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ASSEMBLY BILL NO. 107—COMMITTEE ON EDUCATION

(ON BEHALF OF THE LEGISLATIVE COMMITTEE  
ON EDUCATION)

PREFILED JANUARY 31, 2015

Referred to Committee on Education

SUMMARY—Revises provisions relating to reports of accountability for public schools. (BDR 34-407)

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

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

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AN ACT relating to education; requiring reports of accountability for public schools to include certain information regarding pupils who qualify for free or reduced-price lunches pursuant to federal law; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law requires the board of trustees of each school district, the State  
2 Public Charter School Authority and each college or university within the Nevada  
3 System of Higher Education that sponsors a charter school to prepare an annual  
4 report of accountability that contains certain information. (NRS 385.347) **Section 1**  
5 of this bill requires this annual report to include: (1) the number and percentage of  
6 pupils who are eligible for free or reduced-price lunches pursuant to federal law; (2)  
7 a comparison of the achievement and proficiency of pupils who are eligible for free  
8 or reduced-price lunches for pupils who belong to each race for which data is  
9 collected to the general population; and (3) a comparison of pupils who are eligible  
10 for free or reduced-price lunches, reported separately by race. **Section 1** also  
11 authorizes the State Board of Education to adopt any regulations necessary to carry  
12 out the provisions of this bill.



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

1       **Section 1.** Chapter 385 of NRS is hereby amended by adding  
2 thereto a new section to read as follows:

3       1. *The annual report of accountability prepared pursuant to*  
4 *NRS 385.347 must include, for each school in the district and the*  
5 *district as a whole, including, without limitation, each charter*  
6 *school sponsored by the district, information concerning pupils*  
7 *who are eligible for free or reduced-price lunches pursuant to 42*  
8 *U.S.C. §§ 1751 et seq., including, without limitation:*

9       (a) *The number and percentage of pupils who are eligible for*  
10 *free or reduced-price lunches;*

11       (b) *A comparison of the achievement and proficiency of pupils,*  
12 *reported separately by race, who are eligible for free or reduced-*  
13 *price lunches and pupils who are not eligible for free or reduced-*  
14 *price lunches;*

15       (c) *A comparison of pupils, reported separately by race, who*  
16 *are eligible for free or reduced-price lunches for which data is*  
17 *required to be collected in the following areas:*

18           (1) *Retention rates;*

19           (2) *Graduation rates;*

20           (3) *Dropout rates;*

21           (4) *Grade point averages; and*

22           (5) *Scores on the examinations administered pursuant to*  
23 *NRS 389.550 and 389.805 and the college and career readiness*  
24 *assessment administered pursuant to NRS 389.807.*

25       2. *The State Board may adopt any regulations necessary to*  
26 *carry out the provisions of this section.*

27       **Sec. 2.** NRS 385.3455 is hereby amended to read as follows:

28       385.3455 As used in NRS 385.3455 to 385.3891, inclusive,  
29 *and section 1 of this act*, unless the context otherwise requires, the  
30 words and terms defined in NRS 385.346 to 385.34675, inclusive,  
31 have the meanings ascribed to them in those sections.

32       **Sec. 3.** NRS 385.3468 is hereby amended to read as follows:

33       385.3468 The provisions of NRS 385.3455 to 385.3891,  
34 inclusive, *and section 1 of this act* do not supersede, negate or  
35 otherwise limit the effect or application of the provisions of chapters  
36 288 and 391 of NRS or the rights, remedies and procedures afforded  
37 to employees of a school district under the terms of collective  
38 bargaining agreements, memoranda of understanding or other such  
39 agreements between employees and their employers.

40       **Sec. 4.** NRS 385.347 is hereby amended to read as follows:

41       385.347 1. The board of trustees of each school district in  
42 this State, in cooperation with associations recognized by the State



1 Board as representing licensed educational personnel in the district,  
2 shall adopt a program providing for the accountability of the school  
3 district to the residents of the district and to the State Board for the  
4 quality of the schools and the educational achievement of the pupils  
5 in the district, including, without limitation, pupils enrolled in  
6 charter schools sponsored by the school district. The board of  
7 trustees of each school district shall report the information required  
8 by NRS 385.347 to 385.3495, inclusive, *and section 1 of this act* for  
9 each charter school sponsored by the school district. The  
10 information for charter schools must be reported separately.

11 2. The board of trustees of each school district shall, on or  
12 before September 30 of each year, prepare a single annual report of  
13 accountability concerning the educational goals and objectives of  
14 the school district, the information prescribed by NRS 385.347 to  
15 385.3495, inclusive, *and section 1 of this act*, and such other  
16 information as is directed by the Superintendent of Public  
17 Instruction. A separate reporting for a group of pupils must not be  
18 made pursuant to NRS 385.347 to 385.3495, inclusive, *and section*  
19 *1 of this act*, if the number of pupils in that group is insufficient to  
20 yield statistically reliable information or the results would reveal  
21 personally identifiable information about an individual pupil. The  
22 Department shall use the mechanism approved by the United States  
23 Department of Education for the statewide system of accountability  
24 for public schools for determining the minimum number of pupils  
25 that must be in a group for that group to yield statistically reliable  
26 information.

27 3. The State Public Charter School Authority and each college  
28 or university within the Nevada System of Higher Education that  
29 sponsors a charter school shall, on or before September 30 of each  
30 year, prepare an annual report of accountability of the charter  
31 schools sponsored by the State Public Charter School Authority or  
32 institution, as applicable, concerning the accountability information  
33 prescribed by the Department pursuant to this section. The  
34 Department, in consultation with the State Public Charter School  
35 Authority and each college or university within the Nevada System  
36 of Higher Education that sponsors a charter school, shall prescribe  
37 by regulation the information that must be prepared by the State  
38 Public Charter School Authority and institution, as applicable,  
39 which must include, without limitation, the information contained in  
40 subsection 2 and NRS 385.347 to 385.3495, inclusive, *and section 1*  
41 *of this act*, as applicable to charter schools. The Department shall  
42 provide for public dissemination of the annual report of  
43 accountability prepared pursuant to this section by posting a copy of  
44 the report on the Internet website maintained by the Department.



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

5 5. The Superintendent of Public Instruction shall:

6 (a) Prescribe forms for the reports required pursuant to this  
7 section and provide the forms to the respective school districts, the  
8 State Public Charter School Authority and each college or university  
9 within the Nevada System of Higher Education that sponsors a  
10 charter school.

11 (b) Provide statistical information and technical assistance to the  
12 school districts, the State Public Charter School Authority and each  
13 college or university within the Nevada System of Higher Education  
14 that sponsors a charter school to ensure that the reports provide  
15 comparable information with respect to each school in each district,  
16 each charter school and among the districts and charter schools  
17 throughout this State.

18 (c) Consult with a representative of the:

- 19 (1) Nevada State Education Association;
- 20 (2) Nevada Association of School Boards;
- 21 (3) Nevada Association of School Administrators;
- 22 (4) Nevada Parent Teacher Association;
- 23 (5) Budget Division of the Department of Administration;
- 24 (6) Legislative Counsel Bureau; and
- 25 (7) Charter School Association of Nevada,

26 ↪ concerning the program and consider any advice or  
27 recommendations submitted by the representatives with respect to  
28 the program.

29 6. The Superintendent of Public Instruction may consult with  
30 representatives of parent groups other than the Nevada Parent  
31 Teacher Association concerning the program and consider any  
32 advice or recommendations submitted by the representatives with  
33 respect to the program.

34 7. On or before September 30 of each year:

35 (a) The board of trustees of each school district, the State Public  
36 Charter School Authority and each college or university within the  
37 Nevada System of Higher Education that sponsors a charter school  
38 shall provide written notice that the report required pursuant to this  
39 section is available on the Internet website maintained by the school  
40 district, State Public Charter School Authority or institution, if any,  
41 or otherwise provide written notice of the availability of the report.  
42 The written notice must be provided to the:

- 43 (1) Governor;
- 44 (2) State Board;
- 45 (3) Department;



1 (4) Committee;  
2 (5) Bureau; and  
3 (6) The Attorney General, with a specific reference to the  
4 information that is reported pursuant to paragraph (e) of subsection  
5 1 of NRS 385.3483.

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

26 8. Upon the request of the Governor, the Attorney General, an  
27 entity described in paragraph (a) of subsection 7 or a member of the  
28 general public, the board of trustees of a school district, the State  
29 Public Charter School Authority or a college or university within the  
30 Nevada System of Higher Education that sponsors a charter school,  
31 as applicable, shall provide a portion or portions of the report  
32 required pursuant to this section.

33 **Sec. 5.** This act becomes effective on July 1, 2015.

