

**ADOPTED REGULATION OF  
THE STATE BOARD OF EDUCATION**

**LCB File No. R034-14**

Effective June 23, 2014

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

AUTHORITY: §§1 and 2, NRS 385.080.

A REGULATION relating to education; repealing various provisions relating to the statewide system of accountability; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law authorizes the State Board of Education to adopt regulations for its own government and as necessary for the powers and duties conferred upon it by law. (NRS 385.080) This regulation repeals provisions relating to the designation and recognition of schools based upon achievement and the implementation of corrective actions, consequences and sanctions for certain schools designated as needing improvement.

**Section 1.** NAC 385.501 is hereby amended to read as follows:

385.501 As used in NAC 385.501 to ~~[385.568,]~~ **385.548**, inclusive, unless the context otherwise requires, the words and terms defined in NAC ~~[385.506 to 385.546, inclusive,]~~ **385.531 and 385.536** have the meanings ascribed to them in those sections.

**Sec. 2.** NAC 385.506, 385.511, 385.516, 385.526, 385.528, 385.541, 385.546, 385.558, 385.561, 385.568, 385.581, 385.584, 385.589, 385.593, 385.596, 385.601, 385.604, 385.608, 385.611, 385.616, 385.619 and 385.626 are hereby repealed.

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## TEXT OF REPEALED SECTIONS

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**385.506 “Achievement” defined. (NRS 385.080, 385.391)** “Achievement” means:

1. A specified percentage of pupils who meet or exceed proficiency in English language arts and mathematics; or
2. A reduction of the percentage of nonproficient pupils by at least 10 percent in consecutive school years.

**385.511 “Attendance” defined. (NRS 385.391)** “Attendance” means the presence of a pupil at the school in which he or she is enrolled on a day when school is in session.

**385.516 “Average daily attendance of pupils” defined. (NRS 385.391)** “Average daily attendance of pupils” means the total number of pupils attending a particular school each day during a period of reporting divided by the number of days school is in session during that period.

**385.526 “Department” defined. (NRS 385.391)** “Department” means the Department of Education.

**385.528 “Group” defined. (NRS 385.080)** “Group” means a group of pupils identified in paragraph (b) of subsection 1 of NRS 385.361.

**385.541 “School is in session” defined. (NRS 385.391)** “School is in session” means any day in which pupils who are enrolled in a public school are scheduled to be engaged in

registration, classes, other instructional activities or testing during the required minimum daily period for each grade or department.

**385.546 “Teacher” defined. (NRS 385.391)** “Teacher” means a person who is licensed to teach pursuant to chapter 391 of NRS and who provides instruction in a classroom. The term does not include persons who are licensed but not providing instruction in a classroom on a regular basis, including administrators, school counselors, school audiologists, librarians, library media specialists, school nurses, school psychologists and school social workers.

**385.558 Designation of public school as demonstrating exemplary, high or adequate achievement or as needing improvement; recognition of public school as demonstrating significant improvement. (NRS 385.080, 385.361, 385.3611, 385.366)**

1. A public school must be designated as demonstrating exemplary achievement pursuant to NRS 385.366 if:

(a) The school makes adequate yearly progress for the current school year;

(b) The school is not designated as demonstrating need for improvement;

(c) The percentage of pupils in each group identified in paragraph (b) of subsection 1 of NRS 385.361 who are enrolled in the school and who score at or above the level of proficiency in English language arts and mathematics is significantly greater than the annual measurable objectives in those content areas; and

(d) In addition to the requirements of paragraphs (a), (b) and (c):

(1) For a school that was not designated as demonstrating exemplary achievement for the previous school year, the percentage of pupils enrolled in the school who score below the level of proficiency in English language arts and mathematics has decreased by significantly more than 10 percent from the previous school year; or

(2) For a school that was designated as demonstrating exemplary achievement for the previous school year, the percentage of pupils enrolled in the school who score below the level of proficiency in English language arts and mathematics is not significantly different from the percentage of pupils enrolled in the school who scored below the level of proficiency in those subject areas in the previous school year.

2. A public school must be designated as demonstrating high achievement pursuant to NRS 385.366 if the:

- (a) School makes adequate yearly progress for the current school year;
- (b) School is not designated as demonstrating need for improvement; and
- (c) Percentage of pupils:

(1) In each group identified in paragraph (b) of subsection 1 of NRS 385.361 who are enrolled in the school and who score at or above the level of proficiency in English language arts and mathematics is significantly greater than the annual measurable objectives in those content areas; or

(2) For the school as a whole who score below the level of proficiency in English language arts and mathematics has decreased by significantly more than 10 percent from the previous school year.

3. A public school must be designated as demonstrating adequate achievement pursuant to NRS 385.366 if the school:

- (a) Makes adequate yearly progress for the current school year; and
- (b) Is not designated as demonstrating exemplary achievement, high achievement or need for improvement.

4. A public school must be designated as demonstrating need for improvement pursuant to NRS 385.366 if the school:

(a) Fails to make adequate yearly progress in:

(1) English language arts for 2 consecutive school years;

(2) Mathematics for 2 consecutive school years; or

(3) The rate of attendance or the rate of graduation, as applicable, for 2 consecutive school years; or

(b) Makes adequate yearly progress for the current school year, but was designated as demonstrating need for improvement pursuant to paragraph (a) in the immediately preceding school year for failing to make adequate yearly progress.

5. In addition to the designation of a public school pursuant to subsection 1, 2, 3 or 4, as applicable, the Department may recognize a public school as demonstrating significant improvement if the school:

(a) As a whole demonstrates significant movement of pupils into higher achievement levels in English language arts and mathematics; and

(b) Does not show a decline in the percentage of pupils that score at or above proficiency among any of the groups identified in paragraph (b) of subsection 1 of NRS 385.361.

6. For the purposes of this section, the Department shall for each school year:

(a) Establish:

(1) Adequate yearly progress;

(2) Annual measurable objectives;

(3) Higher achievement levels;

(4) Level of proficiency;

- (5) Not significantly different;
- (6) Significant movement;
- (7) Significantly greater; and
- (8) Significantly more.

(b) Provide written notice to each school district of the information established pursuant to paragraph (a) and, upon request, provide written notice of that information to a member of the general public.

↪ Each school district shall ensure that the public schools within the school district are adequately informed of the information established pursuant to paragraph (a) for each school year.

**385.561 Recognition of school demonstrating exemplary or high achievement or significant improvement or which exceeds adequate yearly progress for 2 or more consecutive school years. (NRS 385.080, 385.391)**

1. The Department, in cooperation with the appropriate school district, shall provide for the recognition of a school if the school:

(a) Receives a designation as demonstrating exemplary achievement or high achievement pursuant to NRS 385.3623 and NAC 385.558;

(b) Is recognized as demonstrating significant improvement pursuant to NAC 385.558; or

(c) Exceeds adequate yearly progress, as determined by the Department, for 2 or more consecutive school years.

2. Such recognition may include, without limitation:

(a) A press release issued by the Department to a newspaper that has general circulation in the community in which the school is located and to a newspaper that has general circulation in

the county in which the school is located. The Department will make such a press release in the same school year as it provides written notice of the designations of the public schools in this State pursuant to NRS 385.366.

(b) A press release issued by the Department to the electronic media in the community in which the school is located and in the county in which the school is located. The Department will make such a press release in the same school year as it provides written notice of the designations of the public schools in this State pursuant to NRS 385.366.

(c) A plaque awarded in a ceremony at the school and during the school day, if practicable. The Superintendent of Public Instruction or his or her designee will attend the ceremony. Such a ceremony will occur within 60 days after the Department provides written notice of the designations of the public schools in this State pursuant to NRS 385.366.

3. In addition to the recognition provided for in subsection 2, if a school receives a designation as demonstrating exemplary achievement pursuant to NRS 385.3623 and NAC 385.558, the Department, in cooperation with the Governor, may send a letter of merit on its achievement. If issued, the Department will send such a letter within 60 days after the Department provides written notice of the designations of the public schools in this State pursuant to NRS 385.366.

**385.568 Designation of school district as demonstrating exemplary, high or adequate achievement or as needing improvement; recognition of school district as demonstrating significant improvement. (NRS 385.080, 385.361, 385.3611, 385.3771)**

1. A school district must be designated as demonstrating exemplary achievement pursuant to NRS 385.3771 if:

(a) The school district makes adequate yearly progress for the current school year;

(b) The school district is not designated as demonstrating need for improvement;

(c) The percentage of pupils in each group identified in paragraph (b) of subsection 1 of NRS 385.361 who are enrolled in the school district and who score at or above the level of proficiency in English language arts and mathematics is significantly greater than the annual measurable objectives in those content areas; and

(d) In addition to the requirements of paragraphs (a), (b) and (c):

(1) For a school district that was not designated as demonstrating exemplary achievement for the previous school year, the percentage of pupils enrolled in the school district who score below the level of proficiency in English language arts and mathematics has decreased by significantly more than 10 percent from the previous school year; or

(2) For a school district that was designated as demonstrating exemplary achievement for the previous school year, the percentage of pupils enrolled in the school district who score below the level of proficiency in English language arts and mathematics is not significantly different from the percentage of pupils enrolled in the school district who scored below the level of proficiency in those subject areas in the previous school year.

2. A school district must be designated as demonstrating high achievement pursuant to NRS 385.3771 if the:

(a) School district makes adequate yearly progress for the current school year;

(b) School district is not designated as demonstrating need for improvement; and

(c) Percentage of pupils:

(1) In each group identified in paragraph (b) of subsection 1 of NRS 385.361 who are enrolled in the school district and who score at or above the level of proficiency in English



language arts and mathematics is significantly greater than the annual measurable objectives in those content areas; or

(2) For the school district as a whole who score below the level of proficiency in English language arts and mathematics has decreased by significantly more than 10 percent from the previous school year.

3. A school district must be designated as demonstrating adequate achievement pursuant to NRS 385.3771 if the school district:

(a) Makes adequate yearly progress for the current school year; and

(b) Is not designated as demonstrating exemplary achievement, high achievement or need for improvement.

4. A school district must be designated as demonstrating need for improvement pursuant to NRS 385.3771 if the school district:

(a) Fails to make adequate yearly progress in:

(1) English language arts for 2 consecutive school years;

(2) Mathematics for 2 consecutive school years; or

(3) The rate of attendance or the rate of graduation, as applicable, for 2 consecutive school years; or

(b) Makes adequate yearly progress for the current school year, but was designated as demonstrating need for improvement pursuant to paragraph (a) in the immediately preceding school year for failing to make adequate yearly progress.

5. In addition to the designation of a school district pursuant to subsection 1, 2, 3 or 4, as applicable, the Department may recognize a school district as demonstrating significant improvement if the school district:

(a) As a whole demonstrates significant movement of pupils into higher achievement levels in English language arts and mathematics; and

(b) Does not show a decline in the percentage of pupils that score at or above proficiency among any of the groups identified in paragraph (b) of subsection 1 of NRS 385.361.

6. For the purposes of this section, the Department shall for each school year:

(a) Establish:

- (1) Adequate yearly progress;
- (2) Annual measurable objectives;
- (3) Higher achievement levels;
- (4) Level of proficiency;
- (5) Not significantly different;
- (6) Significant movement;
- (7) Significantly greater; and
- (8) Significantly more.

(b) Provide written notice to each school district of the information established pursuant to paragraph (a) and, upon request, provide written notice of that information to a member of the general public.

↪ Each school district shall ensure that the public schools within the school district are adequately informed of the information established pursuant to paragraph (a) for each school year.

**385.581 Designation of school, other than charter school, as demonstrating need for improvement for 3 consecutive years: Notice; comprehensive audit of school; proposal for**

**implementation of corrective actions, consequences or sanctions. (NRS 385.080, 385.3721, 385.3743, 385.3744)**

1. Except as otherwise provided in NAC 385.584, if a public school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 3 consecutive years, the board of trustees of the school district shall:

(a) Not later than 14 days before the beginning of the school year, provide notice of the designation pursuant to NRS 385.3721.

(b) Not later than May 31 of the school year, conduct the comprehensive audit required by NRS 385.3721, which must include, without limitation, an audit of the leadership of the public school.

(c) Develop a proposal, on a form prescribed by the Department, to implement one or more differentiated corrective actions, consequences or sanctions, or any combination thereof, in the following school year if the public school is designated as demonstrating need for improvement for a consecutive year. The proposal must, without limitation:

(1) Include a list of the differentiated corrective actions, consequences or sanctions, or any combination thereof, set forth in NAC 385.589 that the board of trustees of the school district will implement;

(2) Provide an analysis of the results of the comprehensive audit and any additional data that the board of trustees of the school district determines is relevant;

(3) Specify the data on which the proposal is based, including, without limitation, relevant data demonstrating trends, over a period of 3 to 5 years, in the achievement of pupils who are economically disadvantaged, pupils from major racial and ethnic groups, pupils with disabilities and pupils who are limited English proficient;

(4) State how the implementation of the differentiated corrective actions, consequences or sanctions, or any combination thereof, will affect the public school financially and affect the personnel of the public school;

(5) In addition to the actions taken by the Department to monitor the proposal pursuant to NRS 385.3745, designate a plan for the board of trustees of the school district to monitor and evaluate the proposal;

(6) Include any other information the board of trustees of the school district determines is relevant to the proposal; and

(7) Include a copy of the application for available funds to support the implementation of the differentiated corrective actions, consequences or sanctions, or any combination thereof, submitted pursuant to NAC 385.626.

2. Not later than June 30 of the school year in which the public school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 3 consecutive years, the board of trustees of the school district shall submit to the Department the proposal developed pursuant to subsection 1.

3. Within 45 days after the Department receives the proposal submitted pursuant to subsection 2, the Department shall review the proposal and may:

(a) Approve and provide notice to the board of trustees of the school district that the proposal was approved; or

(b) Return the proposal to the board of trustees of the school district with its recommendations for revision.

4. If the Department returns the proposal pursuant to subsection 3, the board of trustees of the school district shall, within 20 days after the board of trustees receives the proposal, revise and resubmit the proposal to the Department.

5. Within 20 days after the Department receives the revised proposal submitted pursuant to subsection 4, the Department shall review and approve the proposal. If the board of trustees of the school district failed to include in the revised proposal the recommendations for revision of the Department, the Department may include such revisions in the approved proposal.

6. The Department may grant an extension of time to the board of trustees of a school district to comply with the provisions of this section.

**385.584 Designation of charter school as demonstrating need for improvement for 3 consecutive years: Notice; comprehensive audit of school; proposal for implementation of corrective actions, consequences or sanctions. (NRS 385.080, 385.3721, 385.3743, 385.3744)**

1. If a charter school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 3 consecutive years:

(a) The governing body of the charter school shall, not later than 14 days before the beginning of the school year, provide notice of the designation pursuant to NRS 385.3721.

(b) For a charter school sponsored by the board of trustees of a school district:

(1) The governing body of the charter school shall, not later than May 31 of the school year, conduct the comprehensive audit required by NRS 385.3721, which must include, without limitation, an audit of the leadership of the charter school.

(2) The board of trustees of the school district shall, in conjunction with the governing body of the charter school, develop a proposal, on a form prescribed by the Department, to implement one or more differentiated corrective actions, consequences or sanctions, or any

combination thereof, in the following school year if the charter school is designated as demonstrating need for improvement for a consecutive year. The proposal must, without limitation:

(I) Include a list of the differentiated corrective actions, consequences or sanctions, or any combination thereof, set forth in NAC 385.589 that the board of trustees of the school district will implement;

(II) Provide an analysis of the results of the comprehensive audit and any additional data that the board of trustees of the school district determines is relevant;

(III) Specify the data on which the proposal is based, including, without limitation, the relevant data demonstrating trends, over a period of 3 to 5 years, in the achievement of pupils who are economically disadvantaged, pupils from major racial and ethnic groups, pupils with disabilities and pupils who are limited English proficient;

(IV) State how the implementation of the differentiated corrective actions, consequences or sanctions, or any combination thereof, will affect the charter school financially and affect the personnel of the charter school;

(V) In addition to the actions taken by the Department to monitor the proposal pursuant to NRS 385.3745, designate a plan for the governing body of the charter school to monitor and evaluate the proposal;

(VI) Include any other information that the governing body of the charter school and the board of trustees of the school district determine is relevant to the proposal; and

(VII) Include a copy of the application for available funds to support the implementation of the differentiated corrective actions, consequences or sanctions, or any combination thereof, submitted pursuant to NAC 385.626.

(c) For a charter school sponsored by the State Board or by a college or university within the Nevada System of Higher Education:

(1) The governing body of the charter school shall, not later than May 31 of the school year, conduct the comprehensive audit required by NRS 385.3721, which must include, without limitation, an audit of the leadership of the charter school.

(2) The Department shall, in conjunction with the governing body of the charter school, develop a proposal, on a form prescribed by the Department, to implement one or more differentiated corrective actions, consequences or sanctions, or any combination thereof, in the following school year if the charter school is designated as demonstrating need for improvement for a consecutive year. The proposal must, without limitation:

(I) Include a list of the differentiated corrective actions, consequences or sanctions, or any combination thereof, set forth in NAC 385.589 that the Department will implement;

(II) Provide an analysis of the results of the comprehensive audit and any additional data that the Department determines is relevant;

(III) Specify the data on which the proposal is based, including, without limitation, the relevant data demonstrating trends, over a period of 3 to 5 years, in the achievement of pupils who are economically disadvantaged, pupils from major racial and ethnic groups, pupils with disabilities and pupils who are limited English proficient;

(IV) State how the implementation of the differentiated corrective actions, consequences or sanctions, or any combination thereof, will affect the charter school financially and affect the personnel of the charter school;

(V) In addition to the actions taken by the Department to monitor the proposal pursuant to NRS 385.3745, designate a plan for the governing body of the charter school to monitor and evaluate the proposal;

(VI) Include any other information that the governing body of the charter school and the Department determine is relevant to the proposal; and

(VII) Include a copy of the application for available funds to support the implementation of the differentiated corrective actions, consequences or sanctions, or any combination thereof, submitted pursuant to NAC 385.626.

2. Not later than June 30 of the school year in which the charter school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 3 consecutive years, the board of trustees of the school district shall, for a charter school sponsored by the board of trustees, submit to the Department the proposal developed pursuant to subsection 1.

3. Within 45 days after the Department receives the proposal submitted pursuant to subsection 2, the Department shall review the proposal and may:

(a) Approve the proposal and provide notice to the board of trustees of the school district that the proposal was approved; or

(b) Return the proposal to the board of trustees of the school district with its recommendations for revision.

4. If the Department returns the proposal pursuant to subsection 3, the board of trustees of the school district shall, in conjunction with the governing body of the charter school, within 20 days after the board of trustees receives the proposal, revise and resubmit the proposal to the Department.



5. Within 20 days after the Department receives the revised proposal submitted pursuant to subsection 4, the Department shall review and approve the proposal. If the board of trustees of the school district failed to include in the revised proposal the recommendations for revision of the Department, the Department may include such revisions in the approved proposal.

6. The Department may grant an extension of time to the governing body of a charter school to comply with the provisions of this section.

7. For a charter school sponsored by the State Board or a college or university within the Nevada System of Higher Education, the Department shall provide to the sponsor of the charter school a copy of the proposal developed pursuant to subsection 1.

**385.589 Designation as demonstrating need for improvement for 4 or more consecutive years: Types of differentiated corrective actions, consequences or sanctions authorized for public school. (NRS 385.080, 385.361)** The differentiated corrective actions, consequences or sanctions, or any combination thereof, that may be applied to a public school which is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 or more consecutive years include, without limitation:

1. Conducting an update of the comprehensive audit with assistance from persons who have experience conducting such audits and who are not directly employed by the public school.

2. In addition to the technical assistance that must be made available pursuant to NRS 385.3745, 385.3746, 385.37603 and 385.37607, providing technical assistance to the public school which is:

(a) Based upon the needs of the public school that are identified in the comprehensive audit conducted pursuant to NRS 385.3721;

(b) Provided to the public school by persons who have expertise in providing such technical assistance to a public school with similar needs and demographics; and

(c) Based upon scientific research, including, without limitation, assistance in:

(1) Acquiring, analyzing and using data from the automated system of accountability information established by the Department pursuant to NRS 386.650 and other data concerning the achievement of pupils which can be used to identify problems at the public school and develop solutions to those problems;

(2) Identifying the needs of the public school concerning professional development and assistance in coordinating access to instructional strategies and methods that are proven effective in addressing the instructional deficiencies of the public school; and

(3) Analyzing and revising the budget of the public school to effectively allocate resources to implement the turnaround plan or the plan for restructuring developed for the public school.

3. Providing instruction in professional development that is in addition to any instruction in professional development available to public schools within the school district. Such professional development must:

(a) To the extent applicable, comply with the uniform standards for use by the governing body of each regional training program in the review and approval of training adopted by the Statewide Council for the Coordination of the Regional Training Programs pursuant to NRS 391.520;

(b) Be based upon the needs of the public school that are identified in the comprehensive audit required by NRS 385.3721;

(c) Address the problems associated with the academic achievement of pupils in the public school; and

(d) Provide an opportunity for maximum participation of personnel at the public school, including, without limitation, mandatory participation in professional development.

4. Establishing a support team for the public school in accordance with NRS 385.36125, 385.36127 and 385.36129.

5. Purchasing materials or programs, or both, that are aligned with the needs of the public school which are identified in the comprehensive audit, including, without limitation:

(a) Programs based upon research that is proven to increase pupil achievement at public schools with similar needs and demographics;

(b) A system to collect and manage data to track the progress of pupils in achieving goals established for pupils enrolled in the public school; and

(c) Equipment that assists the efforts of the public school to improve the achievement of pupils enrolled in the public school.

6. Employing additional personnel to provide supplemental educational services to pupils in accordance with 20 U.S.C. § 6316(e) and the regulations adopted pursuant thereto.

7. Implementing any other differentiated corrective action, consequence or sanction, or any combination thereof, that the Department determines is appropriate for the public school based upon the results of the comprehensive audit and any other data the Department deems relevant.

**385.593 Designation of non-Title I school, other than charter school, as demonstrating need for improvement for 4 consecutive years: Notice; implementation of proposal for corrective actions, consequences or sanctions; update of proposal; development of turnaround plan. (NRS 385.080, 385.3745, 385.376)**

1. Except as otherwise provided in NAC 385.596, if a public school that is not a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 consecutive years, the board of trustees of the school district shall:

(a) Not later than 14 days before the beginning of the school year, provide notice of the designation pursuant to NRS 385.3745.

(b) Not later than September 30, implement the proposal developed pursuant to NAC 385.581.

(c) Develop a turnaround plan to improve the academic achievement of pupils enrolled in the public school. The turnaround plan must, without limitation:

(1) Include a list of persons who are responsible for developing the turnaround plan;

(2) Be based on the needs of the public school, as identified in the comprehensive audit, including, without limitation, the analysis of the results of the comprehensive audit and any additional data that the board of trustees of the school district included in the proposal submitted pursuant to NAC 385.581;

(3) Identify the concerns of the board of trustees of the school district relating to the public school, which must be listed in order of priority, the reasons for those concerns and any solutions to the concerns;

(4) Identify measurable goals and objectives for obtaining adequate yearly progress;

(5) Identify the action steps that the board of trustees of the school district will implement to ensure that the public school obtains adequate yearly progress, including, without limitation, timelines for the implementation and completion of the action steps, the allocation and reallocation of resources, documentation of the implementation of the action steps, the expected

results of the action steps and the persons who are responsible for carrying out the action steps;  
and

(6) In addition to the actions taken by the Department to monitor the implementation of the turnaround plan pursuant to NRS 385.37605, identify the action steps that the board of trustees of the school district will take to monitor and evaluate the turnaround plan, including, without limitation, timelines for the implementation of action steps, interim goals and objectives for the public school, the persons who are responsible for monitoring and evaluating the turnaround plan, and documentation of the monitoring and evaluating activities.

2. Not later than June 30 of the school year in which the public school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 consecutive years, the board of trustees of the school district shall submit to the Department:

(a) The turnaround plan developed pursuant to subsection 1.

(b) An update of the proposal to implement one or more of the differentiated corrective actions, consequences or sanctions, or any combination thereof, developed pursuant to NAC 385.581, including, without limitation, a copy of the application submitted pursuant to NAC 385.626.

3. Within 45 days after the Department receives:

(a) The turnaround plan submitted pursuant to paragraph (a) of subsection 2, the Department shall review the turnaround plan and may:

(1) Approve the turnaround plan and provide notice to the board of trustees of the school district that the turnaround plan was approved; or

(2) Return the turnaround plan to the board of trustees of the school district with its recommendations for revision.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 2, the Department shall review the proposal and may:

(1) Approve the proposal and provide notice to the board of trustees of the school district that the proposal was approved; or

(2) Return the proposal to the board of trustees of the school district with its recommendations for revision.

4. If the Department returns:

(a) The turnaround plan pursuant to paragraph (a) of subsection 3, the board of trustees of the school district shall, within 20 days after the board of trustees receives the turnaround plan, revise and resubmit the turnaround plan to the Department.

(b) The updated proposal pursuant to paragraph (b) of subsection 3, the board of trustees shall, within 20 days after the board of trustees receives the proposal, revise and resubmit the proposal to the Department.

5. Within 20 days after the Department receives:

(a) The revised turnaround plan submitted pursuant to paragraph (a) of subsection 4, the Department shall review and approve the turnaround plan. If the board of trustees of the school district failed to include in the revised turnaround plan the recommendations for revision of the Department, the Department may include such revisions in the approved turnaround plan.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 4, the Department shall review and approve the proposal. If the board of trustees of the school district failed to include in the updated proposal the recommendations for revision of the Department, the Department may include such revisions in the approved proposal.

**385.596 Designation of non-Title I charter school as demonstrating need for improvement for 4 consecutive years: Notice; implementation of proposal for corrective actions, consequences or sanctions; update of proposal; development of turnaround plan. (NRS 385.080, 385.3745, 385.376)**

1. If a charter school that is not a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 consecutive years:

(a) The governing body of the charter school shall, not later than 14 days before the beginning of the school year, provide notice of the designation pursuant to NRS 385.3745.

(b) For a charter school sponsored by the board of trustees of a school district, the board of trustees shall, in conjunction with the governing body of the charter school:

(1) Not later than September 30, implement the proposal developed pursuant to NAC 385.584.

(2) Develop a turnaround plan to improve the academic achievement of pupils enrolled in the charter school. The turnaround plan must, without limitation:

(I) Include a list of persons who are responsible for developing the turnaround plan;

(II) Be based on the needs of the charter school, as identified in the comprehensive audit, including, without limitation, the analysis of the results of the comprehensive audit and any additional data that the board of trustees of the school district included in the proposal submitted pursuant to NAC 385.584;

(III) Identify the concerns of the governing body of the charter school and the board of trustees of the school district relating to the charter school, which must be listed in order of priority, the reasons for those concerns and any solutions to the concerns;

(IV) Identify the measurable goals and objectives for obtaining adequate yearly progress;

(V) Identify the action steps that the board of trustees of the school district will implement to ensure that the charter school obtains adequate yearly progress, including, without limitation, the timelines for the implementation and completion of the action steps, the allocation and reallocation of resources, documentation of the implementation of the action steps, the expected results of the action steps and the persons who are responsible for carrying out the action steps; and

(VI) In addition to the actions taken by the Department to monitor the implementation of the turnaround plan pursuant to NRS 385.37605, identify the action steps that the board of trustees of the school district will take to monitor and evaluate the turnaround plan, timelines for the implementation of the action steps, interim goals and objectives for the charter school, the persons who are responsible for monitoring and evaluating the turnaround plan, and documentation of the monitoring and evaluating activities.

(c) For a charter school sponsored by the State Board or a college or university within the Nevada System of Higher Education, the Department shall, in conjunction with the governing body of the charter school:

(1) Not later than September 30, implement the proposal developed pursuant to NAC 385.584.

(2) Develop a turnaround plan to improve the academic achievement of pupils enrolled in the charter school. The turnaround plan must, without limitation:

(I) Include a list of persons who are responsible for developing the turnaround plan;



(II) Be based on the needs of the charter school, as identified in the comprehensive audit, including, without limitation, the analysis of the results of the comprehensive audit and any additional data that the Department included in the proposal submitted pursuant to NAC 385.584;

(III) Identify the concerns of the governing body of the charter school and the Department relating to the charter school, which are listed in order of priority, the reasons for those concerns and any solutions to the concerns;

(IV) Identify the measurable goals and objectives for obtaining adequate yearly progress;

(V) Identify the action steps that the Department will implement to ensure that the charter school obtains adequate yearly progress, including, without limitation, the timelines for the implementation and completion of the action steps, the allocation and reallocation of resources, documentation of the implementation of the action steps, the expected results of the action steps and the persons who are responsible for carrying out the action steps; and

(VI) In addition to the actions taken by the Department to monitor the implementation of the plan for restructuring the school pursuant to NRS 385.37605, identify the action steps that the governing body of the charter school will take to monitor and evaluate the turnaround plan, including, without limitation, timelines for the implementation of the action steps, interim goals and objectives for the charter school, the persons who are responsible for monitoring and evaluating the turnaround plan, and documentation of the monitoring and evaluating activities.

2. Not later than June 30 of the school year in which the charter school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 consecutive years, the

board of trustees of the school district shall, for a charter school sponsored by the board of trustees, submit to the Department:

(a) The turnaround plan developed pursuant to subsection 1.

(b) An update of the proposal to implement one or more of the differentiated corrective actions, consequences or sanctions, or any combination thereof, developed pursuant to NAC 385.584, including, without limitation, a copy of the application submitted pursuant to NAC 385.626.

3. Within 45 days after the Department receives:

(a) The turnaround plan submitted pursuant to paragraph (a) of subsection 2, the Department shall review the turnaround plan and may:

(1) Approve the turnaround plan and provide notice to the board of trustees of the school district that the turnaround plan was approved; or

(2) Return the turnaround plan to the board of trustees of the school district with its recommendations for revision.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 2, the Department shall review the proposal and may:

(1) Approve the proposal and provide notice to the board of trustees of the school district that the proposal was approved; or

(2) Return the updated proposal to the board of trustees of the school district with its recommendations for revision.

4. If the Department returns:

(a) The turnaround plan pursuant to paragraph (a) of subsection 3, the board of trustees of the school district shall, in conjunction with the governing body of the charter school, within 20 days

after the board of trustees receives the turnaround plan, revise and resubmit the turnaround plan to the Department.

(b) The updated proposal pursuant to paragraph (b) of subsection 3, the board of trustees of the school district shall, in conjunction with the governing body of the charter school, within 20 days after the board of trustees receives the proposal, revise and resubmit the proposal to the Department.

5. Within 20 days after the Department receives:

(a) The revised turnaround plan submitted pursuant to paragraph (a) of subsection 4, the Department shall review and approve the turnaround plan. If the board of trustees of the school district failed to include in the revised turnaround plan the recommendations for revision of the Department, the Department may include such revisions in the approved turnaround plan.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 4, the Department shall review and approve the proposal. If the board of trustees of the school district failed to include in the updated proposal the recommendations for revision of the Department, the Department may include such revisions in the approved proposal.

6. For a charter school sponsored by the State Board or a college or university within the Nevada System of Higher Education, the Department shall provide to the sponsor of the charter school a copy of the turnaround plan developed pursuant to subsection 1.

**385.601 Designation of Title I school, other than charter school, as demonstrating need for improvement for 4 consecutive years: Notice; implementation of proposal for corrective actions, consequences or sanctions; update of proposal; development of plan for restructuring. (NRS 385.080, 385.3746)**

1. Except as otherwise provided in NAC 385.604, if a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 consecutive years, the board of trustees of a school district shall:

(a) Not later than 14 days before the beginning of the school year, provide notice of the designation pursuant to NRS 385.3746.

(b) Not later than September 30, implement the proposal developed pursuant to NAC 385.581.

(c) Develop a plan for restructuring the school. The plan for restructuring the school must, without limitation:

(1) Include a list of persons who are responsible for developing the plan for restructuring the school;

(2) Be based on the needs of the public school, as identified in the comprehensive audit, including, without limitation, the analysis of the results of the comprehensive audit and any additional data that the board of trustees included in the proposal submitted pursuant to NAC 385.581;

(3) Identify the concerns of the board of trustees of the school district relating to the public school, which must be listed in the order of priority, the reasons for those concerns and any solutions to the concerns;

(4) Identify measurable goals and objectives for obtaining adequate yearly progress;

(5) Identify the action steps that the board of trustees of the school district will implement to ensure that the public school obtains adequate yearly progress, including, without limitation, timelines for the implementation and completion of the action steps, the allocation and reallocation of resources, documentation of the implementation of the action steps, the expected

results of the action steps and the persons who are responsible for carrying out the action steps;  
and

(6) In addition to the actions taken by the Department to monitor the implementation of the plan for restructuring the school pursuant to NRS 385.37607, identify the action steps that the board of trustees of the school district will take to monitor and evaluate the plan for restructuring the school, including, without limitation, timelines for the implementation of the action steps, interim goals and objectives for the public school, the persons who are responsible for monitoring and evaluating the plan for restructuring, and documentation of the monitoring and evaluating activities.

2. Not later than June 30 of the school year in which the school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 consecutive years, the board of trustees of the school district shall submit to the Department:

(a) The plan for restructuring the school developed pursuant to subsection 1.

(b) An update of the proposal to implement one or more of the differentiated corrective actions, consequences or sanctions, or any combination thereof, developed pursuant to NAC 385.581, including, without limitation, a copy of the application submitted pursuant to NAC 385.626.

3. Within 45 days after the Department receives:

(a) The plan for restructuring the school submitted pursuant to paragraph (a) of subsection 2, the Department shall review the plan for restructuring the school and may:

(1) Approve the plan for restructuring the school and provide notice to the board of trustees of the school district that the plan for restructuring the school was approved; or

(2) Return the plan for restructuring the school to the board of trustees of the school district with its recommendations for revision.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 2, the Department shall review the proposal and may:

(1) Approve the proposal and provide notice to the board of trustees of the school district that the proposal was approved; or

(2) Return the proposal to the board of trustees of the school district with its recommendations for revision.

4. If the Department returns:

(a) The plan for restructuring the school pursuant to paragraph (a) of subsection 3, the board of trustees shall, within 20 days after the board of trustees receives the plan for restructuring the school, revise and resubmit the plan for restructuring the school to the Department.

(b) The updated proposal pursuant to paragraph (b) of subsection 3, the board of trustees shall, within 20 days after the board of trustees receives the proposal, revise and resubmit the proposal to the Department.

5. Within 20 days after the Department receives:

(a) The revised plan for restructuring the school submitted pursuant to paragraph (a) of subsection 4, the Department shall review and approve the plan for restructuring the school. If the board of trustees of the school district failed to include in the revised plan for restructuring the school the recommendations for revision of the Department, the Department may include such revisions in the approved plan for restructuring the school.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 4, the Department shall review and approve the proposal. If the board of trustees of the school district

failed to include in the updated proposal the recommendations for revision of the Department, the Department may include such revisions in the approved proposal.

**385.604 Designation of Title I charter school as demonstrating need for improvement for 4 consecutive years: Notice; implementation of proposal for corrective actions, consequences or sanctions; update of proposal; development of plan for restructuring. (NRS 385.080, 385.3746)**

1. If a charter school that is a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 consecutive years:

(a) The governing body of the charter school shall, not later than 14 days before the beginning of the school year, provide notice of the designation pursuant to NRS 385.3746.

(b) For a charter school sponsored by the board of trustees of a school district, the board of trustees shall, in conjunction with the governing body of the charter school:

(1) Not later than September 30, implement the proposal developed pursuant to NAC 385.584.

(2) Develop a plan for restructuring the school. The plan for restructuring the school must, without limitation:

(I) Include a list of persons who are responsible for developing the plan for restructuring the school;

(II) Be based on the needs of the charter school, as identified in the comprehensive audit, including, without limitation, the analysis of the results of the comprehensive audit and any additional data that the board of trustees included in the proposal submitted pursuant to NAC 385.584;

(III) Identify the concerns of the governing body of the charter school and the board of trustees of the school district relating to the charter school, which must be listed in the order of priority, the reasons for those concerns and any solutions to the concerns;

(IV) Identify measurable goals and objectives for obtaining adequate yearly progress;

(V) Identify the action steps that the board of trustees of the school district will implement to ensure that the charter school obtains adequate yearly progress, including, without limitation, timelines for the implementation and completion of the action steps, the allocation and reallocation of resources, documentation of the implementation of the action steps, the expected results of the action steps and the persons who are responsible for carrying out the action steps; and

(VI) In addition to the actions taken by the Department to monitor the implementation of the plan for restructuring the school pursuant to NRS 385.37607, identify the action steps that the board of trustees of the school district will take to monitor and evaluate the plan for restructuring, including, without limitation, timelines for the implementation of the action steps, interim goals and objectives for the charter school, the persons who are responsible for monitoring and evaluating the restructuring plan, and documentation of the monitoring and evaluating activities.

(c) For a charter school sponsored by the State Board or by a college or university within the Nevada System of Higher Education, the Department shall, in conjunction with the governing body of the charter school:

(1) Not later than September 30, implement the proposal developed pursuant to NAC 385.584.



(2) Develop a plan for restructuring the school. The plan for restructuring the school must, without limitation:

(I) Include a list of persons responsible for developing the plan for restructuring the school;

(II) Be based on the needs of the charter school, as identified in the comprehensive audit, including, without limitation, the analysis of the results of the comprehensive audit and any additional data that the Department included in the proposal submitted pursuant to NAC 385.584;

(III) Identify the concerns of the governing body of the charter school and the Department relating to the charter school, which must be listed in the order of priority, the reasons for those concerns and any solutions to the concerns;

(IV) Identify measurable goals and objectives for obtaining adequate yearly progress;

(V) Identify the action steps that the Department will implement to ensure that the charter school obtains adequate yearly progress, including, without limitation, timelines for the implementation and completion of the action steps, the allocation and reallocation of resources, documentation of the implementation of the action steps, the expected results of the action steps and the persons who are responsible for carrying out the action steps; and

(VI) In addition to the actions taken by the Department to monitor the implementation of the plan for restructuring the school pursuant to NRS 385.37607, identify the action steps that the governing body of the charter school will take to monitor and evaluate the plan for restructuring, including, without limitation, timelines for the implementation of the action steps, interim goals and objectives for the charter school, the persons who are responsible for

monitoring and evaluating the restructuring plan, and documentation of the monitoring and evaluating activities.

2. Not later than June 30 of the school year in which the charter school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 4 consecutive years, the board of trustees shall, for a charter school sponsored by the board of trustees of a school district, submit to the Department:

(a) The plan for restructuring the school developed pursuant to subsection 1.

(b) An update of the proposal to implement one or more of the differentiated corrective actions, consequences or sanctions, or any combination thereof, developed pursuant to NAC 385.584, including, without limitation, a copy of the application submitted pursuant to NAC 385.626.

3. Within 45 days after the Department receives:

(a) The plan for restructuring the school submitted pursuant to paragraph (a) of subsection 2, the Department shall review the plan for restructuring the school and may:

(1) Approve the plan for restructuring the school and provide notice to the board of trustees of the school district that the plan for restructuring the school was approved; or

(2) Return the plan for restructuring the school to the board of trustees of the school district with its recommendations for revision.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 2, the Department shall review the proposal and may:

(1) Approve the proposal and provide notice to the board of trustees of the school district that the proposal was approved; or

(2) Return the proposal to the board of trustees of the school district with its recommendations for revision.

4. If the Department returns:

(a) The plan for restructuring the school pursuant to paragraph (a) of subsection 3, the board of trustees of the school district shall, in conjunction with the governing body of the charter school, within 20 days after the board of trustees receives the plan for restructuring the school, revise and resubmit the plan for restructuring the school to the Department.

(b) The updated proposal pursuant to paragraph (b) of subsection 3, the board of trustees of the school district shall, in conjunction with the governing body of the charter school, within 20 days after the board of trustees receives the proposal, revise and resubmit the proposal to the Department.

5. Within 20 days after the Department receives:

(a) The revised plan for restructuring the school submitted pursuant to paragraph (a) of subsection 4, the Department shall review and approve the plan for restructuring the school. If the board of trustees of the school district failed to include in the revised plan for restructuring the school the recommendations for revision of the Department, the Department may include such revisions in the approved plan for restructuring the school.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 4, the Department shall review and approve the proposal. If the board of trustees of the school district failed to include in the updated proposal the recommendations for revision of the Department, the Department may include such revisions in the approved proposal.

6. For a charter school sponsored by the State Board or a college or university within the Nevada System of Higher Education, the Department shall provide to the sponsor of the charter school a copy of the plan for restructuring the school developed pursuant to subsection 1.

**385.608 Designation of non-Title I school, other than charter school, as demonstrating need for improvement for 5 or more consecutive years: Notice; implementation of turnaround plan; implementation of proposal for corrective actions, consequences or sanctions; update of proposal; submission of status reports to Department. (NRS 385.080, 385.37603, 385.37605)**

1. Except as otherwise provided in NAC 385.611, if a public school that is not a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 5 or more consecutive years, the board of trustees of the school district shall:

(a) Not later than 14 days before the beginning of the school year, provide notice of the designation pursuant to NRS 385.37603.

(b) Not later than September 30, pursuant to NRS 385.37603, repeal the plan to improve the academic achievement of pupils developed pursuant to NRS 385.357 and implement the turnaround plan developed by the board of trustees of the school district pursuant to NAC 385.593 or the revised turnaround plan developed pursuant to this section, whichever is applicable.

(c) Not later than September 30, implement the most recently updated proposal to implement one or more of the differentiated corrective actions, consequences or sanctions, or any combination thereof.

(d) Revise the turnaround plan and update each component of the turnaround plan set forth in NAC 385.593.

2. Not later than June 30 of the school year in which the school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 5 or more consecutive years, the board of trustees of the school district shall submit to the Department:

(a) The turnaround plan which is revised pursuant to subsection 1.

(b) An update of the proposal to implement one or more of the differentiated corrective actions, consequences or sanctions, or any combination thereof, developed pursuant to NAC 385.593, including, without limitation, a copy of the application submitted pursuant to NAC 385.626.

3. Within 45 days after the Department receives:

(a) The turnaround plan submitted pursuant to paragraph (a) of subsection 2, the Department shall review the turnaround plan and may:

(1) Approve the turnaround plan and provide notice to the board of trustees of the school district that the turnaround plan was approved; or

(2) Return the turnaround plan to the board of trustees of the school district with its recommendations for revision.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 2, the Department shall review the proposal and may:

(1) Approve the proposal and provide notice to the board of trustees of the school district that the proposal was approved; or

(2) Return the proposal to the board of trustees of the school district with its recommendations for revision.

4. If the Department returns:

(a) The turnaround plan pursuant to paragraph (a) of subsection 3, the board of trustees of the school district shall, within 20 days after the board of trustees receives the turnaround plan, revise and resubmit the turnaround plan to the Department.

(b) The updated proposal pursuant to paragraph (b) of subsection 3, the board of trustees of the school district shall, within 20 days after the board of trustees receives the proposal, revise and resubmit the proposal to the Department.

5. Within 20 days after the Department receives:

(a) The revised turnaround plan submitted pursuant to paragraph (a) of subsection 4, the Department shall review and approve the turnaround plan. If the board of trustees of the school district failed to include in the revised turnaround plan the recommendations for revision of the Department, the Department may include the revisions in the approved turnaround plan.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 4, the Department shall review and approve the proposal. If the board of trustees of the school district failed to include in the updated proposal the recommendations for revision of the Department, the Department may include such revisions in the approved proposal.

6. On or before January 31 and June 30 of each school year during which the turnaround plan is implemented in a public school, the board of trustees of a school district shall submit to the Department status reports concerning the implementation of the turnaround plan. The status reports must, without limitation:

(a) Include a list of persons who are responsible for the implementation of the turnaround plan; and

(b) For each action step listed in the turnaround plan:

- (1) State the extent to which the action step has been implemented and, if the action step was not implemented, the reasons that the action step was not implemented;
- (2) Designate a timeline for completion of the action step;
- (3) Include a list of reports and other data to document the implementation of the action step;
- (4) Describe any monitoring completed by the board of trustees of the school district;
- (5) Describe any consequences imposed upon the public school by the board of trustees of the school district for failure to complete an activity required by the turnaround plan; and
- (6) Include a list of the personnel of the school district who have oversight for the completion of the action step.

**385.611 Designation of non-Title I charter school as demonstrating need for improvement for 5 or more consecutive years: Notice; implementation of turnaround plan; implementation of proposal for corrective actions, consequences or sanctions; update of proposal; submission of status reports to Department. (NRS 385.080, 385.37603, 385.37605)**

1. If a charter school that is not a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 5 or more consecutive years:

(a) The governing body of the charter school shall:

(1) Not later than 14 days before the beginning of the school year, provide notice of the designation pursuant to NRS 385.37603.

(2) Not later than September 30, pursuant to NRS 385.37603, repeal the plan to improve the academic achievement of pupils developed pursuant to NRS 385.357 and implement the turnaround plan developed pursuant to NAC 385.596 or the revised turnaround plan developed pursuant to this section, whichever is applicable.

(3) Not later than September 30, implement the most recently updated proposal to implement one or more of the differentiated corrective actions, consequences or sanctions, or any combination thereof.

(b) For a charter school sponsored by the board of trustees of a school district, the board of trustees shall, in conjunction with the governing body of the charter school, revise the turnaround plan and update each component of the turnaround plan set forth in NAC 385.596.

(c) For a charter school sponsored by the State Board or a college or university within the Nevada System of Higher Education, the Department shall, in conjunction with the governing body of the charter school, revise the turnaround plan and update each component of the turnaround plan set forth in NAC 385.596.

2. Not later than June 30 of the school year in which the charter school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 5 or more consecutive years, the board of trustees of a school district shall, for a charter school sponsored by the board of trustees, submit to the Department:

(a) The turnaround plan which is revised pursuant to subsection 1.

(b) An update of the proposal to implement one or more of the differentiated corrective actions, consequences or sanctions, or any combination thereof, developed pursuant to NAC 385.596, including, without limitation, a copy of the application submitted pursuant to NAC 385.626.

3. Within 45 days after the Department receives:

(a) The turnaround plan submitted pursuant to paragraph (a) of subsection 2, the Department shall review the turnaround plan and may:



(1) Approve the turnaround plan and provide notice to the board of trustees of the school district that the turnaround plan was approved; or

(2) Return the turnaround plan to the board of trustees of the school district with its recommendations for revision.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 2, the Department shall review the proposal and may:

(1) Approve the proposal and provide notice to the board of trustees of the school district that the proposal was approved; or

(2) Return the proposal to the board of trustees of the school district with its recommendations for revision.

4. If the Department returns:

(a) The turnaround plan pursuant to paragraph (a) of subsection 3, the board of trustees shall, in conjunction with the governing body of the charter school, within 20 days after the board of trustees receives the turnaround plan, revise and resubmit the turnaround plan to the Department.

(b) The updated proposal pursuant to paragraph (b) of subsection 3, the board of trustees of the school district shall, in conjunction with the governing body of the charter school, within 20 days after the board of trustees receives the proposal, revise and resubmit the proposal to the Department.

5. Within 20 days after the Department receives:

(a) The revised turnaround plan submitted pursuant to paragraph (a) of subsection 4, the Department shall review and approve the turnaround plan. If the board of trustees of the school district failed to include in the revised turnaround plan the recommendations for revision of the Department, the Department may include such revisions in the approved turnaround plan.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 4, the Department shall review and approve the proposal. If the board of trustees of the school district failed to include in the updated proposal the recommendations for revision of the Department, the Department may include such revisions in the approved proposal.

6. For a charter school sponsored by the State Board or a college or university within the Nevada System of Higher Education, the Department shall provide to the sponsor of the charter school a copy of the turnaround plan developed pursuant to subsection 1.

7. On or before January 31 and June 30 of each school year during which a turnaround plan is implemented in a charter school, the governing body of the charter school shall submit to the Department status reports concerning the implementation of the turnaround plan. The status reports must, without limitation:

(a) Include a list of persons who are responsible for the implementation of the turnaround plan; and

(b) For each action step listed in the turnaround plan:

(1) State the extent to which the action step has been implemented and, if the action step was not implemented, the reasons that the action step was not implemented;

(2) Designate a timeline for completion of the action step;

(3) Include a list of reports and other data to document the implementation of the action step;

(4) Describe any monitoring completed by the board of trustees of the school district for a charter school sponsored by the board of trustees or completed by the governing body of the charter school for a charter school sponsored by the State Board or a college or university within the Nevada System of Higher Education;

(5) Describe any consequences imposed upon the charter school by the board of trustees of the school district for a charter school sponsored by the board of trustees or imposed by the Department for a charter school sponsored by the State Board or a college or university within the Nevada System of Higher Education for failure to complete an activity required by the turnaround plan; and

(6) Include a list of the personnel of the charter school who have oversight for the completion of the action step.

**385.616 Designation of Title I school, other than charter school, as demonstrating need for improvement for 5 or more consecutive years: Notice; implementation of plan for restructuring; implementation of proposal for corrective actions, consequences or sanctions; update of proposal; submission of status reports to Department. (NRS 385.080, 385.37607)**

1. Except as otherwise provided in NAC 385.619, if a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 5 or more consecutive years, the board of trustees of the school district shall:

(a) Not later than 14 days before the beginning of the school year, provide notice of the designation pursuant to NRS 385.37607.

(b) Not later than September 30, pursuant to NRS 385.37603, repeal the plan to improve the academic achievement of pupils developed pursuant to NRS 385.357 and implement the plan for restructuring the school developed pursuant to NAC 385.601 or the revised plan for restructuring the school developed pursuant to this section, whichever is applicable.

(c) Not later than September 30, implement the most recently updated proposal to implement one or more of the differentiated corrective actions, consequences or sanctions, or any combination thereof.

(d) Revise the plan for restructuring the school and update each component of the plan for restructuring the school set forth in NAC 385.601.

2. Not later than June 30 of the school year in which the school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 5 or more consecutive years, the board of trustees of the school district shall submit to the Department:

(a) The plan for restructuring the school which is revised pursuant to subsection 1.

(b) An update of the proposal to implement one or more of the differentiated corrective actions, consequences or sanctions, or any combination thereof, developed pursuant to NAC 385.601, including, without limitation, a copy of the application submitted pursuant to NAC 385.626.

3. Within 45 days after the Department receives:

(a) The plan for restructuring the school submitted pursuant to paragraph (a) of subsection 2, the Department shall review the plan for restructuring the school and may:

(1) Approve the plan for restructuring the school and provide notice to the board of trustees of the school district that the plan for restructuring the school was approved; or

(2) Return the plan for restructuring the school to the board of trustees of the school district with its recommendations for revision.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 2, the Department shall review the proposal and may:

(1) Approve the proposal and provide notice to the board of trustees of the school district that the proposal was approved; or

(2) Return the proposal to the board of trustees of the school district with its recommendations for revision.

4. If the Department returns:

(a) The plan for restructuring the school pursuant to paragraph (a) of subsection 3, the board of trustees of the school district shall, within 20 days after the board of trustees receives the plan for restructuring the school, revise and resubmit the plan for restructuring the school to the Department.

(b) The updated proposal pursuant to paragraph (b) of subsection 3, the board of trustees of the school district shall, within 20 days after the board of trustees receives the proposal, revise and resubmit the proposal to the Department.

5. Within 20 days after the Department receives:

(a) The revised plan for restructuring the school submitted pursuant to paragraph (a) of subsection 4, the Department shall review and approve the plan for restructuring the school. If the board of trustees of the school district failed to include in the revised plan for restructuring the school the recommendations for revision of the Department, the Department may include such revisions in the approved plan for restructuring the school.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 4, the Department shall review and approve the proposal. If the board of trustees of the school district failed to include in the updated proposal the recommendations for revision of the Department, the Department may include such revisions in the approved proposal.

6. On or before January 31 and June 30 of each school year during which a plan for restructuring the school is implemented in a public school, the board of trustees of the school district shall submit to the Department status reports concerning the implementation of the plan for restructuring the school. The status reports must, without limitation:

(a) Include a list of persons who are responsible for the implementation of the plan for restructuring the school; and

(b) For each action step listed in the plan for restructuring the school:

(1) State the extent to which the action step has been implemented and, if the action step was not implemented, the reasons that the action step was not implemented;

(2) Designate a timeline for completion of the action step;

(3) Include a list of reports and other data to document the implementation of the action step;

(4) Describe any monitoring completed by the board of trustees of the school district;

(5) Describe any consequences imposed upon the public school by the board of trustees of the school district for failure to complete an activity required by the plan for restructuring the school; and

(6) Include a list of the personnel of the school district who have oversight for the completion of the action step.

**385.619 Designation of Title I charter school as demonstrating need for improvement for 5 or more consecutive years: Notice; implementation of plan for restructuring; implementation of proposal for corrective actions, consequences or sanctions; update of proposal; submission of status reports to Department. (NRS 385.080, 385.37607)**

1. If a charter school that is a Title I school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 5 or more consecutive years:

(a) The governing body of the charter school shall:

(1) Not later than 14 days before the beginning of the school year, provide notice of the designation pursuant to NRS 385.37607.

(2) Not later than September 30, pursuant to NRS 385.37607, repeal the plan to improve the academic achievement of pupils developed pursuant to NRS 385.357 and implement the plan for restructuring the school developed pursuant to NAC 385.604 or the revised plan for restructuring the school developed pursuant to this section, whichever is applicable.

(3) Not later than September 30, implement the most recently updated proposal to implement one or more of the differentiated corrective actions, consequences or sanctions, or any combination thereof.

(b) For a charter school sponsored by the board of trustees of a school district, the board of trustees shall, in conjunction with the governing body of the charter school, revise the plan for restructuring the school and update each component of the plan set forth in NAC 385.604.

(c) For a charter school sponsored by the State Board or by a college or university within the Nevada System of Higher Education, the Department shall, in conjunction with the governing body of the charter school, revise the plan for restructuring the school and update each component of the plan set forth in NAC 385.604.

2. Not later than June 30 of the school year in which the charter school is designated as demonstrating need for improvement pursuant to NRS 385.3623 for 5 or more consecutive years, the board of trustees shall, for a charter school sponsored by the board of trustees of a school district, submit to the Department:

(a) The plan for restructuring the school which is revised pursuant to subsection 1.

(b) An update of the proposal to implement one or more of the differentiated corrective actions, consequences or sanctions, or any combination thereof, developed pursuant to NAC 385.604, including, without limitation, a copy of the application submitted pursuant to NAC 385.626.

3. Within 45 days after the Department receives:

(a) The plan for restructuring the school submitted pursuant to paragraph (a) of subsection 2, the Department shall review the plan for restructuring the school and may:

(1) Approve the plan for restructuring the school and provide notice to the board of trustees of the school district that the plan for restructuring the school was approved; or

(2) Return the plan for restructuring the school to the board of trustees of the school district with its recommendations for revision.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 2, the Department shall review the proposal and may:

(1) Approve the proposal and provide notice to the board of trustees of the school district that the proposal was approved; or

(2) Return the proposal to the board of trustees of the school district with its recommendations for revision.

4. If the Department returns:

(a) The plan for restructuring the school pursuant to paragraph (a) of subsection 3, the board of trustees of the school district shall, in conjunction with the governing body of the charter school, within 20 days after the board of trustees receives the plan for restructuring the school, revise and resubmit the plan for restructuring the school to the Department.



(b) The updated proposal pursuant to paragraph (b) of subsection 3, the board of trustees of the school district shall, in conjunction with the governing body of the charter school, within 20 days after the board of trustees receives the proposal, revise and resubmit the proposal to the Department.

5. Within 20 days after the Department receives:

(a) The revised plan for restructuring the school submitted pursuant to paragraph (a) of subsection 4, the Department shall review and approve the plan for restructuring the school. If the board of trustees of the school district failed to include in the revised plan for restructuring the school the recommendations for revision of the Department, the Department may include such revisions in the approved plan.

(b) The updated proposal submitted pursuant to paragraph (b) of subsection 4, the Department shall review and approve the proposal. If the board of trustees of the school district failed to include in the updated proposal the recommendations for revision of the Department, the Department may include such revisions in the approved proposal.

6. For a charter school sponsored by the State Board or a college or university within the Nevada System of Higher Education, the Department shall provide to the sponsor of the charter school the plan for restructuring the school developed pursuant to subsection 1.

7. On or before January 31 and June 30 of each school year during which the plan for restructuring the school is implemented in the charter school, the governing body of the charter school shall submit to the Department status reports concerning the implementation of the plan for restructuring the school. The status reports must, without limitation:

(a) Include a list of persons who are responsible for the implementation of the plan for restructuring the school; and

(b) For each action step listed in the plan for restructuring the school:

(1) State the extent to which the action step has been implemented and, if the action step was not implemented, the reasons that the action step was not implemented;

(2) Designate a timeline for completion of the action step;

(3) Include a list of reports and other data to document the implementation of the action step;

(4) Describe any monitoring completed by the board of trustees of the school district for a charter school sponsored by the board of trustees or completed by the governing body of the charter school for a charter school sponsored by the State Board or a college or university within the Nevada System of Higher Education;

(5) Describe any consequences imposed upon the charter school by the board of trustees of the school district for a charter school sponsored by the board of trustees or imposed by the Department for a charter school sponsored by the State Board or a college or university within the Nevada System of Higher Education for failure to complete an activity required by the plan for restructuring the school; and

(6) Include a list of the personnel of the charter school who have oversight for the completion of the action step.

**385.626 Application for funds for school to implement corrective actions, consequences or sanctions; monitoring by Department of expenditure of awarded funds. (NRS 385.080)**

1. On or before April 1 of each school year, the Department shall make available the form for an application for available funds to support the implementation of one or more differentiated corrective actions, consequences or sanctions, or any combination thereof.

2. Not later than June 30 of each school year, each public school for which a proposal to implement one or more of the differentiated corrective actions, consequences or sanctions, or any combination thereof, is submitted pursuant to NAC 385.581 or 385.584 or for which a revised proposal is submitted pursuant to NAC 385.593 to 385.619, inclusive, shall submit an application made available pursuant to subsection 1 for available funds to support the implementation of one or more of the differentiated corrective actions, consequences or sanctions, or any combination thereof.

3. The Department shall monitor the expenditure of any funds which are awarded to the public schools to support the implementation of the differentiated corrective actions, consequences or sanctions, or any combination thereof.

4. The Department may grant an extension of time for submitting an application pursuant to this section.

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS—NRS 233B.066**  
**Informational Statement**  
**LCB File No. R034-14**

**1. A clear and concise explanation of the need for the adopted regulation:**

To repeal various provisions relating to the statewide system of accountability.

**2. Description of how public comment was solicited, a summary of public response, and an explanation of how other interested persons may obtain a copy of the summary.**

The Notice of Intent to Act Upon a Regulation for public hearing and adoption of Proposed Amendments was filed at the following locations on April 24, 2014: The offices of the Nevada Department of Education in Carson City and Las Vegas, at the 17 Nevada School District Superintendent's Offices, the 17 county main public libraries, the Nevada State Library and Archives, the Department of Education website and the Legislative Council Bureau website.

A summary may be obtained by contacting Karen Johansen, Administrative Assistant, Nevada Department of Education, 775-687-9225 or by writing to the Nevada Department of Education, 700 East Fifth Street, Carson City, Nevada 89701-5096.

**3. The number of persons who:**

**(a) Attended each hearing: 33**

**(b) Testified at each hearing; 0**

**(c) Submitted written comments: 0**

**4. For each person identified in paragraphs (b) and (c) of number 3 above, the following information if provided to the agency conducting the Hearing:**

**(a) Name: Lindsay Anderson**

**(b) Telephone number;**

**(c) Business Address;**

**(d) Business telephone number;**

**(e) Electronic mail address;**

**(f) Name of entity or organization represented:**

**5. A description of how comment was solicited from affected businesses, a summary of their response and an explanation of how other interested persons may obtain a copy of the summary.**

The Notice of Intent to Act Upon a Regulation for public hearing and adoption of Proposed Amendments was filed at the following locations on April 24, 2014: The offices of the Nevada Department of Education in Carson City and Las Vegas, at the 17 Nevada School District Superintendent's Offices, the 17 county main public libraries, the Nevada State Library and Archives, the Department of Education website and the Legislative Council Bureau website.

A summary may be obtained by contacting Karen Johansen, Administrative Assistant, Nevada Department of Education, 775-687-9225 or by writing to the Nevada Department of Education, 700 East Fifth Street, Carson City, Nevada 89701-5096.

**6. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.**

The proposed regulations were adopted as submitted; there was no public comment.

**7. The estimated economic effect of the regulation on the business which it is to regulate and on the public:**

**(a) Estimated economic effect on the businesses which they are to regulate**

None.

**(b) Estimated economic effect on the public which they are to regulate**

None

**8. The estimated cost to the agency for enforcement of the proposed regulation: None**

**9. A description of any regulations of other State of governmental agencies which the regulation overlaps or duplicates and a statement explaining why the duplication or overlap is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency. None.**

**10. If the regulation includes provisions that are more stringent than a federal regulation that regulates the same activity, a summary of such provisions. None.**

**11. Of the regulation provides a new fee or increases an existing fee, the total annual amount of the agency expects to collect and the manner in which the money will be used. None.**