

46 Existing law provides immunity from civil or criminal liability for any person  
47 who makes a report, causes or conducts an investigation, or submits information  
48 relating to a licensed employee who is arrested for or convicted of a crime. (NRS  
49 391.059) **Section 7** of this bill extends this immunity from liability to every person  
50 who makes a report, causes or conducts an investigation or submits information  
51 relating to an unlicensed teacher or administrator who is arrested for or convicted of  
52 a crime.

53 Existing law authorizes the State Board of Education, after notice and an  
54 opportunity for a hearing, to suspend or revoke the license of any teacher,



55 administrator or other licensed employee under certain circumstances, including,  
56 without limitation, conviction of the teacher, administrator or other licensed  
57 employee of a felony, a crime involving moral turpitude or certain sex offenses.  
58 (NRS 391.330) **Section 8** of this bill requires the governing body of a charter  
59 school to terminate the employment of any teacher or administrator who is  
60 employed by the charter school but is not licensed upon conviction of a felony, a  
61 crime involving moral turpitude or certain sex offenses.

62 **Section 26** of this bill provides that the board of trustees of a school district  
63 need only seek to obtain the consent of a principal before transferring certain  
64 teachers or administrators to a school. **Section 26** also requires the superintendent  
65 of a school district to submit the plan to address the assignment of certain teachers  
66 and administrators to the State Board of Education. **Sections 10 and 27** of this bill  
67 authorize the Superintendent of Public Instruction to prescribe the date by which  
68 each charter school and school district must submit certain information regarding  
69 licensed employees employed by the governing body of the charter school or the  
70 school district during that year.

71 **Section 27** requires the information submitted by a school district to include the  
72 overall performance rating of each licensed employee employed by the school  
73 district.

74 Existing law provides that if an employee's license lapses during a time that  
75 school is in session, a certain period must pass before the employee is suspended  
76 from employment. (NRS 391.3015) **Section 29** of this bill provides that if the  
77 Superintendent denies an application for renewal of a license, the licensee may be  
78 suspended immediately.

79 Under existing law, the membership of the Advisory Council on Parental and  
80 Family Engagement, the Commission on Professional Standards in Education, the  
81 Teachers and Leaders Council of Nevada and the Statewide Council for the  
82 Coordination of the Regional Training Programs includes one or more members  
83 who are teachers. (NRS 385.610, 391.015, 391.455, 391A.130) **Section 1** of this  
84 bill provides that any costs associated with employing a substitute teacher while a  
85 member who is a teacher attends a meeting of the Advisory Council must be paid  
86 by the school district or charter school that employs the member. **Sections 18, 30**  
87 **and 31** of this bill also require the school district or charter school that employs the  
88 teacher to pay the cost associated with employing a substitute needed for a teacher  
89 to serve on one of the other bodies but also allow the organization that submitted  
90 the name of the member to the Governor for appointment to pay the cost.

91 **Sections 15-17** of this bill revise provisions governing the membership, terms  
92 and officers of the Commission on Professional Standards in Education.

93 Existing law requires the Commission on Professional Standards in Education  
94 to adopt regulations governing examinations for the initial licensing of teachers and  
95 authorizes the Commission to provide an exemption from such examinations for  
96 teachers and other educational personnel from another state under certain  
97 circumstances. (NRS 391.021, 391.032) **Section 19** of this bill requires the  
98 regulations establishing these qualifications to require an applicant for a license to  
99 teach middle school, junior high school or high school to demonstrate proficiency  
100 in a field of specialization or area of concentration by successfully completing  
101 certain course work or passing a subject matter competency examination prescribed  
102 by the Department. **Sections 19, 20, 22 and 25.5** of this bill revise provisions  
103 governing initial licensure for teachers and educational personnel from other states  
104 who obtain a reciprocal license.

105 **Section 23.3** of this bill transfers, from the State Board to the Commission on  
106 Professional Standards in Education, responsibility for prescribing standards for  
107 approval of a course of study or training offered by an educational institution to  
108 qualify a person to be a teacher or administrator or perform other educational  
109 functions. **Sections 23.5 and 25.7** of this bill make conforming changes.



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110 Existing law requires the board of trustees of each school district and the  
111 governing body of each charter school to ensure that teachers and administrators  
112 have access to certain professional development training. (NRS 391A.370) **Section**  
113 **31.7** of this bill requires the State Board to adopt regulations prescribing standards  
114 for the professional development training provided to teachers and administrators  
115 employed by a school district or charter school. **Section 33.2** of this bill requires  
116 the State Board to consider the findings and recommendations made by the  
117 Advisory Task Force on Educator Professional Development when adopting such  
118 regulations.

119 Existing law requires the board of trustees of each school district to submit an  
120 annual report that includes certain information regarding professional development  
121 for the immediately preceding year. (NRS 391A.205) **Section 31.5** of this bill  
122 requires the State Board to prescribe by regulation the contents of this report.

123 Existing law creates regional training programs for the professional  
124 development of teachers and administrators and requires the governing body of  
125 each regional training program to submit an annual report. (NRS 391A.190)  
126 **Section 31.3** of this bill requires this report to evaluate whether the training  
127 included certain standards of content and performance, curriculum, instruction and  
128 pedagogy. **Section 31.3** also requires the information reported by the regional  
129 training program to be aggregated for each regional training program and  
130 disaggregated by each school district served by the program.

131 **Section 33.5** of this bill repeals a provision requiring the Superintendent of  
132 Public Instruction to file with the clerk of the board of trustees of each school  
133 district a directory of all teachers and other educational personnel who are entitled  
134 to draw salaries from the county school district fund. **Section 1.5** of this bill makes  
135 a conforming change.

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

- 1 **Section 1.** NRS 385.610 is hereby amended to read as follows:  
2 385.610 1. The Superintendent of Public Instruction shall  
3 establish an Advisory Council on Parental Involvement and Family  
4 Engagement. The Advisory Council is composed of 11 members.  
5 2. The Superintendent of Public Instruction shall appoint the  
6 following members to the Advisory Council:  
7 (a) Two parents or legal guardians of pupils enrolled in public  
8 schools;  
9 (b) Two teachers in public schools;  
10 (c) One administrator of a public school;  
11 (d) One representative of a private business or industry;  
12 (e) One member of the board of trustees of a school district in a  
13 county whose population is 100,000 or more;  
14 (f) One member of the board of trustees of a school district in a  
15 county whose population is less than 100,000; and  
16 (g) One member who is the President of the Board of Managers  
17 of the Nevada Parent Teacher Association or its successor  
18 organization, or a designee nominated by the President.



1   ↳ The Superintendent of Public Instruction shall, to the extent  
2 practicable, ensure that the members the Superintendent appoints to  
3 the Advisory Council reflect the ethnic, economic and geographic  
4 diversity of this State.

5     3. The Speaker of the Assembly shall appoint one member of  
6 the Assembly to the Advisory Council.

7     4. The Majority Leader of the Senate shall appoint one member  
8 of the Senate to the Advisory Council.

9     5. The Advisory Council shall elect a Chair and Vice Chair  
10 from among its members. The Chair and Vice Chair serve a term of  
11 1 year.

12     6. After the initial terms:

13       (a) The term of each member of the Advisory Council who is  
14 appointed by the Superintendent of Public Instruction is 3 years.

15       (b) The term of each member of the Advisory Council who is  
16 appointed by the Speaker of the Assembly and the Majority Leader  
17 of the Senate is 2 years.

18     7. The Department shall provide:

19       (a) Administrative support to the Advisory Council; and

20       (b) All information that is necessary for the Advisory Council to  
21 carry out its duties.

22     8. For each day or portion of a day during which a member of  
23 the Advisory Council who is a Legislator attends a meeting of the  
24 Advisory Council or is otherwise engaged in the business of the  
25 Advisory Council, except during a regular or special session of  
26 the Legislature, the member is entitled to receive the:

27       (a) Compensation provided for a majority of the members of the  
28 Legislature during the first 60 days of the preceding regular session;

29       (b) Per diem allowance provided for state officers generally; and

30       (c) Travel expenses provided pursuant to NRS 218A.655.

31   ↳ The compensation, per diem allowances and travel expenses of  
32 the legislative members of the Advisory Council must be paid from  
33 the Legislative Fund.

34     9. A member of the Advisory Council who is not a Legislator  
35 is entitled to receive the per diem allowance and travel expenses  
36 provided for state officers and employees generally for each day or  
37 portion of a day during which the member attends a meeting of the  
38 Advisory Council or is otherwise engaged in the business of the  
39 Advisory Council. The per diem allowance and travel expenses for  
40 the members of the Advisory Council who are not Legislators must  
41 be paid by the Department.

42     ***10. Any costs associated with employing a substitute teacher***  
43 ***while a member of the Advisory Council who is a teacher attends a***  
44 ***meeting of the Advisory Council must be paid by the school district***  
45 ***or charter school that employs the member.***



1       **Sec. 1.5.** NRS 387.310 is hereby amended to read as follows:

2       387.310 1. Except as otherwise provided by the board of  
3 trustees, the clerk of the board shall draw all orders for the payment  
4 of money belonging to the school district. The orders must be listed  
5 on cumulative voucher sheets.

6       2. The board of trustees shall prescribe the procedures by  
7 which the orders must be approved and the cumulative voucher  
8 sheets signed. The procedures must provide:

9       (a) That the approval of the board of trustees is required before  
10 orders are paid unless a payment must be expedited for the school  
11 district to:

12       (1) Receive a discount or other savings which is related to  
13 the timeliness of payment;

14       (2) Avoid a service charge or other cost which is related to  
15 the timeliness of payment; or

16       (3) Abide by a purchase order, contract or other order for  
17 payment which has been approved by the board of trustees at a  
18 public meeting.

19       (b) For ratification by the board of trustees at its next regularly  
20 scheduled meeting of any payment that is made without  
21 the approval of the board pursuant to an exception set forth in  
22 paragraph (a).

23       3. When the orders have been approved and the cumulative  
24 voucher sheets have been signed in accordance with such  
25 procedures, the orders are valid vouchers in the hands of the county  
26 auditor for the county auditor to issue warrants on the county  
27 treasurer to be paid out of money belonging to the school district.

28       4. No order in favor of the board of trustees or any member  
29 thereof, except for salaries as required by NRS 386.320 or travel  
30 expenses and subsistence as authorized by NRS 386.290, may be  
31 drawn.

32       5. ~~No order for salary for any teacher may be drawn unless the~~  
33 ~~teacher is included in the directory of teachers supplied to the clerk~~  
34 ~~of the board of trustees pursuant to the provisions of NRS 391.045.~~

35 ~~—6.1~~ An order drawn by a clerk of a board of trustees pursuant to  
36 subsection 1 is void if not presented for payment within 1 year after  
37 the date of issuance.

38 ~~7.1~~ 6. Any order remaining unpaid after the expiration of 1  
39 year, whether outstanding or uncalled for in the office of the county  
40 auditor, must be cancelled by the county auditor, who shall  
41 immediately notify the county treasurer of the cancellation. The  
42 county treasurer shall not pay a warrant presented for payment more  
43 than 1 year after the date of issuance of such an order. This  
44 subsection does not apply if the board of trustees establishes and  
45 administers a separate account pursuant to NRS 354.603.



1       **Sec. 1.7.** NRS 388.409 is hereby amended to read as follows:

2       388.409 1. The English Mastery Council is hereby created.

3 The English Mastery Council consists of the following 16 members:

4       (a) The Superintendent of Public Instruction, or his or her  
5 designee, who serves as an ex officio member of the English  
6 Mastery Council.

7       (b) Two members who have knowledge and expertise in  
8 language acquisition and who represent the Nevada System of  
9 Higher Education, appointed by the Chancellor of the Nevada  
10 System of Higher Education.

11       (c) Two members who are teachers at public schools in this  
12 State, hold a master's degree to teach English as a second language  
13 *or an endorsement to teach English as a second language* and  
14 have knowledge and expertise in providing instruction to pupils who  
15 are limited English proficient, appointed by the Governor from a list  
16 of nominees submitted by the Nevada State Education Association,  
17 or its successor organization. The Governor shall ensure that the  
18 members appointed pursuant to this paragraph represent the  
19 geographic and ethnic diversity of this State.

20       (d) Two members who are parents or legal guardians of pupils  
21 who are limited English proficient, one of whom is appointed by the  
22 Governor from a list of nominees submitted by the Speaker of the  
23 Assembly and one of whom is appointed by the Governor from a list  
24 of nominees submitted by the Majority Leader of the Senate. The  
25 Governor shall ensure that the members appointed pursuant to this  
26 paragraph represent the geographic and ethnic diversity of this State.  
27 The Nevada Parent Teacher Association shall submit a list of names  
28 of persons that the Association would recommend for inclusion on  
29 the list of nominees submitted by the Speaker of the Assembly and  
30 the Majority Leader of the Senate.

31       (e) Two members who are school-level administrators, one of  
32 whom is employed by a school district in a county whose population  
33 is 100,000 or more and one of whom is employed by a school  
34 district in a county whose population is less than 100,000, appointed  
35 by the Governor from a list of nominees submitted by the Nevada  
36 Association of School Administrators.

37       (f) Two members who are school-district-level administrators,  
38 one of whom is employed by a school district in a county whose  
39 population is 100,000 or more and one of whom is employed by a  
40 school district in a county whose population is less than 100,000,  
41 appointed by the Governor from a list of nominees submitted by the  
42 Nevada Association of School Administrators.

43       (g) One member who is a member of a board of trustees of a  
44 school district, appointed by the Governor from a list of nominees  
45 submitted by the Nevada Association of School Boards.



1 (h) Two members who are representatives of the general public,  
2 private business and industry in this State or nonprofit organizations  
3 and who have been leaders in education reform related to pupils  
4 who are limited English proficient, appointed by the Governor.

5 (i) Two members with expertise in the development of public  
6 policy relating to the education of pupils who are limited English  
7 proficient, appointed by the Superintendent of Public Instruction  
8 upon the advice and recommendation of persons who have  
9 knowledge and expertise in providing instruction to pupils who are  
10 limited English proficient.

11 2. Each appointed member of the English Mastery Council  
12 serves a term of 2 years and may be reappointed to additional terms.

13 3. A vacancy on the English Mastery Council must be filled in  
14 the same manner as the original appointment.

15 4. The English Mastery Council shall, at its first meeting and  
16 annually thereafter, elect a Chair from among its members.

17 5. The English Mastery Council shall meet at least quarterly  
18 and may meet at other times upon the call of the Chair.

19 6. Members of the English Mastery Council serve without  
20 compensation, except that for each day or portion of a day during  
21 which a member of the Council attends a meeting of the Council or  
22 is otherwise engaged in the business of the Council, the member is  
23 entitled to receive the per diem allowances and travel expenses  
24 provided for state officers and employees generally.

25 7. A member of the English Mastery Council who is a public  
26 employee must be granted administrative leave from the member's  
27 duties to engage in the business of the Council without loss of his or  
28 her regular compensation. Such leave does not reduce the amount of  
29 the member's other accrued leave.

30 8. The English Mastery Council may apply for and accept gifts,  
31 grants, donations and contributions from any source for the purpose  
32 of carrying out its duties pursuant to NRS 388.411.

33 9. The Department shall provide administrative support to the  
34 English Mastery Council.

35 **Sec. 2.** Chapter 388A of NRS is hereby amended by adding  
36 thereto the provisions set forth as sections 3 to 8, inclusive, of this  
37 act.

38 **Sec. 3.** *As used in sections 3 to 8, inclusive, of this act,*  
39 *"arrest" has the meaning ascribed to it in NRS 171.104.*

40 **Sec. 4. 1.** *The Department shall adopt regulations that*  
41 *establish a procedure for the notification, tracking and monitoring*  
42 *of the status of criminal cases involving teachers and*  
43 *administrators who are employed by a charter school but are not*  
44 *licensed pursuant to chapter 391 of NRS. The procedure must*  
45 *include, without limitation:*



1 (a) *The method by which the administrative head of a charter*  
2 *school must notify the Department in a timely manner of the*  
3 *arrest of such an employee if:*

4 (1) *The act for which the employee is arrested:*

5 (I) *May be a ground for the suspension or revocation of*  
6 *a person's license pursuant to NRS 391.330; and*

7 (II) *Is not excluded by the Department from the*  
8 *notification requirements of this section; and*

9 (2) *The charter school has knowledge of the arrest.*

10 (b) *The method by which the administrative head of a charter*  
11 *school must notify the Department in a timely manner of:*

12 (1) *Each action, if any, taken against the employee by the*  
13 *charter school after the arrest; and*

14 (2) *The conviction of the employee, if the employee is*  
15 *convicted of the act for which he or she was arrested.*

16 (c) *The steps the Department must follow in response to the*  
17 *receipt of notice pursuant to this section, including, without*  
18 *limitation, the preparation of a separate file on the employee for*  
19 *the documentation and monitoring of the status of the case.*

20 2. *Each file that is maintained on an employee pursuant to*  
21 *subsection 1 must include, without limitation:*

22 (a) *The date on which the employee was arrested and the date*  
23 *on which the Department received notice of the arrest from the*  
24 *charter school;*

25 (b) *The reason why the employee was arrested;*

26 (c) *The steps taken by the Department in response to all*  
27 *notices received by the Department from a charter school*  
28 *pursuant to subsection 1; and*

29 (d) *The final resolution of the case and the date of resolution.*

30 3. *If the Department maintains a file on an employee*  
31 *pursuant to this section and the employee is not convicted of an*  
32 *offense, the file and any related documents must not be made a*  
33 *part of that employee's permanent employment record.*

34 4. *The Department may prescribe a fee to be assessed against*  
35 *a charter school for the costs incurred by the Department for*  
36 *tracking and monitoring the status of a criminal case in*  
37 *accordance with the requirements prescribed pursuant to this*  
38 *section. Any fee prescribed pursuant to this section must be*  
39 *calculated to produce the revenue estimated to cover the costs*  
40 *related to tracking and monitoring the status of a criminal case,*  
41 *but the amount of the fee for tracking and monitoring the status of*  
42 *a criminal case must not exceed the actual cost to the Department*  
43 *of tracking and monitoring the status of the criminal case.*

44 **Sec. 5.** *The governing body of each charter school shall*  
45 *adopt a policy which requires a person who is employed by the*



1 *charter school as a teacher or administrator but who is not*  
2 *licensed pursuant to chapter 391 of NRS to report to the charter*  
3 *school if the employee is arrested for or convicted of a crime. The*  
4 *policy must include, without limitation, an identification of:*

5 *1. The crimes for which an arrest or conviction must be*  
6 *reported;*

7 *2. The person to whom the report must be made; and*

8 *3. The time period after the arrest or conviction in which the*  
9 *report must be made.*

10 **Sec. 6.** *The administrative head of each charter school shall*  
11 *submit all information required by the Department pursuant to*  
12 *section 4 of this act within the period prescribed by the*  
13 *Department.*

14 **Sec. 7.** *Immunity from civil or criminal liability extends to*  
15 *every person who, pursuant to sections 3 to 8, inclusive, of this act,*  
16 *in good faith:*

17 *1. Participates in the making of a report;*

18 *2. Causes or conducts an investigation of a person who is*  
19 *employed by the charter school as a teacher or administrator who*  
20 *is not licensed pursuant to chapter 391 of NRS and who is*  
21 *arrested; or*

22 *3. Submits information to the Department concerning a*  
23 *person who is employed by the charter school as a teacher or*  
24 *administrator, who is not licensed pursuant to chapter 391 of NRS*  
25 *and who is arrested.*

26 **Sec. 8.** *The governing body of a charter school shall*  
27 *terminate the employment of any teacher or administrator who is*  
28 *employed by the charter school but is not licensed pursuant to*  
29 *chapter 391 of NRS upon his or her conviction of a:*

30 *1. Felony or crime involving moral turpitude; or*

31 *2. Sex offense pursuant to NRS 200.366, 200.368, 201.190,*  
32 *201.220, 201.230, 201.540 or 201.560.*

33 **Sec. 9.** NRS 388A.515 is hereby amended to read as follows:

34 388A.515 1. Each applicant for employment with a charter  
35 school, except a licensed teacher or other person licensed by the  
36 Superintendent of Public Instruction, must, as a condition to  
37 employment, submit to the governing body of the charter school a  
38 complete set of the applicant's fingerprints and written permission  
39 authorizing the governing body to forward the fingerprints to the  
40 Central Repository for Nevada Records of Criminal History for its  
41 report on the criminal history of the applicant and for submission to  
42 the Federal Bureau of Investigation for its report on the criminal  
43 history of the applicant.

44 2. If the reports on the criminal history of an applicant indicate  
45 that the applicant has not been convicted of a ~~felony or an offense~~



1 ~~involving moral turpitude,]~~ *crime listed in section 8 of this act*, the  
2 governing body of the charter school may employ the applicant.

3 3. If a report on the criminal history of an applicant indicates  
4 that the applicant has been convicted of a felony or an offense  
5 involving moral turpitude and the governing body of the charter  
6 school does not disqualify the applicant from further consideration  
7 of employment on the basis of that report, the governing body shall,  
8 upon the written authorization of the applicant, forward a copy of  
9 the report to the Superintendent of Public Instruction. If the  
10 applicant refuses to provide his or her written authorization to  
11 forward a copy of the report pursuant to this subsection, the charter  
12 school shall not employ the applicant.

13 4. ~~[The]~~ *Not later than 15 days after receiving a report on the*  
14 *criminal history of an applicant, the* Superintendent of Public  
15 Instruction or the Superintendent's designee shall ~~[promptly]~~ review  
16 the report to determine whether the conviction of the applicant is  
17 related or unrelated to the position with the charter school for which  
18 the applicant has applied. If the applicant desires employment with  
19 the charter school, the applicant shall, upon the request of the  
20 Superintendent of Public Instruction or the Superintendent's  
21 designee, provide any further information that the Superintendent or  
22 the designee determines is necessary to make the determination. If  
23 the governing body of the charter school desires to employ the  
24 applicant, the governing body shall, upon the request of the  
25 Superintendent of Public Instruction or the Superintendent's  
26 designee, provide any further information that the Superintendent or  
27 the designee determines is necessary to make the determination. The  
28 Superintendent of Public Instruction or the Superintendent's  
29 designee shall provide written notice of the determination to the  
30 applicant and to the governing body of the charter school.

31 5. If the Superintendent of Public Instruction or the  
32 Superintendent's designee determines that the conviction of the  
33 applicant is related to the position with the charter school for which  
34 the applicant has applied, the governing body of the charter school  
35 shall not employ the applicant. If the Superintendent of Public  
36 Instruction or the Superintendent's designee determines that the  
37 conviction of the applicant is unrelated to the position with the  
38 charter school for which the applicant has applied, the governing  
39 body of the charter school may employ the applicant for that  
40 position.

41 **Sec. 10.** NRS 388A.524 is hereby amended to read as follows:

42 388A.524 1. A charter school shall not employ a person  
43 pursuant to NRS 388A.518 or 388A.521 if the person's license to  
44 teach or provide other educational services has been revoked or  
45 suspended in this State or another state.



1 2. ~~On or before November 15 of each year, a~~ A charter school  
2 shall *annually, on or before the date prescribed by the*  
3 *Superintendent of Public Instruction*, submit to the Department, in  
4 a format prescribed by the Superintendent of Public Instruction, the  
5 following information for each person who is licensed pursuant to  
6 chapter 391 of NRS and who is employed by the governing body  
7 ~~on October 1 of~~ *during* that year:

8 (a) The amount of salary or compensation of the licensed  
9 person, including, without limitation, verification of compliance  
10 with subsection 2 of NRS 388A.521, if applicable to that person;  
11 and

12 (b) The designated assignment, as that term is defined by the  
13 Department, of the licensed person.

14 **Sec. 11.** NRS 388A.533 is hereby amended to read as follows:

15 388A.533 1. All employees of a charter school shall be  
16 deemed public employees.

17 2. ~~The~~ *Except as otherwise provided in section 8 of this act,*  
18 *the* governing body of a charter school may make all decisions  
19 concerning the terms and conditions of employment with the charter  
20 school and any other matter relating to employment with the charter  
21 school. In addition, the governing body may make all employment  
22 decisions with regard to its employees pursuant to NRS 391.650 to  
23 391.830, inclusive, unless a collective bargaining agreement entered  
24 into by the governing body pursuant to chapter 288 of NRS contains  
25 separate provisions relating to the discipline of licensed employees  
26 of a school.

27 3. Upon the request of the governing body of a charter school,  
28 the board of trustees of a school district shall, with the permission of  
29 the licensed employee who is seeking employment with the charter  
30 school, transmit to the governing body a copy of the employment  
31 record of the employee that is maintained by the school district. The  
32 employment record must include, without limitation, each  
33 evaluation of the licensed employee conducted by the school district  
34 and any disciplinary action taken by the school district against the  
35 licensed employee.

36 **Sec. 12.** Chapter 391 of NRS is hereby amended by adding  
37 thereto the provisions set forth as sections 13 and 14 of this act.

38 **Sec. 13. 1.** *The Department may charge and collect a fee of*  
39 *\$50 to review information pertaining to and provide feedback*  
40 *concerning a person's qualifications for a license to teach or*  
41 *perform other educational functions, including, without*  
42 *limitation, records from a college or other educational institution*  
43 *and scores on examinations administered pursuant to the*  
44 *regulations adopted by the Commission, before the person applies*  
45 *for such a license. Except as otherwise provided in subsection 4,*



1 *the money received from the fee collected pursuant to this section*  
2 *must be deposited with the State Treasurer for credit to the*  
3 *appropriate account of the Department.*

4 *2. Upon submission and payment of the fee prescribed*  
5 *pursuant to subsection 1, the Department shall review the*  
6 *information submitted pursuant to that subsection and provide*  
7 *feedback to a person concerning whether the information*  
8 *submitted by the person is indicative of whether the person*  
9 *appears to satisfy all or some of the requirements for the issuance*  
10 *of a license and, if so, the kind of license for which it appears the*  
11 *person may satisfy the requirements.*

12 *3. The submission of information pursuant to subsection 1 or*  
13 *any feedback provided by the Department pursuant to subsection 2*  
14 *is not a substitute for the application process prescribed by NRS*  
15 *391.033 and does not confer upon any person a right to the*  
16 *issuance of a license.*

17 *4. If the Department determines from the information*  
18 *submitted pursuant to subsection 1 that the person satisfies the*  
19 *requirements for the issuance of a license, the fee prescribed*  
20 *pursuant to subsection 1 must be applied toward the fee prescribed*  
21 *for the initial issuance of a license by the Commission pursuant to*  
22 *NRS 391.040.*

23 **Sec. 14.** (Deleted by amendment.)

24 **Sec. 15.** NRS 391.011 is hereby amended to read as follows:

25 391.011 1. The Commission on Professional Standards in  
26 Education, consisting of ~~nine~~ *eleven* members appointed by the  
27 Governor, is hereby created.

28 2. ~~Four~~ *Five* members of the Commission must be teachers  
29 who teach in the classroom as follows:

30 (a) One who *holds a license to teach secondary education and*  
31 *teaches in a secondary school.*

32 (b) One who *holds a license to teach middle school or junior*  
33 *high school education and* teaches in a middle school or junior high  
34 school.

35 (c) One who *holds a license to teach elementary education and*  
36 teaches in an elementary school.

37 (d) One who *holds a license to teach special education and*  
38 teaches special education.

39 (e) *One who holds a license to teach pupils in a program of*  
40 *early childhood education and teaches in a program of early*  
41 *childhood education.*

42 3. The remaining members of the Commission must include:

43 (a) One *school counselor, ~~or~~ psychologist, speech-language*  
44 *pathologist, audiologist, or social worker who is licensed pursuant*



1 *to chapter 391 of NRS and* employed by a school district ~~{}~~ *or*  
2 *charter school.*

3 (b) Two administrators of schools ~~{, at least one of whom must~~  
4 ~~be}~~ *who are employed by a {principal of a school.} school district or*  
5 *charter school to provide administrative service at an individual*  
6 *school. Such administrators must not provide service at the district*  
7 *level.*

8 (c) The dean of the College of Education at one of the  
9 universities in the Nevada System of Higher Education, or a  
10 representative of one of the Colleges of Education nominated by  
11 such a dean for appointment by the Governor.

12 (d) One member who is ~~{a representative}~~ *the parent or legal*  
13 *guardian of {the general} a pupil enrolled in a public {} school.*

14 (e) *One member who has expertise and experience in the*  
15 *operation of a business.*

16 4. ~~{The appointments of a counselor, the administrators and~~  
17 ~~three}~~ *Three* of the ~~{four teachers}~~ *five appointments made*  
18 *pursuant to subsection 2* must be made from a list of names of at  
19 least three persons for each position that is submitted to the  
20 Governor ~~{~~

21 ~~—(a) For the counselor and teachers,}~~ by an employee  
22 organization representing the majority of ~~{counselors and the~~  
23 ~~majority of}~~ teachers in the State ~~{of Nevada}~~ who teach in the  
24 educational level from which the appointment is being made. ~~{, or~~

25 ~~—(b) For administrators, by an organization of administrators for~~  
26 ~~schools in which the majority of administrators of schools in this~~  
27 ~~State have membership.}~~

28 5. ~~{One member}~~ *The appointment made pursuant to:*

29 (a) *Paragraph (a) of subsection 3 must be made from a list of*  
30 *names of at least three persons that is submitted to the*  
31 ~~{Commission who is a teacher, administrator, counselor or~~  
32 ~~psychologist must be employed by a private school licensed~~  
33 ~~pursuant to chapter 394 of NRS.}~~ *Governor by an employee*  
34 *organization representing the majority of school counselors,*  
35 *psychologists, speech-language pathologists, audiologists or social*  
36 *workers in this State who are not administrators.*

37 (b) *Paragraph (b) of subsection 3 must be made from a list of*  
38 *names of at least three persons for each position that is submitted*  
39 *to the Governor by the organization of administrators for schools*  
40 *in which the majority of administrators of schools in this State*  
41 *have membership.*

42 (c) *Paragraph (d) of subsection 3 must be made from a list of*  
43 *names of persons submitted to the Governor by the Nevada Parent*  
44 *Teacher Association or its successor organization.*



1     **Sec. 16.** NRS 391.013 is hereby amended to read as follows:  
2     391.013 No member of the Commission ~~[who is a teacher,~~  
3 ~~counselor, administrator or representative of the general public]~~ may  
4 serve more than two terms.

5     **Sec. 17.** NRS 391.015 is hereby amended to read as follows:  
6     391.015 1. The Commission shall *annually* elect one of its  
7 members as President ~~H~~ *and one of its members as Vice President,*  
8 to serve at the pleasure of the Commission.

9     2. The Superintendent of Public Instruction or the  
10 Superintendent's designee shall serve as the nonvoting Secretary to  
11 the Commission. The Secretary shall coordinate the activities of the  
12 Commission.

13     **Sec. 18.** NRS 391.017 is hereby amended to read as follows:  
14     391.017 1. The Commission may meet at least once each  
15 month.

16     2. A majority of the Commission constitutes a quorum for the  
17 transaction of business.

18     3. The members of the Commission are entitled to the travel  
19 expenses and subsistence allowances provided by law for state  
20 officers and employees generally while attending meetings of the  
21 Commission.

22     4. *Any costs associated with employing a substitute teacher*  
23 *while a member of the Commission who is a teacher attends a*  
24 *meeting of the Commission must be:*

25     (a) *Paid by the school district or charter school that employs*  
26 *the member; or*

27     (b) *Reimbursed to the school district or charter school that*  
28 *employs the member by the organization that submitted the name*  
29 *of the member to the Governor for appointment pursuant to*  
30 *paragraph (a), (b) or (c) of subsection 5 of NRS 391.011.*

31     **Sec. 19.** NRS 391.019 is hereby amended to read as follows:  
32     391.019 1. Except as otherwise provided in NRS 391.027,  
33 the Commission shall adopt regulations:

34     (a) Prescribing the qualifications for licensing teachers and other  
35 educational personnel, including, without limitation, the  
36 qualifications for a license to teach middle school or junior high  
37 school education, and the procedures for the issuance and renewal of  
38 those licenses. The regulations:

39     (1) Must include, without limitation, the qualifications for  
40 licensing teachers and administrators pursuant to an alternative route  
41 to licensure which provides that the required education and training  
42 may be provided by any qualified provider which has been approved  
43 by the Commission, including, without limitation, institutions of  
44 higher education and other providers that operate independently of



1 an institution of higher education. The regulations adopted pursuant  
2 to this subparagraph must:

3 (I) Establish the requirements for approval as a qualified  
4 provider;

5 (II) Require a qualified provider to be selective in its  
6 acceptance of students;

7 (III) Require a qualified provider to provide supervised,  
8 school-based experiences and ongoing support for its students, such  
9 as mentoring and coaching;

10 (IV) Significantly limit the amount of course work  
11 required or provide for the waiver of required course work for  
12 students who achieve certain scores on tests;

13 (V) Allow for the completion in 2 years or less of the  
14 education and training required under the alternative route to  
15 licensure;

16 (VI) Provide that a person who has completed the  
17 education and training required under the alternative route to  
18 licensure and who has satisfied all other requirements for licensure  
19 may apply for a regular license pursuant to sub-subparagraph (VII)  
20 regardless of whether the person has received an offer of  
21 employment from a school district, charter school or private school;  
22 and

23 (VII) Upon the completion by a person of the education  
24 and training required under the alternative route to licensure and the  
25 satisfaction of all other requirements for licensure, provide for the  
26 issuance of a regular license to the person pursuant to the provisions  
27 of this chapter and the regulations adopted pursuant to this chapter.

28 (2) *Must require an applicant for a license to teach middle  
29 school or junior high school education or secondary education to  
30 demonstrate proficiency in a field of specialization or area of  
31 concentration by successfully completing course work prescribed  
32 by the Department or completing a subject matter competency  
33 examination prescribed by the Department with a score deemed  
34 satisfactory.*

35 (3) Must not prescribe qualifications which are more  
36 stringent than the qualifications set forth in NRS 391.0315 for a  
37 licensed teacher who applies for an additional license in accordance  
38 with that section.

39 (b) Identifying fields of specialization in teaching which require  
40 the specialized training of teachers.

41 (c) Except as otherwise provided in NRS 391.125, requiring  
42 teachers to obtain from the Department an endorsement in a field of  
43 specialization to be eligible to teach in that field of specialization,  
44 including, without limitation, an endorsement to teach English as a



1 second language based upon the recommendations of the English  
2 Mastery Council pursuant to NRS 388.411.

3 (d) Setting forth the educational requirements a teacher must  
4 satisfy to qualify for an endorsement in each field of specialization.

5 (e) Setting forth the qualifications and requirements for  
6 obtaining a license or endorsement to teach American Sign  
7 Language, including, without limitation, being registered with the  
8 Aging and Disability Services Division of the Department of Health  
9 and Human Services pursuant to NRS 656A.100 to engage in the  
10 practice of interpreting in an educational setting.

11 (f) Requiring teachers and other educational personnel to be  
12 registered with the Aging and Disability Services Division pursuant  
13 to NRS 656A.100 to engage in the practice of interpreting in an  
14 educational setting if they:

15 (1) Provide instruction or other educational services; and

16 (2) Concurrently engage in the practice of interpreting, as  
17 defined in NRS 656A.060.

18 (g) Providing for the issuance and renewal of a special  
19 qualifications license to an applicant who holds a bachelor's degree,  
20 a master's degree or a doctoral degree from an accredited degree-  
21 granting postsecondary educational institution in a field for which  
22 the applicant will provide instruction in a classroom and who has:

23 (1) At least 2 years of experience teaching at an accredited  
24 degree-granting postsecondary educational institution in a field for  
25 which the applicant will provide instruction in a classroom and at  
26 least 3 years of experience working in that field; or

27 (2) At least 5 years of experience working in a field for  
28 which the applicant will provide instruction in a classroom.

29 ➤ An applicant for licensure pursuant to this paragraph who holds a  
30 bachelor's degree must submit proof of participation in a program of  
31 student teaching or mentoring or agree to participate in a program of  
32 mentoring or courses of pedagogy for the first 2 years of the  
33 applicant's employment as a teacher with a school district or charter  
34 school.

35 (h) Requiring an applicant for a special qualifications license to:

36 (1) Pass each examination required by *subsection 1 of* NRS  
37 391.021 for the specific subject or subjects in which the applicant  
38 will provide instruction; or

39 (2) Hold a valid license issued by a professional licensing  
40 board of any state that is directly related to the subject area of the  
41 bachelor's degree, master's degree or doctoral degree held by the  
42 applicant.

43 (i) Setting forth the subject areas that may be taught by a person  
44 who holds a special qualifications license, based upon the subject



1 area of the bachelor's degree, master's degree or doctoral degree  
2 held by that person.

3 (j) Providing for the issuance and renewal of a special  
4 qualifications license to an applicant who:

5 (1) Holds a bachelor's degree or a graduate degree from an  
6 accredited college or university in the field for which the applicant  
7 will be providing instruction;

8 (2) Is not licensed to teach public school in another state;

9 (3) Has at least 5 years of experience teaching with  
10 satisfactory evaluations at a school that is accredited by a national or  
11 regional accrediting agency recognized by the United States  
12 Department of Education; and

13 (4) Submits proof of participation in a program of student  
14 teaching or mentoring or agrees to participate in a program of  
15 mentoring for the first year of the applicant's employment as a  
16 teacher with a school district or charter school if the applicant holds  
17 a graduate degree or, if the applicant holds a bachelor's degree,  
18 submits proof of participation in a program of student teaching or  
19 mentoring or agrees to participate in a program of mentoring or  
20 courses of pedagogy for the first 2 years of his or her employment as  
21 a teacher with a school district or charter school.

22 ➤ An applicant for licensure pursuant to this paragraph is exempt  
23 from each examination required by *subsection 1 of* NRS 391.021 if  
24 the applicant successfully passed the examination in another state.

25 (k) Prescribing course work on parental involvement and family  
26 engagement. The Commission shall work in cooperation with the  
27 Office of Parental Involvement and Family Engagement created by  
28 NRS 385.630 in developing the regulations required by this  
29 paragraph.

30 2. Except as otherwise provided in NRS 391.027, the  
31 Commission may adopt such other regulations as it deems necessary  
32 for its own government or to carry out its duties.

33 3. Any regulation which increases the amount of education,  
34 training or experience required for licensing:

35 (a) Must, in addition to the requirements for publication in  
36 chapter 233B of NRS, be publicized before its adoption in a manner  
37 reasonably calculated to inform those persons affected by the  
38 change.

39 (b) Must not become effective until at least 1 year after the date  
40 it is adopted by the Commission.

41 (c) Is not applicable to a license in effect on the date the  
42 regulation becomes effective.

43 4. A person who is licensed pursuant to paragraph (g) or (j) of  
44 subsection 1:

45 (a) Shall comply with all applicable statutes and regulations.



1 (b) Except as otherwise provided by specific statute, is entitled  
2 to all benefits, rights and privileges conferred by statutes and  
3 regulations on licensed teachers.

4 (c) Except as otherwise provided by specific statute, if the  
5 person is employed as a teacher by the board of trustees of a school  
6 district or the governing body of a charter school, is entitled to all  
7 benefits, rights and privileges conferred by statutes and regulations  
8 on the licensed employees of a school district or charter school, as  
9 applicable.

10 **Sec. 20.** NRS 391.021 is hereby amended to read as follows:

11 391.021 **1.** Except as otherwise provided in paragraph (j) of  
12 subsection 1 of NRS 391.019 and NRS 391.027, the Commission  
13 shall adopt regulations governing examinations for the initial  
14 licensing of teachers and other educational personnel. The  
15 *regulations adopted by the Commission must ensure that the*  
16 examinations ~~must~~ test the ability of the applicant to teach and the  
17 applicant's knowledge of each specific subject he or she proposes to  
18 teach. ~~Each~~ *Except as otherwise provided in subsection 2,*  
19 *teachers and educational personnel from another state who obtain*  
20 *a reciprocal license pursuant to NRS 391.032 are not required to*  
21 *take the examinations for the initial licensing of teachers and*  
22 *other educational personnel described in this subsection or any*  
23 *other examination for initial licensing required by the regulations*  
24 *adopted by the Commission.*

25 **2.** *Except as otherwise provided in subsection 3, in addition to*  
26 *the examinations for the initial licensing of teachers and other*  
27 *educational personnel governed by the regulations adopted by the*  
28 *Commission pursuant to subsection 1, an applicant for initial*  
29 *licensure must take and successfully pass an examination* ~~must~~  
30 ~~include~~ *on the following subjects:*

- 31 ~~1-1~~ **(a)** The laws of Nevada relating to schools;  
32 ~~1-2~~ **(b)** The Constitution of the State of Nevada; and  
33 ~~1-3~~ **(c)** The Constitution of the United States.

34 ~~1-4~~  
35 **3.** The ~~provisions of this section do not prohibit the~~  
36 Commission ~~from adopting~~ *may adopt* regulations ~~pursuant to~~  
37 ~~subsection 2 of NRS 391.032 that~~ *which* provide ~~an exemption~~  
38 ~~from the examinations for~~ *that* teachers and other educational  
39 personnel from another state ~~if the Commission determines that the~~  
40 ~~examinations required for initial licensure for teachers and other~~  
41 ~~educational personnel in that state are comparable to the~~  
42 ~~examinations required for initial licensure in this State.~~ *who obtain*  
43 *a reciprocal license pursuant to NRS 391.032 may obtain an*  
44 *exemption from the requirement to take the examination required*  
45 *by subsection 2.*



1       **Sec. 21.** NRS 391.031 is hereby amended to read as follows:

2       391.031 There are the following kinds of licenses for teachers  
3 and other educational personnel in this State:

4       1. *A license to teach pupils in a program of early childhood*  
5 *education, which authorizes the holder to teach in any program of*  
6 *early childhood education in the State.*

7       2. A license to teach elementary education, which authorizes  
8 the holder to teach in any elementary school in the State.

9       ~~12-1~~ 3. A license to teach middle school or junior high school  
10 education, which authorizes the holder to teach in his or her major  
11 or minor field of preparation or in both fields in ~~grades 7, 8 and 9~~  
12 ~~at~~ any middle school or junior high school. He or she may teach  
13 only in these fields unless an exception is approved pursuant to  
14 regulations adopted by the Commission.

15       ~~13-1~~ 4. A license to teach secondary education, which  
16 authorizes the holder to teach in his or her major or minor field of  
17 preparation or in both fields in any secondary school. He or she may  
18 teach only in these fields unless an exception is approved pursuant  
19 to regulations adopted by the Commission.

20       ~~14-1~~ 5. A license to teach special education, which authorizes  
21 the holder to teach pupils with disabilities or gifted and talented  
22 pupils, or both.

23       ~~15-1~~ 6. A special license, which authorizes the holder to teach  
24 or perform other educational functions in a school or program as  
25 designated in the license.

26       ~~16-1~~ 7. A special license designated as a special qualifications  
27 license, which authorizes the holder to teach only in the grades and  
28 subject areas designated in the license. A special qualifications  
29 license is valid for 3 years and may be renewed in accordance with  
30 the applicable regulations of the Commission adopted pursuant to  
31 paragraph (g) or (j) of subsection 1 of NRS 391.019.

32       **Sec. 22.** NRS 391.032 is hereby amended to read as follows:

33       391.032 1. Except as otherwise provided in NRS 391.027,  
34 the Commission shall:

35       (a) ~~Consider and may adopt~~ *Adopt* regulations which provide  
36 for the issuance of ~~conditional~~ *provisional* licenses to teachers and  
37 other educational personnel before completion of all courses of  
38 study or other requirements for a license in this State.

39       (b) Adopt regulations which provide for the reciprocal licensure  
40 of educational personnel from other states including, without  
41 limitation, for the reciprocal licensure of persons who hold a license  
42 to teach special education. Such regulations must include, without  
43 limitation, provisions for the reciprocal licensure of persons who  
44 obtained a license pursuant to an alternative route to licensure which  
45 the ~~Commission~~ *Department* determines is as rigorous or more



1 rigorous than the alternative route to licensure prescribed pursuant  
2 to subparagraph (1) of paragraph (a) of subsection 1 of  
3 NRS 391.019.

4 ~~2. The regulations adopted pursuant to paragraph (b) of~~  
5 ~~subsection 1 may provide an exemption from the examinations~~  
6 ~~required for initial licensure for teachers and other educational~~  
7 ~~personnel from another state if the Commission determines that the~~  
8 ~~examinations required for initial licensure for teachers and other~~  
9 ~~educational personnel in that state are comparable to the~~  
10 ~~examinations required for initial licensure in this State.~~

11 ~~3.~~ A person who is issued a ~~conditional~~ *provisional* license  
12 must complete all courses of study and other requirements for a  
13 license in this State which is not ~~conditional~~ *provisional* within 3  
14 years after the date on which a ~~conditional~~ *provisional* license is  
15 issued.

16 **Sec. 23.** NRS 391.033 is hereby amended to read as follows:

17 391.033 1. All licenses for teachers and other educational  
18 personnel are granted by the Superintendent of Public Instruction  
19 pursuant to regulations adopted by the Commission and as  
20 otherwise provided by law.

21 2. An application for the issuance of a license must include the  
22 social security number of the applicant.

23 3. Every applicant for a license must submit with his or her  
24 application a complete set of his or her fingerprints and written  
25 permission authorizing the Superintendent to forward the  
26 fingerprints to the Central Repository for Nevada Records of  
27 Criminal History for its initial report on the criminal history of the  
28 applicant and for reports thereafter upon renewal of the license  
29 pursuant to subsection 7 of NRS 179A.075, and for submission to  
30 the Federal Bureau of Investigation for its report on the criminal  
31 history of the applicant.

32 4. The Superintendent may issue a provisional license pending  
33 receipt of the reports of the Federal Bureau of Investigation and the  
34 Central Repository for Nevada Records of Criminal History if the  
35 Superintendent determines that the applicant is otherwise qualified.

36 5. A license must be issued to, or renewed for, as applicable, an  
37 applicant if:

38 (a) The Superintendent determines that the applicant is  
39 qualified;

40 (b) The reports on the criminal history of the applicant from the  
41 Federal Bureau of Investigation and the Central Repository for  
42 Nevada Records of Criminal History:

43 (1) Do not indicate that the applicant has been convicted of a  
44 felony or any offense involving moral turpitude; or



1 (2) Indicate that the applicant has been convicted of a felony  
2 or an offense involving moral turpitude but the Superintendent  
3 determines that the conviction is unrelated to the position within the  
4 county school district or charter school for which the applicant  
5 applied or for which he or she is currently employed, as applicable;  
6 and

7 (c) For initial licensure, the applicant submits the statement  
8 required pursuant to NRS 391.034.

9 **6. *If the Superintendent denies an application pursuant to***  
10 ***this section, the Superintendent must, within 15 days after the date***  
11 ***on which the application is denied, provide notice of the denial to***  
12 ***the school district or charter school that employs the applicant if***  
13 ***the applicant is employed by a school district or charter school.***  
14 ***Such notice must not state the reasons for denial.***

15 **Sec. 23.3.** NRS 391.037 is hereby amended to read as follows:

16 391.037 1. The ~~State Board~~ **Commission** shall:

17 (a) Prescribe by regulation the standards for approval of a course  
18 of study or training offered by an educational institution to qualify a  
19 person to be a teacher or administrator or to perform other  
20 educational functions. The regulations prescribed pursuant to this  
21 paragraph must include, without limitation, training on how to  
22 identify a pupil who is at risk for dyslexia or related disorders.

23 (b) Maintain descriptions of the approved courses of study  
24 required to qualify for endorsements in fields of specialization and  
25 provide to an applicant, upon request, the approved course of study  
26 for a particular endorsement.

27 2. Except for an applicant who submits an application for the  
28 issuance of a license pursuant to subparagraph (1) of paragraph (a)  
29 or paragraph (g) or (j) of subsection 1 of NRS 391.019, an applicant  
30 for a license as a teacher or administrator or to perform some other  
31 educational function must submit with his or her application, in the  
32 form prescribed by the Superintendent of Public Instruction, proof  
33 that the applicant has satisfactorily completed a course of study and  
34 training approved by the ~~State Board~~ **Commission** pursuant to  
35 subsection 1.

36 **Sec. 23.5.** NRS 391.038 is hereby amended to read as follows:

37 391.038 1. The ~~State Board~~ **Commission**, in consultation  
38 with educational institutions in this State which offer courses of  
39 study and training for the education of teachers, the board of trustees  
40 of each school district in this State and other educational personnel,  
41 shall review and evaluate a course of study and training offered by  
42 an educational institution which is designed to provide the education  
43 required for:

44 (a) The licensure of teachers or other educational personnel;



1 (b) The renewal of licenses of teachers or other educational  
2 personnel; or

3 (c) An endorsement in a field of specialization.

4 ➔ If the course of study and training meets the requirements  
5 established by the ~~{State Board,}~~ *Commission*, it must be approved  
6 by the ~~{State Board,}~~ *Commission*. The ~~{State Board,}~~ *Commission*  
7 shall not approve a course of study or training unless the course of  
8 study and training provides instruction, to the extent deemed  
9 necessary by the ~~{State Board,}~~ *Commission*, in the standards of  
10 content and performance prescribed by the Council to Establish  
11 Academic Standards for Public Schools pursuant to NRS 389.520.

12 2. The ~~{State Board,}~~ *Commission* may review and evaluate  
13 such courses of study and training itself or may recognize a course  
14 of study and training approved by a national agency for  
15 accreditation acceptable to the ~~{Board,}~~ *Commission*.

16 3. The ~~{State Board,}~~ *Commission* shall adopt regulations  
17 establishing fees for the review by the ~~{Board,}~~ *Commission* of a  
18 course of study and training submitted to the ~~{Board,}~~ *Commission*  
19 by an educational institution.

20 4. The ~~{State Board,}~~ *Commission*, in consultation with  
21 educational institutions in this State which offer courses of study  
22 and training for the education of teachers and other educational  
23 personnel, shall adopt regulations governing the approval by the  
24 ~~{State Board,}~~ *Commission* of courses of study and training.

25 5. If the ~~{State Board,}~~ *Commission* denies or withdraws its  
26 approval of a course of study or training, the educational institution  
27 is entitled to a hearing and judicial review of the decision of the  
28 ~~{State Board,}~~ *Commission*.

29 **Sec. 23.7.** NRS 391.039 is hereby amended to read as follows:

30 391.039 1. The State Board shall, on an annual basis,  
31 evaluate each provider approved by ~~{the State Board or}~~ the  
32 Commission to offer a course of study or training designed to  
33 qualify a person to be a teacher or administrator or to perform other  
34 educational functions, including, without limitation, a qualified  
35 provider approved by the Commission pursuant to subparagraph (1)  
36 of paragraph (a) of subsection 1 of NRS 391.019 to offer an  
37 alternative route to licensure. The evaluation must include, without  
38 limitation, for each provider, the number of persons:

39 (a) Who received a license pursuant to this chapter after  
40 completing the education, course of study or training offered by the  
41 provider; and

42 (b) Identified in paragraph (a) who are employed by a school  
43 district or a charter school in this State after receiving a license and  
44 information relating to the performance evaluations of those persons  
45 conducted by the school district or charter school. The information



1 relating to the performance evaluations must be reported in an  
2 aggregated format and not reveal the identity of a person.

3 2. The Department shall post on its Internet website the  
4 evaluation conducted pursuant to subsection 1.

5 **Sec. 24.** NRS 391.040 is hereby amended to read as follows:

6 391.040 1. The Commission shall fix fees of not less than  
7 ~~165~~ **\$100** for the:

8 (a) Initial issuance of a license, which must include the fees for  
9 processing the fingerprints of the applicant by the Central  
10 Repository for Nevada Records of Criminal History and the Federal  
11 Bureau of Investigation; and

12 (b) Renewal of a license, which must include the fees for  
13 processing the fingerprints of the applicant for renewal by the  
14 Central Repository for Nevada Records of Criminal History and the  
15 Federal Bureau of Investigation.

16 2. The fee for issuing a duplicate license is the same as for  
17 issuing the original.

18 3. The portion of each fee which represents the amount charged  
19 by the Federal Bureau of Investigation for processing the  
20 fingerprints of the applicant must be deposited with the State  
21 Treasurer for credit to the appropriate account of the Department of  
22 Public Safety. The remaining portion of the money received from  
23 the fees must be deposited with the State Treasurer for credit to the  
24 appropriate account of the Department of Education.

25 *4. The Department of Education may waive any fee for the*  
26 *initial issuance of a license, the renewal of a license or the*  
27 *issuance of a duplicate license for an applicant or licensee who is*  
28 *a veteran of the Armed Forces of the United States, an applicant*  
29 *or licensee who is a member of the Armed Forces of the United*  
30 *States who is on active duty or an applicant or licensee who is the*  
31 *spouse of such a veteran or member of the Armed Forces of the*  
32 *United States.*

33 **Sec. 25.** (Deleted by amendment.)

34 **Sec. 25.5.** NRS 391.090 is hereby amended to read as follows:

35 391.090 1. ~~Any~~ *Except as otherwise provided in*  
36 *subsection 3, any* person who is:

37 (a) Granted a license to teach or perform other educational  
38 functions in the public schools of Nevada, in the school conducted  
39 at the Nevada Youth Training Center, the Caliente Youth Center or  
40 any other state facility for the detention of children that is operated  
41 pursuant to title 5 of NRS or for any program of instruction for  
42 kindergarten or grades 1 to 12, inclusive, conducted at any  
43 correctional institution in the Department of Corrections; or

44 (b) Charged with the duty at the Nevada Youth Training Center,  
45 the Caliente Youth Center or any other state facility for the



1 detention of children that is operated pursuant to title 5 of NRS of  
2 giving instruction in the Constitution of the United States and the  
3 Constitution of the State of Nevada,  
4 ➤ must show, by examination or credentials showing college,  
5 university or normal school study, satisfactory evidence of adequate  
6 knowledge of the origin, history, provisions and principles of the  
7 Constitution of the United States and the Constitution of the State of  
8 Nevada.

9 2. The Commission may grant a reasonable time for  
10 compliance with the terms of this section.

11 *3. The Department may waive the requirements of subsection*  
12 *1 for a person who obtains a reciprocal license pursuant to*  
13 *NRS 391.032.*

14 **Sec. 25.7.** NRS 391.095 is hereby amended to read as follows:

15 391.095 1. A school district may enter into an agreement  
16 with a branch of the Nevada System of Higher Education or an  
17 accredited postsecondary educational institution which is licensed  
18 by the Commission on Postsecondary Education and which offers  
19 courses of study and training for the education of teachers which are  
20 approved or recognized by the ~~State Board~~ *Commission* pursuant  
21 to NRS 391.038, for the assignment of students for training  
22 purposes as student teachers, counselors or trainees in a library, or  
23 for experience in a teaching laboratory. Students so assigned within  
24 the school district for training purposes may, under the direction and  
25 supervision of a licensed teacher, instruct and supervise pupils in the  
26 school, on the school grounds or on authorized field trips. The  
27 students so assigned are employees of the school district for  
28 purposes of NRS 41.038 and 41.039, while performing such  
29 authorized duties, whether or not the duties are performed entirely in  
30 the presence of the licensed teacher.

31 2. As used in this section:

32 (a) "Accredited" has the meaning ascribed to it in NRS 394.006.

33 (b) "Postsecondary educational institution" has the meaning  
34 ascribed to it in NRS 394.099.

35 **Sec. 26.** NRS 391.102 is hereby amended to read as follows:

36 391.102 1. Notwithstanding the provisions of any collective  
37 bargaining agreement or contract of employment to the contrary,  
38 before the board of trustees of a school district may transfer a  
39 teacher or administrator who has received an evaluation designating  
40 his or her overall performance as minimally effective or ineffective  
41 to another school as a result of decreased enrollment, administrative  
42 transfer or a reduction in workforce at a public school, the board of  
43 trustees of the school district must ~~obtain~~ *seek* the consent of the  
44 principal of the school to which the teacher or administrator is



1 proposed to be transferred. If such consent is not obtained, the  
2 superintendent of schools of the school district:

3 (a) May assign the teacher or administrator to a school within  
4 the district other than the school from which the teacher or  
5 administrator was transferred; and

6 (b) May assign the teacher or administrator to the school at  
7 which the principal did not consent to the transfer of the teacher or  
8 administrator.

9 2. The superintendent of schools of a school district shall  
10 develop *and submit to the State Board* a plan to address the  
11 assignment of teachers or administrators who have received  
12 evaluations designating their overall performance as minimally  
13 effective or ineffective when the consent of a principal to a transfer  
14 pursuant to subsection 1 is not obtained. Such a plan must include,  
15 without limitation, a plan for any such teacher or administrator to  
16 receive assistance to help the teacher or administrator, as applicable,  
17 meet the standards for effective teaching, which may include,  
18 without limitation, peer assistance and review, participation in  
19 programs of professional development and other appropriate  
20 training.

21 **Sec. 27.** NRS 391.120 is hereby amended to read as follows:

22 391.120 1. Boards of trustees of the school districts in this  
23 State may employ legally qualified teachers and other licensed  
24 personnel and may determine their salaries and the length of the  
25 term of school for which they are employed. These conditions and  
26 any other conditions agreed upon by the parties must be embodied  
27 in a written contract, or notice of reemployment, to be approved by  
28 the board of trustees and accepted and signed by the employee. A  
29 copy of the contract or notice of reemployment, properly written,  
30 must be delivered to each teacher or other licensed employee not  
31 later than the opening of the term of school.

32 2. A board of trustees may not employ teachers or other  
33 licensed personnel for any school year commencing after the  
34 expiration of the time for which any member of the board of trustees  
35 was elected or appointed.

36 3. It is unlawful for the board of trustees of any school district  
37 to employ any teacher who is not legally qualified to teach all the  
38 grades which the teacher is engaged to teach. Except as otherwise  
39 provided in NRS 391.3015, the board of trustees shall suspend or  
40 terminate, as applicable, the employment of any teacher who fails to  
41 maintain a license issued pursuant to this chapter in force, if such a  
42 license is required for employment. Any such suspension or  
43 termination must comply with the requirements of NRS 391.301 to  
44 391.309, inclusive.



1 4. ~~On or before November 15 of each year, the~~ *The* school  
2 district shall *annually, on or before the date prescribed by the*  
3 *Superintendent of Public Instruction*, submit to the Department, in  
4 a form prescribed by the Superintendent of Public Instruction, the  
5 following information for each licensed employee employed by the  
6 school district ~~on October 1 of~~ *during* that year:

7 (a) The amount of salary of the employee; ~~and~~

8 (b) The designated assignment, as that term is defined by the  
9 Department, of the employee ~~;~~ *and*

10 (c) *The overall performance rating of the employee as highly*  
11 *effective, effective, minimally effective or ineffective under the*  
12 *statewide performance evaluation system established by the State*  
13 *Board pursuant to NRS 391.465 and the criteria for making the*  
14 *designation.*

15 5. *Except as otherwise provided in NRS 239.0115,*  
16 *information submitted to the Department pursuant to paragraph*  
17 *(c) of subsection 4 is confidential.*

18 **Sec. 28.** NRS 391.125 is hereby amended to read as follows:

19 391.125 1. If the board of trustees of a school district  
20 determines that a shortage of teachers exists within the school  
21 district in a particular subject area, the board of trustees may, *on or*  
22 *before September 1 of the school year in which such a*  
23 *determination is made*, submit a written request to the  
24 Superintendent of Public Instruction to employ persons who are  
25 licensed teachers but who do not hold an endorsement to teach in  
26 the subject area for which there is a shortage of teachers at a public  
27 school within the school district . ~~that is not rated as~~  
28 ~~underperforming pursuant to the statewide system of accountability~~  
29 ~~for public schools.~~ The Superintendent of Public Instruction may  
30 grant such a request if the Superintendent determines that a shortage  
31 of teachers exists in the subject area. If the Superintendent of Public  
32 Instruction grants a request pursuant to this subsection, a person  
33 who holds a license to teach but not an endorsement in the subject  
34 area for which the request was granted may be employed by the  
35 school district for not more than ~~2~~ *3* school years to teach in that  
36 subject area at a public school within the school district . ~~that is not~~  
37 ~~rated as underperforming pursuant to the statewide system of~~  
38 ~~accountability for public schools.~~

39 2. If the Superintendent of Public Instruction grants a request  
40 pursuant to subsection 1, the Superintendent shall submit a written  
41 report to the Commission *and the State Board* that includes the  
42 name of the school district for which the request was granted and  
43 the subject area for which the request was granted. Upon receipt of  
44 such a report, the Commission shall consider whether to adopt



1 revisions to the requirements for an endorsement in that subject area  
2 to address the shortage of teachers.

3 **Sec. 29.** NRS 391.3015 is hereby amended to read as follows:

4 391.3015 1. Except as otherwise provided by subsection 3, if  
5 the license of an employee lapses during a time that school is in  
6 session:

7 (a) The school district that employs him or her shall provide  
8 written notice to the employee of the lapse of the employee's license  
9 and of the provisions of this section;

10 (b) The employee must not be suspended from employment for  
11 the lapsed license for a period of 90 days after the date of the notice  
12 pursuant to paragraph (a) or the end of the school year, whichever is  
13 longer; and

14 (c) The employee's license shall be deemed valid for the period  
15 described in paragraph (b) for purposes of the employee's continued  
16 employment with the school district during that period.

17 2. If a school district complies with subsection 1 and an  
18 employee fails to reinstate his or her license within the time  
19 prescribed in paragraph (b) of subsection 1, his or her employment  
20 shall be deemed terminated at the end of the period described in  
21 paragraph (b) of subsection 1 and the school district is not otherwise  
22 required to comply with NRS 391.301 to 391.309, inclusive.

23 3. The provisions of this section do not apply to an employee  
24 whose ~~license~~ :

25 (a) *License* has been suspended or revoked by the State Board  
26 pursuant to NRS 391.320 to 391.361, inclusive ~~+~~ ; or

27 (b) *Application for renewal was denied by the Superintendent*  
28 *of Public Instruction pursuant to NRS 391.033.*

29 **Sec. 30.** NRS 391.455 is hereby amended to read as follows:

30 391.455 1. There is hereby created the Teachers and Leaders  
31 Council of Nevada consisting of the following 15 members:

32 (a) The Superintendent of Public Instruction, or his or her  
33 designee, who serves as an ex officio member of the Council.

34 (b) The Chancellor of the Nevada System of Higher Education,  
35 or his or her designee, who serves as an ex officio member of the  
36 Council.

37 (c) Four teachers in public schools appointed by the Governor  
38 from a list of nominees submitted by the Nevada State Education  
39 Association. The members appointed pursuant to this paragraph  
40 must represent the geographical diversity of the school districts in  
41 this State.

42 (d) Two administrators in public schools appointed by the  
43 Governor from a list of nominees submitted by the Nevada  
44 Association of School Administrators and one superintendent of  
45 schools of a school district appointed by the Governor from a list of



1 nominees submitted by the Nevada Association of School  
2 Superintendents. The members appointed pursuant to this paragraph  
3 must represent the geographical diversity of the school districts in  
4 this State.

5 (e) Two persons who are members of boards of trustees of  
6 school districts and who are appointed by the Governor from a list  
7 of nominees submitted by the Nevada Association of School  
8 Boards.

9 (f) One representative of the regional training programs for the  
10 professional development of teachers and administrators created by  
11 NRS 391A.120 appointed by the Governor from a list of nominees  
12 submitted by the Nevada Association of School Superintendents.

13 (g) One parent or legal guardian of a pupil enrolled in public  
14 school appointed by the Governor from a list of nominees submitted  
15 by the Nevada Parent Teacher Association.

16 (h) Two persons with expertise in the development of public  
17 policy relating to education appointed by the Superintendent of  
18 Public Instruction. The members appointed pursuant to this  
19 paragraph must not otherwise be eligible for appointment pursuant  
20 to paragraphs (a) to (g), inclusive.

21 2. After the initial terms, each appointed member of the  
22 Council serves a term of 3 years commencing on July 1 and may be  
23 reappointed to one additional 3-year term following his or her initial  
24 term. If any appointed member of the Council ceases to be qualified  
25 for the position to which he or she was appointed, the position shall  
26 be deemed vacant and the appointing authority shall appoint a  
27 replacement for the remainder of the unexpired term. A vacancy  
28 must be filled in the same manner as the original appointment.

29 3. The Council shall, at its first meeting and annually  
30 thereafter, elect a Chair from among its members.

31 4. The Council shall meet at least semiannually and may meet  
32 at other times upon the call of the Chair or a majority of the  
33 members of the Council. Nine members of the Council constitute a  
34 quorum, and a quorum may exercise all the power and authority  
35 conferred on the Council.

36 5. Members of the Council serve without compensation, except  
37 that for each day or portion of a day during which a member of the  
38 Council attends a meeting of the Council or is otherwise engaged in  
39 the business of the Council, the member is entitled to receive the per  
40 diem allowance and travel expenses provided for state officers and  
41 employees generally.

42 6. A member of the Council who is a public employee must be  
43 granted administrative leave from the member's duties to engage in  
44 the business of the Council without loss of his or her regular



1 compensation. Such leave does not reduce the amount of the  
2 member's other accrued leave.

3 7. *Any costs associated with employing a substitute teacher*  
4 *while a member of the Council who is a teacher attends a meeting*  
5 *of the Council must be:*

6 (a) *Paid by the school district or charter school that employs*  
7 *the member; or*

8 (b) *Reimbursed to the school district or charter school that*  
9 *employs the member by the organization that submitted the name*  
10 *of the member to the Governor for appointment pursuant to*  
11 *paragraph (c), (d), (e), (f) or (g) of subsection 1.*

12 8. The Department shall provide administrative support to the  
13 Council.

14 ~~8.1~~ 9. The Council may apply for and accept gifts, grants,  
15 donations and contributions from any source for the purpose of  
16 carrying out its duties pursuant to NRS 391.460.

17 **Sec. 30.5.** Chapter 391A of NRS is hereby amended by adding  
18 thereto a new section to read as follows:

19 *As used in this section and NRS 391A.350 to 391A.375,*  
20 *inclusive, unless the context otherwise requires, "professional*  
21 *development training" has the meaning ascribed to "professional*  
22 *development" in 20 U.S.C. § 7801(42).*

23 **Sec. 31.** NRS 391A.130 is hereby amended to read as follows:  
24 391A.130 1. The Statewide Council for the Coordination of  
25 the Regional Training Programs, consisting of nine members, is  
26 hereby created. The membership of the Council consists of:

27 (a) The Superintendent of Public Instruction or his or her  
28 designee.

29 (b) One member, who is not a Legislator, appointed by the  
30 Majority Leader of the Senate.

31 (c) One member, who is not a Legislator, appointed by the  
32 Speaker of the Assembly.

33 (d) One member who is a teacher appointed by the Governor  
34 from a list of nominees submitted by the Nevada State Education  
35 Association.

36 (e) One member who is an administrator at a public school  
37 employed to provide administrative services at the school level and  
38 not to provide administrative services at the district level, appointed  
39 by the Governor from a list of nominees submitted by the Nevada  
40 Association of School Administrators.

41 (f) One member appointed by the Governor.

42 (g) Three members, each of whom is a superintendent of  
43 schools, or his or her designee, appointed by the governing body of  
44 each regional training program to represent the school districts  
45 served by the regional training program.



1 2. In making the appointments pursuant to paragraphs (b) to  
2 (g), inclusive, of subsection 1, the appointing authorities shall  
3 consider whether the appointments provide a geographical balance  
4 between urban and rural areas of this State and represent the cultural  
5 diversity of this State.

6 3. The Statewide Council shall elect a Chair from among its  
7 members.

8 4. After the initial terms, the appointed members of the  
9 Statewide Council serve a term of 2 years, commencing on July 1 of  
10 the year of appointment. A member may not be appointed to serve  
11 more than 3 consecutive terms.

12 5. A vacancy on the Statewide Council must be filled for the  
13 remainder of the unexpired term in the same manner as the original  
14 appointment.

15 6. Members of the Statewide Council serve without salary for  
16 their service on the Council . ~~but are entitled to receive the per  
17 diem allowance and travel expenses provided for state officers and  
18 employees generally for each day or portion of a day during which a  
19 member attends a meeting of the Statewide Council or is otherwise  
20 engaged in the work of the Statewide Council. The per diem  
21 allowance and travel expenses for:~~

22 ~~(a)~~ The members who are appointed by the Majority Leader of  
23 the Senate and the Speaker of the Assembly *are entitled to receive  
24 the per diem allowance and travel expenses provided for state  
25 officers and employees generally for each day or portion of a day  
26 during which a member attends a meeting of the Statewide  
27 Council or is otherwise engaged in the work of the Statewide  
28 Council. The per diem allowance and travel expenses for the  
29 members who are appointed by the Majority Leader of the Senate  
30 and the Speaker of the Assembly* must be paid from the Legislative  
31 Fund.

32 ~~(b) All~~ *To the extent that money is appropriated for this  
33 purpose, all other members of the Statewide Council are entitled to  
34 receive the per diem allowance and travel expenses provided for  
35 state officers and employees generally for each day or portion of a  
36 day during which a member attends a meeting of the Statewide  
37 Council or is otherwise engaged in the work of the Statewide  
38 Council. The per diem allowance and travel expenses for such  
39 members* must be paid by the Department.

40 7. *Any costs associated with employing a substitute teacher  
41 while a member of the Statewide Council who is a teacher attends  
42 a meeting of the Statewide Council must be:*

43 *(a) Paid by the school district or charter school that employs  
44 the member; or*



1 (b) *Reimbursed to the school district or charter school that*  
2 *employs the member by the organization that submitted the name*  
3 *of the member to the Governor for appointment pursuant to*  
4 *paragraph (d), (e), (f) or (g) of subsection 1.*

5 8. The Department shall provide administrative support to the  
6 Statewide Council.

7 ~~8-1~~ 9. The governing bodies of the regional training programs  
8 may mutually agree to expend a portion of their respective budgets  
9 to pay for any administrative support of the Statewide Council that  
10 is required in addition to that provided pursuant to subsection ~~7-1~~ 8.

11 **Sec. 31.3.** NRS 391A.190 is hereby amended to read as  
12 follows:

13 391A.190 1. The governing body of each regional training  
14 program shall:

15 (a) Establish a method for the evaluation of the success of the  
16 regional training program, including, without limitation, the Nevada  
17 Early Literacy Intervention Program. The method must be consistent  
18 with the uniform procedures and criteria adopted by the Statewide  
19 Council pursuant to NRS 391A.135 ~~H~~ *and the standards for*  
20 *professional development training adopted by the State Board*  
21 *pursuant to subsection 1 of NRS 391A.370.*

22 (b) ~~Before~~ *On or before September 1 of each year and before*  
23 *submitting the annual report pursuant to paragraph (c), submit the*  
24 *annual report to the Statewide Council for its review and incorporate*  
25 *into the annual report any revisions recommended by the Statewide*  
26 *Council.*

27 (c) On or before ~~September~~ *December* 1 of each year, submit  
28 an annual report to the State Board, *the board of trustees of each*  
29 *school district served by the regional training program,* the  
30 Commission on Professional Standards in Education, the Legislative  
31 Committee on Education and the Legislative Bureau of Educational  
32 Accountability and Program Evaluation that includes ~~H~~ , *without*  
33 *limitation:*

34 (1) The priorities for training adopted by the governing body  
35 pursuant to NRS 391A.175.

36 (2) The type of training offered through the regional training  
37 program in the immediately preceding year.

38 (3) The number of teachers and administrators who received  
39 training through the regional training program in the immediately  
40 preceding year.

41 (4) The number of administrators who received training  
42 pursuant to paragraph (c) of subsection 1 of NRS 391A.125 in the  
43 immediately preceding year.

44 (5) The number of teachers, administrators and other licensed  
45 educational personnel who received training pursuant to paragraph



1 (d) of subsection 1 of NRS 391A.125 in the immediately preceding  
2 year.

3 (6) The number of teachers who received training pursuant to  
4 subparagraph (1) of paragraph (f) of subsection 1 of NRS 391A.125  
5 in the immediately preceding year.

6 (7) The number of paraprofessionals, if any, who received  
7 training through the regional training program in the immediately  
8 preceding year.

9 (8) An evaluation of the ~~success~~ *effectiveness* of the  
10 regional training program, including, without limitation, the Nevada  
11 Early Literacy Intervention Program, in accordance with the method  
12 established pursuant to paragraph (a).

13 (9) *An evaluation of whether the training included the:*  
14 *(I) Standards of content and performance established by*  
15 *the Council to Establish Academic Standards for Public Schools*  
16 *pursuant to NRS 389.520;*

17 *(II) Curriculum and instruction required for the*  
18 *common core standards adopted by the State Board;*

19 *(III) Curriculum and instruction recommended by the*  
20 *Teachers and Leaders Council of Nevada created by NRS*  
21 *391.455; and*

22 *(IV) Culturally relevant pedagogy, taking into account*  
23 *cultural diversity and demographic differences throughout this*  
24 *State.*

25 *(10) An evaluation of the effectiveness of training on*  
26 *improving the quality of instruction and the achievement of pupils.*

27 *(11) A description of the gifts and grants, if any, received by*  
28 *the governing body in the immediately preceding year and the gifts*  
29 *and grants, if any, received by the Statewide Council during the*  
30 *immediately preceding year on behalf of the regional training*  
31 *program. The description must include the manner in which the gifts*  
32 *and grants were expended.*

33 ~~(10)~~ *(12) The 5-year plan for the regional training program*  
34 *prepared pursuant to NRS 391A.175 and any revisions to the plan*  
35 *made by the governing body in the immediately preceding year.*

36 2. *The information included in the annual report pursuant to*  
37 *paragraph (c) of subsection 1 must be aggregated for each*  
38 *regional training program and disaggregated for each school*  
39 *district served by the regional training program.*

40 3. As used in this section, “paraprofessional” has the meaning  
41 ascribed to it in NRS 391.008.

42 **Sec. 31.5.** NRS 391A.205 is hereby amended to read as  
43 follows:

44 391A.205 ~~The~~



1 **1. On or before December 1 of each year, the** board of trustees  
2 of each school district shall submit **, on a form prescribed by the**  
3 **Department, an annual report concerning the professional**  
4 **development training offered by the school district** to the State  
5 Board, the Commission on Professional Standards in Education, the  
6 Legislative Committee on Education and the Legislative Bureau of  
7 Educational Accountability and Program Evaluation . ~~that includes~~  
8 ~~for the immediately preceding year:~~

9 ~~1. The number of teachers and administrators employed by the~~  
10 ~~school district who received training through the program,~~  
11 ~~including, without limitation, the type of training received.]~~

12 ~~2. [An evaluation of whether that training included the:~~  
13 ~~(a) Standards of content and performance established by the~~  
14 ~~Council to Establish Academic Standards for Public Schools~~  
15 ~~pursuant to NRS 389.520;~~  
16 ~~(b) Curriculum and instruction required for the common core~~  
17 ~~standards adopted by the State Board;~~  
18 ~~(c) Curriculum and instruction recommended by the Teachers~~  
19 ~~and Leaders Council of Nevada; and~~  
20 ~~(d) Culturally relevant pedagogy, taking into account cultural~~  
21 ~~diversity and demographic differences throughout this State.~~

22 ~~3. An evaluation of the effectiveness of the training on~~  
23 ~~improving the quality of instruction and the achievement of pupils.]~~  
24 **The State Board shall prescribe by regulation the contents of the**  
25 **report required by subsection 1.**

26 **Sec. 31.7.** NRS 391A.370 is hereby amended to read as  
27 follows:

28 391A.370 **1. The State Board shall adopt regulations**  
29 **prescribing standards for the professional development training**  
30 **provided to teachers and administrators employed by a school**  
31 **district or charter school.**

32 **2.** The board of trustees of each school district and the  
33 governing body of each charter school shall ensure that the teachers  
34 and administrators employed by the school district or charter school  
35 have access to high-quality, ongoing professional development  
36 training. The professional development training must **meet the**  
37 **standards prescribed by the State Board pursuant to subsection 1**  
38 **and** include, without limitation, training concerning:

39 ~~1-1~~ **(a)** The academic standards adopted by the State Board,  
40 including, without limitation, the academic standards for science.

41 ~~1-2~~ **(b)** The academic standards and curriculum in English  
42 language development and literacy.

43 ~~1-3~~ **(c)** The curriculum and instruction required for courses of  
44 study in:

45 ~~1-a~~ **(1)** Science, technology, engineering and mathematics.



1 ~~(b)~~ (2) English language development and literacy.  
2 ~~(4)~~ (d) The cultural competency required to meet the social,  
3 emotional and academic needs of certain categories of pupils  
4 enrolled in the school, including, without limitation, pupils who are  
5 at risk, pupils who are limited English proficient, pupils with  
6 disabilities and gifted and talented pupils.

7 **Sec. 32.** NRS 239.010 is hereby amended to read as follows:

8 239.010 1. Except as otherwise provided in this section and  
9 NRS 1.4683, 1.4687, 1A.110, 41.071, 49.095, 62D.420, 62D.440,  
10 62E.516, 62E.620, 62H.025, 62H.030, 62H.170, 62H.220, 62H.320,  
11 75A.100, 75A.150, 76.160, 78.152, 80.113, 81.850, 82.183, 86.246,  
12 86.54615, 87.515, 87.5413, 87A.200, 87A.580, 87A.640, 88.3355,  
13 88.5927, 88.6067, 88A.345, 88A.7345, 89.045, 89.251, 90.730,  
14 91.160, 116.757, 116A.270, 116B.880, 118B.026, 119.260,  
15 119.265, 119.267, 119.280, 119A.280, 119A.653, 119B.370,  
16 119B.382, 120A.690, 125.130, 125B.140, 126.141, 126.161,  
17 126.163, 126.730, 127.007, 127.057, 127.130, 127.140, 127.2817,  
18 130.312, 130.712, 136.050, 159.044, 172.075, 172.245, 176.015,  
19 176.0625, 176.09129, 176.156, 176A.630, 178.39801, 178.4715,  
20 178.5691, 179.495, 179A.070, 179A.165, 179A.450, 179D.160,  
21 200.3771, 200.3772, 200.5095, 200.604, 202.3662, 205.4651,  
22 209.392, 209.3925, 209.419, 209.521, 211A.140, 213.010, 213.040,  
23 213.095, 213.131, 217.105, 217.110, 217.464, 217.475, 218A.350,  
24 218E.625, 218F.150, 218G.130, 218G.240, 218G.350, 228.270,  
25 228.450, 228.495, 228.570, 231.069, 231.1473, 233.190, 237.300,  
26 239.0105, 239.0113, 239B.030, 239B.040, 239B.050, 239C.140,  
27 239C.210, 239C.230, 239C.250, 239C.270, 240.007, 241.020,  
28 241.030, 241.039, 242.105, 244.264, 244.335, 250.087, 250.130,  
29 250.140, 250.150, 268.095, 268.490, 268.910, 271A.105, 281.195,  
30 281A.350, 281A.440, 281A.550, 284.4068, 286.110, 287.0438,  
31 289.025, 289.080, 289.387, 289.830, 293.5002, 293.503, 293.558,  
32 293B.135, 293D.510, 331.110, 332.061, 332.351, 333.333, 333.335,  
33 338.070, 338.1379, 338.16925, 338.1725, 338.1727, 348.420,  
34 349.597, 349.775, 353.205, 353A.049, 353A.085, 353A.100,  
35 353C.240, 360.240, 360.247, 360.255, 360.755, 361.044, 361.610,  
36 365.138, 366.160, 368A.180, 372A.080, 378.290, 378.300, 379.008,  
37 385A.830, 385B.100, 387.626, 387.631, 388.1455, 388.259,  
38 388.501, 388.503, 388.513, 388.750, 391.035, **391.120**, 392.029,  
39 392.147, 392.264, 392.271, 392.850, 394.167, 394.1698, 394.447,  
40 394.460, 394.465, 396.3295, 396.405, 396.525, 396.535, 398.403,  
41 408.3885, 408.3886, 408.3888, 408.5484, 412.153, 416.070,  
42 422.2749, 422.305, 422A.342, 422A.350, 425.400, 427A.1236,  
43 427A.872, 432.205, 432B.175, 432B.280, 432B.290, 432B.407,  
44 432B.430, 432B.560, 433.534, 433A.360, 439.840, 439B.420,  
45 440.170, 441A.195, 441A.220, 441A.230, 442.330, 442.395,



1 445A.665, 445B.570, 449.209, 449.245, 449.720, 450.140, 453.164,  
2 453.720, 453A.610, 453A.700, 458.055, 458.280, 459.050,  
3 459.3866, 459.555, 459.7056, 459.846, 463.120, 463.15993,  
4 463.240, 463.3403, 463.3407, 463.790, 467.1005, 480.365, 481.063,  
5 482.170, 482.5536, 483.340, 483.363, 483.575, 483.659, 483.800,  
6 484E.070, 485.316, 503.452, 522.040, 534A.031, 561.285, 571.160,  
7 584.655, 587.877, 598.0964, 598.098, 598A.110, 599B.090,  
8 603.070, 603A.210, 604A.710, 612.265, 616B.012, 616B.015,  
9 616B.315, 616B.350, 618.341, 618.425, 622.310, 623.131,  
10 623A.137, 624.110, 624.265, 624.327, 625.425, 625A.185, 628.418,  
11 628B.230, 628B.760, 629.047, 629.069, 630.133, 630.30665,  
12 630.336, 630A.555, 631.368, 632.121, 632.125, 632.405, 633.283,  
13 633.301, 633.524, 634.055, 634.214, 634A.185, 635.158, 636.107,  
14 637.085, 637B.288, 638.087, 638.089, 639.2485, 639.570, 640.075,  
15 640A.220, 640B.730, 640C.400, 640C.745, 640C.760, 640D.190,  
16 640E.340, 641.090, 641A.191, 641B.170, 641C.760, 642.524,  
17 643.189, 644.446, 645.180, 645.625, 645A.050, 645A.082,  
18 645B.060, 645B.092, 645C.220, 645C.225, 645D.130, 645D.135,  
19 645E.300, 645E.375, 645G.510, 645H.320, 645H.330, 647.0945,  
20 647.0947, 648.033, 648.197, 649.065, 649.067, 652.228, 654.110,  
21 656.105, 661.115, 665.130, 665.133, 669.275, 669.285, 669A.310,  
22 671.170, 673.430, 675.380, 676A.340, 676A.370, 677.243,  
23 679B.122, 679B.152, 679B.159, 679B.190, 679B.285, 679B.690,  
24 680A.270, 681A.440, 681B.260, 681B.410, 681B.540, 683A.0873,  
25 685A.077, 686A.289, 686B.170, 686C.306, 687A.110, 687A.115,  
26 687C.010, 688C.230, 688C.480, 688C.490, 692A.117, 692C.190,  
27 692C.3536, 692C.3538, 692C.354, 692C.420, 693A.480, 693A.615,  
28 696B.550, 703.196, 704B.320, 704B.325, 706.1725, 706A.230,  
29 710.159, 711.600, sections 35, 38 and 41 of chapter 478, Statutes of  
30 Nevada 2011 and section 2 of chapter 391, Statutes of Nevada 2013  
31 and unless otherwise declared by law to be confidential, all public  
32 books and public records of a governmental entity must be open at  
33 all times during office hours to inspection by any person, and may  
34 be fully copied or an abstract or memorandum may be prepared  
35 from those public books and public records. Any such copies,  
36 abstracts or memoranda may be used to supply the general public  
37 with copies, abstracts or memoranda of the records or may be used  
38 in any other way to the advantage of the governmental entity or of  
39 the general public. This section does not supersede or in any manner  
40 affect the federal laws governing copyrights or enlarge, diminish or  
41 affect in any other manner the rights of a person in any written book  
42 or record which is copyrighted pursuant to federal law.

43 2. A governmental entity may not reject a book or record  
44 which is copyrighted solely because it is copyrighted.



1 3. A governmental entity that has legal custody or control of a  
2 public book or record shall not deny a request made pursuant to  
3 subsection 1 to inspect or copy or receive a copy of a public book or  
4 record on the basis that the requested public book or record contains  
5 information that is confidential if the governmental entity can  
6 redact, delete, conceal or separate the confidential information from  
7 the information included in the public book or record that is not  
8 otherwise confidential.

9 4. A person may request a copy of a public record in any  
10 medium in which the public record is readily available. An officer,  
11 employee or agent of a governmental entity who has legal custody  
12 or control of a public record:

13 (a) Shall not refuse to provide a copy of that public record in a  
14 readily available medium because the officer, employee or agent has  
15 already prepared or would prefer to provide the copy in a different  
16 medium.

17 (b) Except as otherwise provided in NRS 239.030, shall, upon  
18 request, prepare the copy of the public record and shall not require  
19 the person who has requested the copy to prepare the copy himself  
20 or herself.

21 **Sec. 33.** The Governor shall, as soon as practicable on or after  
22 July 1, 2017, appoint to the Commission on Professional Standards  
23 in Education created by NRS 391.011 the members of the  
24 Commission described in paragraph (e) of subsection 2 and  
25 paragraph (e) of subsection 3 of NRS 391.011, as amended by  
26 section 15 of this act.

27 **Sec. 33.2.** The State Board of Education shall consider the  
28 findings and recommendations made by the Advisory Task Force on  
29 Educator Professional Development created by section 3.5 of  
30 chapter 535, Statutes of Nevada 2015, at page 3699, when adopting  
31 regulations prescribing standards for the professional development  
32 training provided to teachers and administrators employed by a  
33 school district or charter school pursuant to NRS 391A.370, as  
34 amended by section 31.7 of this act.

35 **Sec. 33.3.** Notwithstanding the amendatory provisions of this  
36 act transferring the authority to adopt regulations from the State  
37 Board of Education to the Commission on Professional Standards in  
38 Education, any regulations adopted by the State Board pursuant to  
39 NRS 391.037 or 391.038 before July 1, 2017, remain in effect and  
40 may be enforced by the State Board until the Commission adopts  
41 regulations to repeal or replace those regulations.

42 **Sec. 33.5.** NRS 391.045 is hereby repealed.

43 **Sec. 34.** 1. This act becomes effective on July 1, 2017.

44 2. Section 1.7 of this act expires by limitation on June 30,  
45 2019.



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TEXT OF REPEALED SECTION

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**391.045 Directory of licensed personnel to be filed with clerk of board of trustees.** The Superintendent of Public Instruction shall file with the clerk of the board of trustees of each local school district a directory of all teachers and other educational personnel, including, without limitation, teachers and educational personnel employed by a charter school pursuant to NRS 388A.518, 388A.521, 388A.524, 388A.530 to 388A.544, inclusive, and 388B.400 to 388B.450, inclusive, who are entitled to draw salaries from the county school district fund, and shall advise the clerk from time to time of any changes or additions to the directory.

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\* A B 7 7 R 2 \*