

SENATE BILL NO. 27—COMMITTEE ON EDUCATION

(ON BEHALF OF THE DEPARTMENT OF EDUCATION)

PREFILED NOVEMBER 18, 2020

Referred to Committee on Education

SUMMARY—Revises various provisions relating to education. (BDR 34-326)

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

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

AN ACT relating to education; authorizing the Superintendent of Public Instruction to investigate persons subject to his or her jurisdiction; revising the membership of the Commission on Professional Standards in Education; revising requirements related to certain reports relating to local school precincts; authorizing the State Board of Education to delegate authority to suspend or revoke a license to the Department of Education; revising provisions relating to the Teach Nevada Scholarship Program; revising provisions relating to the policy for parental involvement required by federal law; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

- 1 Existing law makes the Superintendent of Public Instruction the educational
- 2 leader for the system of K-12 public education in Nevada and establishes various
- 3 duties of the Superintendent. (NRS 385.175) Existing law also authorizes the
- 4 Superintendent to investigate certain persons involved with private elementary or
- 5 secondary schools. (NRS 394.231) **Section 1** of this bill additionally authorizes the
- 6 Superintendent to investigate certain persons involved with public schools.
- 7 Existing law deems a public school, except a charter school or university school
- 8 for profoundly gifted pupils, located in a large school district to be a local
- 9 school precinct. (NRS 388G.600) Existing law requires the superintendent of such a
- 10 school district to transfer authority to each local school district precinct to carry out
- 11 certain responsibilities. (NRS 388G.610) Under existing law, a school associate
- 12 superintendent is required to provide a report in person to the governing bodies of
- 13 certain cities and counties relating to each local school precinct the school associate



14 superintendent is assigned to oversee. (NRS 388G.630) **Section 7.5** of this bill  
15 removes the requirement for the school associate superintendent to provide the  
16 report to the governing body of the county within which a local school precinct is  
17 located.

18 Existing law establishes the membership of the Commission on Professional  
19 Standards in Education, which is required to prescribe qualifications for the  
20 licensing of teachers, administrators and other educational personnel. Existing law  
21 requires the membership of the Commission to include the dean of the College of  
22 Education of one of the universities in the Nevada System of Higher Education or  
23 such a dean's representative. (NRS 391.011, 391.019) **Section 8** of this bill  
24 additionally authorizes the Governor to appoint to this seat on the Commission the  
25 dean of the College or School of Education, as applicable, of one of the colleges in  
26 the Nevada System of Higher Education or such a dean's representative.

27 Existing law requires every applicant to be licensed as a teacher or other  
28 educational personnel to submit to a background investigation and requires a  
29 license to be issued if the information obtained as a result of the background  
30 investigation does not indicate that the applicant has committed certain types of  
31 conduct. Existing law additionally requires the Department to maintain and share  
32 certain information obtained as a result of such an investigation with the board of  
33 trustees of a school district, the governing body of a charter school or university  
34 school for profoundly gifted pupils or the administrator of a private school in  
35 certain circumstances. (NRS 391.033) **Section 12.5** of this bill eliminates the  
36 requirement for the Department to maintain and share such information.

37 Existing law authorizes the State Board of Education to suspend or revoke the  
38 license of any teacher for any cause specified by law. (NRS 391.320) **Section 14** of  
39 this bill authorizes the State Board to delegate authority to suspend or revoke the  
40 license of a teacher to the Department of Education for certain causes specified by  
41 the State Board by regulation. If the State Board delegates such authority to the  
42 Department, **section 14** requires the Department to: (1) publish on its Internet  
43 website a list of the causes for which it has been delegated authority to impose  
44 discipline; (2) send written notice to a licensee before imposing discipline; and (3)  
45 forward any request for a hearing resulting from discipline imposed by the  
46 Department to the Superintendent of Public Instruction to carry out the hearing.  
47 **Section 13** of this bill makes a conforming change relating to the ability of the  
48 Department to impose discipline when delegated such authority. **Sections 15 and**  
49 **16** of this bill make conforming changes to the disciplinary hearing process relating  
50 to the ability of the Department to impose discipline when delegated such authority.

51 Existing law establishes the Teach Nevada Scholarship Program, which allows  
52 public or private universities, colleges and other providers of alternative licensure  
53 programs in Nevada to apply for a grant to award scholarships to certain students  
54 who, upon completion of their program of study, will become licensed to teach in  
55 Nevada and obtain an endorsement to teach English as a second language or special  
56 education. (NRS 391A.550-391A.590) **Section 17** of this bill removes the  
57 requirement for a university, college or other provider offering an approved  
58 program to be located in Nevada and transfers responsibility to approve such  
59 programs from the State Board of Education to the Commission on Professional  
60 Standards in Education. **Section 17** also removes the requirement for a student  
61 receiving the scholarship to agree to complete the requirements to obtain an  
62 endorsement to teach English as a second language or special education. Existing  
63 law authorizes the State Board to prioritize the awarding of grants to a university,  
64 college or other provider of an alternative licensure program that will provide a  
65 greater number of scholarships to certain groups, including, without limitation,  
66 veterans or their spouses or recipients who will be eligible to teach in subject areas  
67 for which a shortage of teachers exist. (NRS 391A.580) **Section 17** adds recipients  
68 who agree to complete the requirements to obtain an endorsement to teach special



69 education as an additional such group. If a recipient fails to complete the program  
70 for which a scholarship was awarded, existing law requires the university, college  
71 or other provider to repay any money received but not yet disbursed and up to  
72 \$1,000 of any amount already disbursed to the recipient. If a recipient completes  
73 the program, the State Board is required to pay the university, college or other  
74 provider \$1,000. (NRS 391A.590) **Section 18** of this bill eliminates both: (1) the  
75 requirement for a university, college or other provider to repay up to \$1,000 of any  
76 amount already disbursed to a recipient who fails to complete a program; and (2)  
77 the requirement for the State Board to pay \$1,000 to a university, college or other  
78 provider if a recipient completes a program.

79 As a condition for the receipt of certain federal education funding, existing  
80 federal law requires each local educational agency to create a written policy for  
81 parent and family engagement that includes a variety of provisions. (20 U.S.C. §  
82 6318) Existing law carries out this federal requirement by requiring the Department  
83 of Education to prescribe a form for educational involvement accords to be used by  
84 all public schools in this State and establishing the contents of the accords. (NRS  
85 392.4575) **Section 19** of this bill replaces the requirement for the Department to  
86 adopt such a form with a requirement for each public school to create a school-  
87 family compact that complies with the requirements of federal law and any  
88 guidelines issued by the Department. **Section 19** also authorizes the Department to  
89 review school-family compacts for compliance.

90 Existing law requires the Department to prescribe a form for teachers in  
91 elementary schools to provide reports to parents and legal guardians of pupils  
92 including a variety of information, including, without limitation, a checklist  
93 regarding the timely completion of homework assignments by a pupil and a list of  
94 resources available within the community to assist parents and legal guardians in  
95 addressing issues identified on the checklist. (NRS 392.456) **Section 22** of this bill  
96 repeals this requirement.

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

1 **Section 1.** NRS 385.175 is hereby amended to read as follows:  
2 385.175 The Superintendent of Public Instruction is the  
3 educational leader for the system of K-12 public education in this  
4 State. The Superintendent of Public Instruction : ~~{shall:}~~

5 1. **Shall:**  
6 (a) Execute, direct or supervise all administrative, technical and  
7 procedural activities of the Department in accordance with policies  
8 prescribed by the State Board.  
9 ~~{2:}~~ (b) Employ personnel for the positions approved by the  
10 State Board and necessary for the efficient operation of the  
11 Department.

12 ~~{3:}~~ (c) Organize the Department in a manner which will assure  
13 efficient operation and service.

14 ~~{4:}~~ (d) Maintain liaison and coordinate activities with other  
15 state agencies performing educational functions.

16 ~~{5:}~~ (e) Enforce the observance of this title and all other statutes  
17 and regulations governing K-12 public education.



~~16.1~~ (f) Request a plan of corrective action from the board of trustees of a school district or the governing body of a charter school if the Superintendent of Public Instruction determines that the school district or charter school, or any other entity which provides education to a pupil with a disability for a school district or charter school, has not complied with a requirement of this title or any other statute or regulation governing K-12 public education. The plan of corrective action must provide a timeline approved by the Superintendent of Public Instruction for compliance with the statute or regulation.

~~17.1~~ (g) Report to the State Board on a regular basis the data on the discipline of pupils and trends in the data on the discipline of pupils collected pursuant to NRS 385A.840.

~~18.1~~ (h) Perform such other duties as are prescribed by law.

*2. May investigate, on the Superintendent's own initiative or in response to any complaint lodged with the Superintendent, any person licensed pursuant to chapter 391 of NRS subject to, or reasonably believed by the Superintendent to be subject to, his or her jurisdiction, and in connection with an investigation:*

*(a) Subpoena any persons, books, records or documents pertaining to the investigation.*

*(b) Require answers in writing under oath to questions propounded by the Superintendent.*

*(c) Administer an oath or affirmation to any person.*

*(d) Request from any other department, division, board, bureau, commission or other agency of the State, and the latter agency shall provide, any information which it possesses that may be relevant to an investigation pursuant to this subsection.*

*(e) Delegate authority to perform the investigative functions listed in this subsection to qualified personnel of the Department.*

*↳ A subpoena issued by the Superintendent may be enforced by any district court of this State.*

**Sec. 2.** (Deleted by amendment.)

**Sec. 3.** (Deleted by amendment.)

**Sec. 4.** (Deleted by amendment.)

**Sec. 5.** (Deleted by amendment.)

**Sec. 6.** (Deleted by amendment.)

**Sec. 7.** (Deleted by amendment.)

**Sec. 7.5.** NRS 388G.630 is hereby amended to read as follows:

1. A school associate superintendent shall, with respect to each local school precinct to which he or she is assigned to oversee:

(a) Provide training to and supervise the principal of the local school precinct;



1 (b) Review and approve the plan of operation for the local  
2 school precinct and assist the principal of the local school precinct  
3 in making any necessary revisions to the plan;

4 (c) Ensure that each local school precinct to which he or she is  
5 assigned to oversee remains in compliance with all applicable  
6 federal, state and local laws;

7 (d) Provide a report in person, not less than quarterly, to the  
8 governing body of each city ~~[and county]~~ within which a local  
9 school precinct to which he or she is assigned to oversee is located  
10 and, if created pursuant to NRS 388G.760, to the Community  
11 Education Advisory Board; and

12 (e) Carry out any other duties assigned by the superintendent at  
13 his or her discretion or after approval by the superintendent of a  
14 request made by the local school precinct.

15 2. The school associate superintendent must be held  
16 accountable for all aspects of the performance of each local school  
17 precinct to which he or she is assigned to oversee. As used in this  
18 subsection, "performance" means the overall operation of each such  
19 local school precinct as measured by:

20 (a) The satisfaction of the parents and legal guardians of pupils  
21 and the teachers, administrators and other staff of the local school  
22 precinct as determined by the surveys administered pursuant to NRS  
23 388G.800; and

24 (b) The progress made by the local school precinct to satisfy the  
25 goals and objectives set forth in the statewide system of  
26 accountability for public schools.

27 **Sec. 8.** NRS 391.011 is hereby amended to read as follows:

28 391.011 1. The Commission on Professional Standards in  
29 Education, consisting of eleven members appointed by the  
30 Governor, is hereby created.

31 2. Five members of the Commission must be teachers who  
32 teach in the classroom as follows:

33 (a) One who holds a license to teach secondary education and  
34 teaches in a secondary school.

35 (b) One who holds a license to teach middle school or junior  
36 high school education and teaches in a middle school or junior high  
37 school.

38 (c) One who holds a license to teach elementary education and  
39 teaches in an elementary school.

40 (d) One who holds a license to teach special education and  
41 teaches special education.

42 (e) One who holds a license to teach pupils in a program of early  
43 childhood education and teaches in a program of early childhood  
44 education.

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



1 (a) One school counselor, psychologist, speech-language  
2 pathologist, audiologist, or social worker who is licensed pursuant  
3 to this chapter and employed by a school district or charter school.

4 (b) One administrator of a school who is employed by a school  
5 district or charter school to provide administrative service at an  
6 individual school. Such an administrator must not provide service at  
7 the district level.

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

13 (d) One member who is the parent or legal guardian of a pupil  
14 enrolled in a public school.

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

17 (f) One member who is the superintendent of schools of a school  
18 district.

19 4. Three of the five appointments made pursuant to subsection  
20 2 must be made from a list of names of at least three persons for  
21 each position that is submitted to the Governor by an employee  
22 organization representing the majority of teachers in the State who  
23 teach in the educational level from which the appointment is being  
24 made.

25 5. The appointment made pursuant to:

26 (a) Paragraph (a) of subsection 3 must be made from a list of  
27 names of at least three persons that is submitted to the Governor by  
28 an employee organization representing the majority of school  
29 counselors, psychologists, speech-language pathologists,  
30 audiologists or social workers in this State who are not  
31 administrators.

32 (b) Paragraph (b) of subsection 3 must be made from a list of  
33 names of at least three persons that is submitted to the Governor by  
34 the organization of administrators for schools in which the majority  
35 of administrators of schools in this State have membership.

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

39 (d) Paragraph (f) of subsection 3 must be made from a list of  
40 names of persons submitted to the Governor by the Nevada  
41 Association of School Superintendents.

42 **Sec. 9.** (Deleted by amendment.)

43 **Sec. 10.** (Deleted by amendment.)

44 **Sec. 11.** (Deleted by amendment.)

45 **Sec. 12.** (Deleted by amendment.)



**Sec. 12.5.** NRS 391.033 is hereby amended to read as follows:

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

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

3. Every applicant for a license must submit with his or her application:

(a) A complete set of his or her fingerprints and written permission authorizing the Superintendent to forward the fingerprints to the Central Repository for Nevada Records of Criminal History for its initial report on the criminal history of the applicant and for reports thereafter upon renewal of the license pursuant to subsection 8 of NRS 179A.075, and for submission to the Federal Bureau of Investigation for its report on the criminal history of the applicant; and

(b) Written authorization for the Superintendent to obtain any information concerning the applicant that may be available from the Statewide Central Registry and any equivalent registry maintained by a governmental entity in a jurisdiction in which the applicant has resided within the immediately preceding 5 years.

4. In conducting an investigation into the background of an applicant for a license, the Superintendent may cooperate with any appropriate law enforcement agency to obtain information relating to the criminal history of the applicant, including, without limitation, any record of warrants for the arrest of or applications for protective orders against the applicant.

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

6. Except as otherwise provided in subsection 8, a license must be issued to, or renewed for, as applicable, an applicant if:

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

(b) The information obtained by the Superintendent pursuant to subsections 3 and 4:

(1) Does not indicate that the applicant has been convicted of a felony or any offense involving moral turpitude or indicates that the applicant has been convicted of a felony or an offense involving moral turpitude but the Superintendent determines that the conviction is unrelated to the position within the county school district or charter school for which the applicant applied or for which he or she is currently employed, as applicable;



1 (2) Does not indicate that there has been a substantiated  
2 report of abuse or neglect of a child, as defined in NRS 432B.020,  
3 or a violation of NRS 201.540, 201.560, 392.4633 or 394.366 made  
4 against the applicant in any state; and

5 (3) Does not indicate that the applicant has a warrant for his  
6 or her arrest; and

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

9 7. If, pursuant to subparagraph (2) of paragraph (b) of  
10 subsection 6, the information indicates that a substantiated report  
11 has been made against the applicant in any state, the Superintendent  
12 shall:

13 (a) Suspend the application process;

14 (b) Notify the applicant of the substantiated report; and

15 (c) Provide the applicant an opportunity to rebut the  
16 substantiated report.

17 8. The Superintendent may deny an application for a license  
18 pursuant to this section if:

19 (a) A report on the criminal history of the applicant from the  
20 Federal Bureau of Investigation or the Central Repository for  
21 Nevada Records of Criminal History indicates that the applicant has  
22 been arrested for or charged with a sexual offense involving a minor  
23 or pupil, including, without limitation, any attempt, solicitation or  
24 conspiracy to commit such an offense; and

25 (b) The Superintendent provides to the applicant:

26 (1) Written notice of his or her intent to deny the application;  
27 and

28 (2) An opportunity for the applicant to have a hearing.

29 9. To request a hearing pursuant to subsection 8, an applicant  
30 must submit a written request to the Superintendent within 15 days  
31 after receipt of the notice by the applicant. Such a hearing must be  
32 conducted in accordance with regulations adopted by the State  
33 Board. If no request for a hearing is filed within that time, the  
34 Superintendent may deny the license.

35 10. If the Superintendent denies an application for a license  
36 pursuant to this section, the Superintendent must, within 15 days  
37 after the date on which the application is denied, provide notice of  
38 the denial to the school district or charter school that employs the  
39 applicant if the applicant is employed by a school district or charter  
40 school. Such a notice must not state the reasons for denial.

41 11. ~~The Department shall:~~

42 ~~—(a) Maintain a list of the names of persons whose applications~~  
43 ~~for a license are denied due to conviction of a sexual offense~~  
44 ~~involving a minor;~~





1 ~~—(b) Update the list maintained pursuant to paragraph (a)~~  
2 ~~monthly; and~~

3 ~~—(c) Provide this list to the board of trustees of a school district or~~  
4 ~~the governing body of a charter school upon request.~~

5 ~~—12. The Superintendent shall forward all information obtained~~  
6 ~~from an investigation of an applicant pursuant to subsections 3 and 4~~  
7 ~~to the board of trustees of a school district, the governing body of a~~  
8 ~~charter school or university school for profoundly gifted pupils or~~  
9 ~~the administrator of a private school where the applicant is~~  
10 ~~employed or seeking employment. Except as otherwise provided in~~  
11 ~~this section, any information shared with the board of trustees of~~  
12 ~~a school district, the governing body of a charter school or~~  
13 ~~university school for profoundly gifted pupils or the administrator of~~  
14 ~~a private school is confidential and must not be disclosed to any~~  
15 ~~person other than the applicant. The board of trustees, governing~~  
16 ~~body or administrator, as applicable, may use a substantiated report~~  
17 ~~of the abuse or neglect of a child, as defined in NRS 392.281, or a~~  
18 ~~violation of NRS 201.540, 201.560, 392.4633 or 394.366 obtained~~  
19 ~~from the Statewide Central Registry or an equivalent registry~~  
20 ~~maintained by a governmental agency in another jurisdiction:~~

21 ~~—(a) In making determinations concerning assignments, requiring~~  
22 ~~retraining, imposing discipline, hiring or termination; and~~

23 ~~—(b) In any proceedings to which the report is relevant, including,~~  
24 ~~without limitation, an action for trespass or a restraining order.~~

25 ~~—13.] The Superintendent [, the board of trustees of a school~~  
26 ~~district, the governing body of a charter school or university school~~  
27 ~~for profoundly gifted pupils or the administrator of a private school]~~  
28 ~~may not be held liable for damages resulting from any action of the~~  
29 ~~Superintendent [, board of trustees, governing body or administrator,~~  
30 ~~as applicable,] authorized by subsection 4 . [or 12.~~

31 ~~—14.] 12. The Superintendent may enter into reciprocal~~  
32 ~~agreements with appropriate officials of other countries concerning~~  
33 ~~the licensing of teachers.~~

34 ~~[15.] 13. As used in this section, “sexual offense” has the~~  
35 ~~meaning ascribed to it in NRS 179D.097.~~

36 **Sec. 13.** NRS 391.3015 is hereby amended to read as follows:

37 391.3015 1. Except as otherwise provided by subsection 3, if  
38 the license of an employee lapses during a time that school is in  
39 session:

40 (a) The school district that employs him or her shall provide  
41 written notice to the employee of the lapse of the employee’s license  
42 and of the provisions of this section;

43 (b) The employee must not be suspended from employment for  
44 the lapsed license for a period of 90 days after the date of the notice



1 pursuant to paragraph (a) or the end of the school year, whichever is  
2 longer; and

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

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

12 3. The provisions of this section do not apply to an employee  
13 whose:

14 (a) License has been suspended or revoked by the State Board  
15 *or the Department* pursuant to NRS 391.320 to 391.361, inclusive;  
16 or

17 (b) Application for renewal was denied by the Superintendent of  
18 Public Instruction pursuant to NRS 391.033.

19 **Sec. 14.** NRS 391.320 is hereby amended to read as follows:

20 391.320 **1.** The State Board of Education may ~~[suspend]~~ :

21 (a) *Suspend* or revoke the license of any teacher for any cause  
22 specified by law ~~[ ]~~; and

23 (b) *Delegate authority to the Department to suspend or revoke*  
24 *the license of any teacher for any cause specified by the State*  
25 *Board by regulation pursuant to subsection 2.*

26 **2.** *If the State Board delegates authority to the Department*  
27 *pursuant to subsection 1:*

28 (a) *The State Board, by regulation, shall specify the causes for*  
29 *which authority to suspend or revoke the license of a teacher is*  
30 *delegated to the Department; and*

31 (b) *The Department shall:*

32 (1) *Publish on its Internet website a list of the causes for*  
33 *which the State Board has delegated authority to suspend or*  
34 *revoke the license of a teacher pursuant to paragraph (a);*

35 (2) *Send written notice to a licensee pursuant to NRS*  
36 *391.322 before taking any action to suspend or revoke a license;*  
37 *and*

38 (3) *If the licensee requests a hearing pursuant to subsection*  
39 *3 of NRS 391.322, forward the request to the Superintendent of*  
40 *Public Instruction to carry out a hearing pursuant to NRS 391.320*  
41 *to 391.361, inclusive.*

42 **Sec. 15.** NRS 391.322 is hereby amended to read as follows:

43 391.322 1. If the board of trustees of a school district, the  
44 governing body of a charter school or the Superintendent of Public  
45 Instruction or the Superintendent's designee submits a



1 recommendation to the State Board for the suspension or revocation  
2 of a license issued pursuant to this chapter, the State Board shall  
3 send written notice of the recommendation to the person to whom  
4 the license has been issued at the address on file with the  
5 Department. *If the State Board delegates authority to the*  
6 *Department to suspend or revoke a license pursuant to NRS*  
7 *391.320, the Department shall send written notice of intent to*  
8 *suspend or revoke a license to the person to whom the license has*  
9 *been issued at the address on file with the Department.*

10 2. A notice given pursuant to subsection 1 must contain:

11 (a) A statement of the charge upon which the recommendation  
12 *or intent* is based;

13 (b) A copy of the recommendation received by the State Board  
14 *if applicable;*

15 (c) A statement that the licensee is entitled to a hearing before a  
16 hearing officer if the licensee makes a written request for the  
17 hearing as provided by subsection 3; and

18 (d) A statement that the grounds and procedure for the  
19 suspension or revocation of a license are set forth in NRS 391.320 to  
20 391.361, inclusive.

21 3. A licensee to whom notice has been given pursuant to this  
22 section may request a hearing before a hearing officer selected  
23 pursuant to subsection 4. Such a request must be in writing and must  
24 be filed with the Superintendent of Public Instruction, *if notice was*  
25 *sent pursuant to subsection 1 by the State Board, or with the*  
26 *Department, if notice was sent pursuant to subsection 1 by*  
27 *the Department,* within 15 days after receipt of the notice by the  
28 licensee.

29 4. Upon receipt of a request filed pursuant to subsection 3, the  
30 Superintendent of Public Instruction shall request from the Hearings  
31 Division of the Department of Administration a list of potential  
32 hearing officers. The licensee requesting a hearing and the  
33 Superintendent of Public Instruction shall select a person to serve as  
34 hearing officer from the list provided by the Hearings Division of  
35 the Department of Administration by alternately striking one name  
36 until the name of only one hearing officer remains. The  
37 Superintendent of Public Instruction shall strike the first name.

38 5. Except as otherwise provided in subsection 6, if no request  
39 for a hearing is filed within the time specified in subsection 3, the  
40 State Board *or the Department, as applicable,* may suspend or  
41 revoke the license or take no action on the recommendation.

42 6. If the Department receives notice of a conviction of a  
43 licensee and the conviction is for an act which is a ground for the  
44 suspension or revocation of a license *if and the State Board has*  
45 *not delegated authority pursuant to NRS 391.320 to the*



1 *Department to suspend or revoke a license for such a cause*, the  
2 State Board shall immediately process the recommendation in  
3 accordance with the provisions of NRS 391.320 to 391.361,  
4 inclusive. If no request for a hearing is filed within the time  
5 specified in subsection 3, the State Board may accept, reject or  
6 modify the recommendation.

7 **Sec. 16.** NRS 391.355 is hereby amended to read as follows:

8 391.355 1. The State Board shall adopt rules of procedure for  
9 the conduct of hearings conducted pursuant to NRS 391.323.

10 2. The rules of procedure must provide for boards of trustees of  
11 school districts, governing bodies of charter schools or the  
12 Superintendent of Public Instruction or *an employee of the*  
13 *Department designated by* the ~~Superintendent's designee~~  
14 *Superintendent* to bring charges, when cause exists.

15 3. The rules of procedure must provide that:

16 (a) The licensed employee, board of trustees of a school district,  
17 governing body of a charter school and Superintendent are entitled  
18 to be heard, to be represented by an attorney and to call witnesses in  
19 their behalf.

20 (b) The hearing officer selected pursuant to NRS 391.322 is  
21 entitled to be reimbursed for his or her reasonable actual expenses.

22 (c) If requested by the hearing officer selected pursuant to NRS  
23 391.322, an official transcript must be made.

24 (d) Except as otherwise provided in paragraph (e), the State  
25 Board, licensed employee and the Department, board of trustees of a  
26 school district or governing body of a charter school which initiated  
27 the complaint resulting in the hearing are equally responsible for the  
28 expense of and compensation for the hearing officer selected  
29 pursuant to NRS 391.322 and the expense of the official transcript.  
30 The State Board may bill the licensed employee or the Department,  
31 board of trustees of a school district or governing body of a charter  
32 school which initiated the complaint resulting in the hearing for  
33 their percentage of any expenses incurred pursuant to this  
34 paragraph.

35 (e) If the hearing results from a recommendation to revoke or  
36 suspend a license based upon a conviction which is a ground for the  
37 suspension or revocation of a license pursuant to paragraph (e) or (f)  
38 of subsection 1 of NRS 391.330, the licensed employee is fully  
39 responsible for the expense of and compensation for the hearing  
40 officer selected pursuant to NRS 391.322 and the expense of the  
41 official transcript. The State Board may bill the licensed employee  
42 for such expenses.

43 4. A hearing officer selected pursuant to NRS 391.322 shall,  
44 upon the request of a party, issue subpoenas to compel the  
45 attendance of witnesses and the production of books, records,



1 documents or other pertinent information to be used as evidence in  
2 hearings conducted pursuant to NRS 391.323.

3 **Sec. 17.** NRS 391A.580 is hereby amended to read as follows:

4 391A.580 1. A public or private university, college or other  
5 provider of an alternative licensure program ~~[in this State]~~ is eligible  
6 to apply to the State Board for a grant from the Account to award  
7 scholarships to students who attend the university, college or other  
8 provider of an alternative licensure program to complete a program  
9 offered by the university, college or other provider of an alternative  
10 licensure program that has been approved by the ~~[State Board]~~  
11 *Commission on Professional Standards in Education* and which:

12 (a) Upon completion makes a student eligible to obtain a license  
13 to teach kindergarten, any grade from grades 1 through 12 or in the  
14 subject area of special education in this State; or

15 (b) Allows a student to specialize in the subject area of early  
16 childhood education.

17 2. The State Board shall:

18 (a) Establish the number of Teach Nevada Scholarships that will  
19 be available each year based upon the amount of money available in  
20 the Account.

21 (b) Review all applications submitted pursuant to subsection 1  
22 and award a grant of money from the Account to ~~[an approved]~~ a  
23 university, college or other provider of an alternative licensure  
24 program *offering a program described in subsection 1* to the extent  
25 that money is available in an amount determined by the State Board.  
26 The State Board shall retain 25 percent of such an award in the  
27 Account for disbursement to a scholarship recipient who meets the  
28 requirements of subsection 4 of NRS 391A.585.

29 3. The State Board may prioritize the award of grants from the  
30 Account to a university, college or other provider of an alternative  
31 licensure program that demonstrates the university, college or other  
32 provider of an alternative licensure program will provide  
33 scholarships to a greater number of recipients who:

34 (a) Are veterans or the spouses of veterans;

35 (b) Intend to teach in public schools in this State which have the  
36 highest shortage of teachers;

37 (c) Have been economically disadvantaged or belong to a racial  
38 or ethnic minority group; ~~[or]~~

39 (d) *Agree to complete the requirements to obtain an*  
40 *endorsement to teach special education; or*

41 (e) Will be eligible to teach in a subject area for which there is a  
42 shortage of teachers. Such a subject area may include, without  
43 limitation, science, technology, engineering, mathematics, special  
44 education or English as a second language.



1 4. A student may apply for a Teach Nevada Scholarship from a  
2 university, college or other provider of an alternative licensure  
3 program that receives a grant from the Account only if ~~[-]~~

4 ~~—(a) The} the~~ student attends or has been accepted to attend the  
5 university, college or other provider of an alternative licensure  
6 program to complete a program described in subsection 1 . ~~[-]; and~~

7 ~~—(b) The student agrees to complete the requirements to obtain an~~  
8 ~~endorsement to teach English as a second language or an~~  
9 ~~endorsement to teach special education.]~~

10 5. An application submitted by the student must identify the  
11 program to be completed and the date by which the student must  
12 complete the program to finish on schedule.

13 6. The State Board may adopt any regulations necessary to  
14 carry out the provisions of NRS 391A.550 to 391A.590, inclusive.

15 **Sec. 18.** NRS 391A.590 is hereby amended to read as follows:

16 391A.590 ~~[-]~~ If a scholarship recipient does not complete  
17 the program for which the scholarship was awarded for any reason,  
18 including, without limitation, withdrawing from the university,  
19 college or other provider of an alternative licensure program or  
20 pursuing another course of study, the university, college or other  
21 provider of an alternative licensure program that awarded the  
22 scholarship must pay to the State Board for credit to the Account ~~[-]~~

23 ~~—(a) Any} any~~ amount of money that the university, college or  
24 other provider of an alternative licensure program has received but  
25 has not yet disbursed to the scholarship recipient pursuant to  
26 NRS 391A.585 . ~~[-]; and~~

27 ~~—(b) An amount of money equal to the total amount of money~~  
28 ~~disbursed to the scholarship recipient pursuant to NRS 391A.585 or~~  
29 ~~\$1,000, whichever is less.~~

30 ~~—2. If a scholarship recipient completes the program for which~~  
31 ~~the scholarship was awarded on schedule, as described in the~~  
32 ~~application for the scholarship submitted pursuant to NRS~~  
33 ~~391A.580, to the extent that money is available for this purpose, the~~  
34 ~~State Board shall pay \$1,000 to the university, college or other~~  
35 ~~provider of an alternative licensure program that awarded the~~  
36 ~~scholarship. Any money received by a university, college or other~~  
37 ~~provider of an alternative licensure program pursuant to this section~~  
38 ~~must be used to pay costs associated with providing a program~~  
39 ~~described in subsection 1 of NRS 391A.580.]~~

40 **Sec. 19.** NRS 392.4575 is hereby amended to read as follows:

41 392.4575 1. ~~{The Department shall prescribe a form for~~  
42 ~~educational involvement accords to be used by all}~~ **Each** public  
43 ~~[schools]~~ **school** in this State ~~[-]~~ **shall create a school-family**  
44 **compact.** The ~~[educational involvement accord]~~ **school-family**  
45 **compact** must comply with : ~~{the policy:}~~



1 (a) ~~For~~ *The policy for* parental involvement required by the  
2 federal Every Student Succeeds Act of 2015, as set forth in 20  
3 U.S.C. § 6318.

4 (b) ~~For~~ *The policy for* parental involvement and family  
5 engagement adopted by the State Board pursuant to NRS 392.457.

6 (c) *Any guidance provided by the Department relating to the*  
7 *development of a school-family compact.*

8 2. ~~Each educational involvement accord must include, without~~  
9 ~~limitation:~~

10 ~~—(a) A description of how the parent or legal guardian will be~~  
11 ~~involved in the education of the pupil, including, without limitation:~~

12 ~~— (1) Reading to the pupil, as applicable for the grade or~~  
13 ~~reading level of the pupil;~~

14 ~~— (2) Reviewing and checking the pupil’s homework; and~~

15 ~~— (3) Contributing 5 hours of time each school year, including,~~  
16 ~~without limitation, by attending school-related activities, parent-~~  
17 ~~teacher association meetings, parent teacher conferences,~~  
18 ~~volunteering at the school and chaperoning school-sponsored~~  
19 ~~activities.~~

20 ~~—(b) The responsibilities of a pupil in a public school, including,~~  
21 ~~without limitation:~~

22 ~~— (1) Reading each day before or after school, as applicable for~~  
23 ~~the grade or reading level of the pupil;~~

24 ~~— (2) Using all school equipment and property appropriately~~  
25 ~~and safely;~~

26 ~~— (3) Following the directions of any adult member of the staff~~  
27 ~~of the school;~~

28 ~~— (4) Completing and submitting homework in a timely~~  
29 ~~manner; and~~

30 ~~— (5) Respecting himself or herself, others and all property.~~

31 ~~—(c) The responsibilities of a public school and the~~  
32 ~~administrators, teachers and other personnel employed at a school,~~  
33 ~~including, without limitation:~~

34 ~~— (1) Ensuring that each pupil is provided proper instruction,~~  
35 ~~supervision and interaction;~~

36 ~~— (2) Maximizing the educational and social experience of~~  
37 ~~each pupil;~~

38 ~~— (3) Carrying out the professional responsibility of educators~~  
39 ~~to seek the best interest of each pupil; and~~

40 ~~— (4) Making staff available to the parents and legal guardians~~  
41 ~~of pupils to discuss the concerns of parents and legal guardians~~  
42 ~~regarding the pupils.~~

43 ~~3.] Each [educational involvement accord] *school-family*~~  
44 ~~*compact* must be accompanied by, without limitation:~~



1 (a) Information describing how the parent or legal guardian may  
2 contact the pupil's teacher and the principal of the school in which  
3 the pupil is enrolled;

4 (b) The curriculum of the course or standards for the grade in  
5 which the pupil is enrolled, as applicable, including, without  
6 limitation, a calendar that indicates the dates of major examinations  
7 and the due dates of significant projects, if those dates are known by  
8 the teacher at the time that the information is distributed;

9 (c) The homework and grading policies of the pupil's teacher or  
10 school;

11 (d) Directions for finding resource materials for the course or  
12 grade in which the pupil is enrolled, as applicable;

13 (e) Suggestions for parents and legal guardians to assist pupils in  
14 their schoolwork at home;

15 (f) The dates of scheduled conferences between teachers or  
16 administrators and the parents or legal guardians of the pupil;

17 (g) The manner in which reports of the pupil's progress will be  
18 delivered to the parent or legal guardian and how a parent or legal  
19 guardian may request a report of progress;

20 (h) The classroom rules and policies;

21 (i) The dress code of the school, if any;

22 (j) The availability of assistance to parents who have limited  
23 proficiency in the English language;

24 (k) Information describing the availability of free and reduced-  
25 price meals, including, without limitation, information regarding  
26 school breakfast, school lunch and summer meal programs;

27 (l) Opportunities for parents and legal guardians to become  
28 involved in the education of their children and to volunteer for the  
29 school or class; and

30 (m) The code of honor relating to cheating prescribed pursuant  
31 to NRS 392.461.

32 ~~[4.]~~ 3. The board of trustees of each school district *and the*  
33 *governing body of each charter school* shall adopt a policy  
34 providing for the development and distribution of the ~~[educational~~  
35 ~~involvement accord.]~~ *school-family compact*. The policy adopted by  
36 a board of trustees *or governing body* must require each classroom  
37 teacher to:

38 (a) Distribute the ~~[educational involvement accord]~~ *school-*  
39 *family compact* to the parent or legal guardian of each pupil in the  
40 teacher's class at the beginning of each school year or upon a  
41 pupil's enrollment in the class, as applicable; and

42 (b) Provide the parent or legal guardian with a reasonable  
43 opportunity to sign the ~~[educational involvement accord]~~.

44 ~~—5.— Except as otherwise provided in this subsection, the board of~~  
45 ~~trustees of each school district shall ensure that the form prescribed~~





1 ~~by the Department is used for the educational involvement accord of~~  
2 ~~each public school in the school district. The board of trustees of a~~  
3 ~~school district may authorize the use of an expanded form that~~  
4 ~~contains additions to the form prescribed by the Department if the~~  
5 ~~basic information contained in the expanded form complies with the~~  
6 ~~form prescribed by the Department.~~

7 ~~—6.] school-family compact.~~

8 ~~4. The Department [and the board of trustees of each school~~  
9 ~~district shall, at least once each year, review and amend their~~  
10 ~~respective educational involvement accords.] may, at its discretion,~~  
11 ~~review the school-family compact in use by any public school in~~  
12 ~~this State to ensure compliance with the provisions of this section.~~

13 **Sec. 20.** (Deleted by amendment.)

14 **Sec. 21.** (Deleted by amendment.)

15 **Sec. 22.** NRS 392.456 is hereby repealed.

16 **Sec. 23.** 1. This section and section 18 of this act become  
17 effective on September 1, 2021.

18 2. Sections 1 to 17, inclusive, and 19 to 22, inclusive, of this  
19 act become effective on February 1, 2022.

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## TEXT OF REPEALED SECTION

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### **392.456 Form for use in elementary schools concerning status of pupil and participation of parent; restrictions on use.**

1. The Department shall:

(a) Prescribe a form for use by teachers in elementary schools to provide reports to parents and legal guardians of pupils pursuant to this section;

(b) Work in consultation with the Legislative Bureau of Educational Accountability and Program Evaluation, the Nevada Association of School Boards, the Nevada Association of School Administrators, the Nevada State Education Association and the Nevada Parent Teacher Association in the development of the form; and

(c) Make the form available in electronic format for use by school districts and charter schools and, upon request, in any other manner deemed reasonable by the Department.

2. The form must include, without limitation:

(a) A notice to parents and legal guardians that parental involvement is important in ensuring the success of the academic achievement of pupils;

(b) A checklist indicating whether:



(1) The pupil completes his or her homework assignments in a timely manner;

(2) The pupil is present in the classroom when school begins each day and is present for the entire school day unless the pupil's absence is approved in accordance with NRS 392.130;

(3) The parent or legal guardian and the pupil abide by any applicable rules and policies of the school and the school district; and

(4) The pupil complies with the dress code for the school, if applicable; and

(c) A list of the resources and services available within the community to assist parents and legal guardians in addressing any issues identified on the checklist.

3. In addition to the requirements of subsection 2, the Department may prescribe additional information for inclusion on the form, including, without limitation:

(a) A report of the participation of the parent or legal guardian, including, without limitation, whether the parent or legal guardian:

(1) Completes forms and other documents that are required by the school or school district in a timely manner;

(2) Assists in carrying out a plan to improve the pupil's academic achievement, if applicable;

(3) Attends conferences between the teacher and the parent or legal guardian, if applicable; and

(4) Attends school activities.

(b) A report of whether the parent or legal guardian ensures the health and safety of the pupil, including, without limitation, whether:

(1) Current information is on file with the school that designates each person whom the school should contact if an emergency involving the pupil occurs; and

(2) Current information is on file with the school regarding the health and safety of the pupil, such as immunization records, if applicable, and any special medical needs of the pupil.

4. A teacher at an elementary school may provide the form prescribed by the Department, including the additional information prescribed pursuant to subsection 3 if the Department has prescribed such information on the form, to a parent or legal guardian of a pupil if the teacher determines that the provision of such a report would assist in improving the academic achievement of the pupil.

5. A report provided to a parent or legal guardian pursuant to this section must not be used in a manner that:

(a) Interferes unreasonably with the personal privacy of the parent or legal guardian or the pupil;

(b) Reprimands the parent or legal guardian; or



(c) Affects the grade or report of progress given to a pupil based upon the information contained in the report.

⑩

