

SENATE BILL NO. 467—COMMITTEE ON EDUCATION

MARCH 25, 2019

Referred to Committee on Education

SUMMARY—Revises provisions relating to education. (BDR S-820)

FISCAL NOTE: Effect on Local Government: No. 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; extending the duration of the Zoom schools program; extending the duration of the Victory schools program; revising provisions relating to the Office of the Superintendent of Public Instruction; making an appropriation; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 During the 77th Session of the Nevada Legislature, the Legislature appropriated  
2 money for the Clark County School District and the Washoe County School  
3 District to carry out a program of Zoom elementary schools during the 2013-2015  
4 biennium to provide a comprehensive package of programs and services for  
5 children who are limited English proficient (now referred to as English learners) or  
6 eligible for such a designation. The other school districts and the State Public  
7 Charter School Authority were also authorized to apply for a grant of money from  
8 the appropriation to provide programs and services to children who were limited  
9 English proficient or eligible for such a designation. (Section 16.2 of chapter 515,  
10 Statutes of Nevada 2013, p. 3418)

11 The 78th Session of the Nevada Legislature continued and expanded the Zoom  
12 schools program to middle schools, junior high schools and high schools in the  
13 Clark County School District and the Washoe County School District for the 2015-  
14 2017 biennium through the enactment of Senate Bill No. 405. (Chapter 335,  
15 Statutes of Nevada 2015, p. 1869) S.B. 405 (2015) also provided certain additional  
16 requirements for the program. **Section 1** of this bill mirrors the provisions of S.B.  
17 390 (2017) and extends the Zoom schools program for the 2019-2021 biennium.  
18 **Section 1** requires the elementary schools, middle schools, junior high schools and  
19 high schools that were identified to operate as Zoom schools for the 2017-2019  
20 biennium to continue to operate as Zoom schools for the 2019-2021 biennium.

21 During the 78th Session of the Nevada Legislature (2015), the Legislature  
22 passed the Victory Schools Act, which provided for the distribution of money  
23 during the 2015-2017 biennium to certain underperforming public schools



24 designated as Victory schools. (Chapter 389, Statutes of Nevada 2015, p. 2197)  
25 During the 79th Session of the Nevada Legislature (2017), the Legislature  
26 continued the program in effect for the 2017-2019 biennium. (Chapter 344, Statutes  
27 of Nevada 2017, p. 2149) **Section 2** of this bill continues the Victory Schools  
28 program for the 2019-2021 biennium.

29 **Section 3.5** of this bill makes an appropriation to the Interim Finance  
30 Committee for allocation to the Department of Education for the costs of desktop  
31 monitoring and school improvement computer software tools and related  
32 implementation costs for personnel, professional development and travel.

33 **Section 3.7** of this bill makes a salary adjustment to a new position within the  
34 Office of the Superintendent of Public Instruction.

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

1 **Section 1.** 1. The elementary schools identified to operate as  
2 Zoom elementary schools by the Board of Trustees of the Clark  
3 County School District and the Board of Trustees of the Washoe  
4 County School District for the 2017-2019 biennium shall continue  
5 to operate as Zoom elementary schools for the 2019-2021 biennium.

6 2. Except as otherwise provided in subsection 3, the Board of  
7 Trustees of the Clark County School District and the Board of  
8 Trustees of the Washoe County School District shall distribute the  
9 money appropriated by the 2019 Legislature to the Account for  
10 Programs for Innovation and the Prevention of Remediation created  
11 by NRS 387.1247 for each Zoom elementary school of those school  
12 districts to:

- 13 (a) Provide prekindergarten programs free of charge;
- 14 (b) Operate reading skills centers;
- 15 (c) Provide professional development for teachers and other  
16 licensed educational personnel regarding effective instructional  
17 practices and strategies for children who are English learners;
- 18 (d) Offer recruitment and retention incentives for the teachers  
19 and other licensed educational personnel who provide any of the  
20 programs and services set forth in this subsection from the list of  
21 incentives prescribed by the State Board of Education pursuant to  
22 subsection 12;
- 23 (e) Engage and involve parents and families of children who are  
24 English learners, including, without limitation, increasing effective,  
25 culturally appropriate communication with and outreach to parents  
26 and families to support the academic achievement of those children;  
27 and
- 28 (f) Provide, free of charge, a summer academy or an intersession  
29 academy for those schools that do not operate on a traditional school  
30 calendar, including, without limitation, the provision of



1 transportation to attend the summer academy or intersession  
2 academy or provide for an extended school day.

3 3. A Zoom elementary school that receives money pursuant to  
4 subsection 2 shall offer each of the programs and services  
5 prescribed in paragraphs (a) and (b) of that subsection, and one of  
6 the programs prescribed in paragraph (f) of that subsection, so the  
7 Zoom elementary school may offer a comprehensive package of  
8 programs and services for pupils who are English learners. A Zoom  
9 elementary school:

10 (a) Shall not use the money for any other purpose or use more  
11 than 5 percent of the money for the purposes described in  
12 paragraphs (c), (d) and (e) of subsection 2; and

13 (b) May only use the money for the purposes described in  
14 paragraphs (c), (d) and (e) of subsection 2 if the board of trustees of  
15 the school district determines that such a use will not negatively  
16 impact the services provided to pupils enrolled in a Zoom  
17 elementary school.

18 4. A reading skills center operated by a Zoom elementary  
19 school must provide:

20 (a) Support at the Zoom elementary school in the assessment of  
21 reading and literacy problems and language acquisition barriers for  
22 pupils;

23 (b) Instructional intervention to enable pupils to overcome such  
24 problems and barriers by the completion of grade 3; and

25 (c) Instructional intervention to enable pupils enrolled in grade 4  
26 or 5 who were not able to overcome such problems and barriers by  
27 the completion of grade 3 to overcome them as soon as practicable.

28 5. The middle schools, junior high schools or high schools  
29 identified to operate as Zoom middle schools, junior high schools or  
30 high schools by the Board of Trustees of the Clark County School  
31 District and the Board of Trustees of the Washoe County School  
32 District for the 2017-2019 biennium shall continue to operate as  
33 Zoom middle schools, junior high schools and high schools, as  
34 applicable, for the 2019-2021 biennium.

35 6. The Clark County School District and the Washoe County  
36 School District shall distribute the money appropriated by the 2019  
37 Legislature to the Account for Programs for Innovation and the  
38 Prevention of Remediation for each Zoom middle school, junior  
39 high school and high school of those school districts to carry out one  
40 or more of the following:

41 (a) Reduce class sizes for pupils who are English learners and  
42 provide English language literacy based classes;

43 (b) Provide direct instructional intervention to each pupil who is  
44 an English learner using the data available from applicable  
45 assessments of that pupil;



1 (c) Provide professional development for teachers and other  
2 licensed educational personnel regarding effective instructional  
3 practices and strategies for pupils who are English learners;

4 (d) Offer recruitment and retention incentives for teachers and  
5 other licensed educational personnel who provide any of the  
6 programs and services set forth in this subsection from the list of  
7 incentives prescribed by the State Board of Education pursuant to  
8 subsection 12;

9 (e) Engage and involve parents and families of pupils who are  
10 English learners, including, without limitation, increasing effective,  
11 culturally appropriate communication with and outreach to parents  
12 and families to support the academic achievement of those pupils;

13 (f) Provide other evidence-based programs and services that are  
14 approved by the Department of Education and that are designed to  
15 meet the specific needs of pupils enrolled in the school who are  
16 English learners;

17 (g) Provide, free of charge, a summer academy or an  
18 intersession academy for those schools that do not operate on a  
19 traditional school calendar, including, without limitation, the  
20 provision of transportation to attend the summer academy or  
21 intersession academy; and

22 (h) Provide for an extended school day.

23 ➤ The Clark County School District and the Washoe County School  
24 District shall not use more than 5 percent of the money for the  
25 purposes described in paragraphs (c), (d) and (e) and may only use  
26 the money for the purposes described in paragraphs (c), (d) and (e)  
27 if the board of trustees of the school district determines that such use  
28 will not negatively impact the services provided to pupils enrolled in  
29 a Zoom middle school, junior high school or high school.

30 7. On or before August 1, 2019, the Clark County School  
31 District and the Washoe County School District shall each provide a  
32 report to the Department of Education which includes:

33 (a) The names of the elementary schools operating as Zoom  
34 schools pursuant to subsection 1 and the plan of each such school  
35 for carrying out the programs and services prescribed by paragraphs  
36 (a) to (f), inclusive, of subsection 2;

37 (b) The names of the middle schools, junior high schools and  
38 high schools operating as Zoom schools pursuant to subsection 5  
39 and the plan of each school for carrying out the programs and  
40 services described in paragraphs (a) to (h), inclusive, of subsection  
41 6; and

42 (c) Evidence of the progress of pupils at each Zoom school, as  
43 measured by common standards and assessments, including, without  
44 limitation, interim assessments identified by the State Board of  
45 Education, if the State Board has identified such assessments.



1 8. From the money appropriated by the 2019 Legislature to the  
2 Account for Programs for Innovation and the Prevention of  
3 Remediation for Zoom schools or charter schools or school districts  
4 other than the Clark County School District or Washoe County  
5 School District, the Department of Education shall provide grants of  
6 money to the sponsors of such charter schools and the school  
7 districts. The sponsor of such a charter school and the board of  
8 trustees of such a school district may submit an application to the  
9 Department on a form prescribed by the Department that includes,  
10 without limitation:

11 (a) The number of pupils in the school district or charter school,  
12 as applicable, who are English learners or eligible for designation as  
13 English learners; and

14 (b) A description of the programs and services the school district  
15 or charter school, as applicable, will provide with a grant of money,  
16 which may include, without limitation:

17 (1) The creation or expansion of high-quality,  
18 developmentally appropriate prekindergarten programs, free of  
19 charge, that will increase enrollment of children who are English  
20 learners;

21 (2) The acquisition and implementation of empirically  
22 proven assessment tools to determine the reading level of pupils  
23 who are English learners and technology-based tools, such as  
24 software, designed to support the learning of pupils who are English  
25 learners;

26 (3) Professional development for teachers and other  
27 educational personnel regarding effective instructional practices and  
28 strategies for children who are English learners;

29 (4) The provision of programs and services for pupils who  
30 are English learners, free of charge, before and after school, during  
31 the summer or intersession for those schools that do not operate on a  
32 traditional school calendar, including, without limitation, the  
33 provision of transportation to attend the summer academy or  
34 intersession academy;

35 (5) Engaging and involving parents and families of children  
36 who are English learners, including, without limitation, increasing  
37 effective, culturally appropriate communication with and outreach  
38 to parents and families to support the academic achievement of  
39 those children;

40 (6) Offering recruitment and retention incentives for the  
41 teachers and other licensed educational personnel who provide any  
42 of the programs and services set forth in this subsection from the list  
43 of incentives prescribed by the State Board of Education pursuant to  
44 subsection 12; and



1 (7) Provide other evidence-based programs and services that  
2 are approved by the Department and that are designed to meet the  
3 specific needs of pupils enrolled in the school who are English  
4 learners.

5 9. The Department of Education shall award grants of money  
6 to school districts and the sponsors of charter schools that submit  
7 applications pursuant to subsection 8 based upon the number of  
8 pupils enrolled in each such school district or charter school, as  
9 applicable, who are English learners or eligible for designation as  
10 English learners, and not on a competitive basis.

11 10. A school district and a sponsor of a charter school that  
12 receives a grant of money pursuant to subsection 8:

13 (a) Shall not use more than 5 percent of the money for the  
14 purposes described in subparagraphs (3), (5) and (6) of paragraph  
15 (b) of subsection 8 and may only use the money for the purposes  
16 described in subparagraphs (3), (5) and (6) of paragraph (b) of  
17 subsection 8 if the board of trustees of the school district or the  
18 governing body of the charter school, as applicable, determines that  
19 such a use would not negatively impact the services provided to  
20 pupils enrolled in the school.

21 (b) Shall provide a report to the Department of Education in the  
22 form prescribed by the Department with the information required for  
23 the Department's report pursuant to subsection 15.

24 11. On or before August 17, 2019, the Department of  
25 Education shall submit a report to the State Board of Education and  
26 the Director of the Legislative Counsel Bureau for transmittal to the  
27 Interim Finance Committee which includes:

28 (a) The information reported by the Clark County School  
29 District and the Washoe County School District pursuant to  
30 subsection 7; and

31 (b) The school districts and charter schools for which a grant of  
32 money is approved pursuant to subsection 9 and the plan of each  
33 such school district and charter school for carrying out programs  
34 and services with the grant money, including, without limitation,  
35 any programs and services described in subparagraphs (1) to (7),  
36 inclusive, of paragraph (b) of subsection 8.

37 12. The State Board of Education shall prescribe:

38 (a) A list of recruitment and retention incentives for the school  
39 districts and the sponsors of charter schools that receive a  
40 distribution of money pursuant to this section to offer to teachers  
41 and other licensed educational personnel pursuant to paragraph (d)  
42 of subsection 2, paragraph (d) of subsection 6 and subparagraph (6)  
43 of paragraph (b) of subsection 8; and

44 (b) Criteria and procedures to notify a school district or a charter  
45 school that receives money pursuant to this section if the school



1 district or charter school is not implementing the programs and  
2 services for which the money was received in accordance with the  
3 applicable requirements of this section or in accordance with the  
4 performance levels prescribed by the State Board pursuant to  
5 subsection 13, including, without limitation, a plan of corrective  
6 action for the school district or charter school to follow to meet the  
7 requirements of this section or the performance levels.

8 13. The State Board of Education shall prescribe statewide  
9 performance levels and outcome indicators to measure the  
10 effectiveness of the programs and services for which money is  
11 received by the school districts and charter schools pursuant to this  
12 section. The performance levels must establish minimum expected  
13 levels of performance on a yearly basis based upon the performance  
14 results of children who participate in the programs and services. The  
15 outcome indicators must be designed to track short-term and long-  
16 term impacts on the progress of children who participate in the  
17 programs and services, including, without limitation:

18 (a) The number of children who participated;

19 (b) The extent to which the children who participated improved  
20 their English language proficiency and literacy levels compared to  
21 other children who are English learners or eligible for such a  
22 designation who did not participate in the programs and services;  
23 and

24 (c) To the extent that a valid comparison may be established, a  
25 comparison of the academic achievement and growth in the subject  
26 areas of English language arts and mathematics of children who  
27 participated in the programs and services to other children who are  
28 English learners or eligible for such a designation who did not  
29 participate in the programs and services.

30 14. The Department of Education shall contract for an  
31 independent evaluation of the effectiveness of the programs and  
32 services offered by each Zoom elementary school pursuant to  
33 subsection 2, each Zoom middle school, junior high school and high  
34 school pursuant to subsection 6 and the programs and services  
35 offered by the other school districts and the charter schools pursuant  
36 to subsection 8.

37 15. The Clark County School District, the Washoe County  
38 School District and the Department of Education shall each prepare  
39 an annual report that includes, without limitation:

40 (a) An identification of the schools that received money from  
41 the School District or a grant of money from the Department, as  
42 applicable.

43 (b) How much money each such school received.

44 (c) A description of the programs or services for which the  
45 money was used by each such school.



1 (d) The number of children who participated in a program or  
2 received services.

3 (e) The average per-child expenditure per program or service  
4 that was funded.

5 (f) For the report prepared by the School Districts, an evaluation  
6 of the effectiveness of such programs and services, including,  
7 without limitation, data regarding the academic and linguistic  
8 achievement and proficiency of children who participated in the  
9 programs or received services.

10 (g) Any recommendations for legislation, including, without  
11 limitation:

12 (1) For the continuation or expansion of programs and  
13 services that are identified as effective in improving the academic  
14 and linguistic achievement and proficiency of children who are  
15 English learners.

16 (2) A plan for transitioning the funding for providing the  
17 programs and services set forth in this section to pupils who are  
18 English learners from categorical funding to a weighted per pupil  
19 formula within the Nevada Plan.

20 (h) For the report prepared by the Department, in addition to the  
21 information reported for paragraphs (a) to (e), inclusive, and  
22 paragraph (g):

23 (1) The results of the independent evaluation required by  
24 subsection 14 of the effectiveness of the programs and services,  
25 including, without limitation, data regarding the academic and  
26 linguistic achievement and proficiency of children who participated  
27 in a program or received a service;

28 (2) Whether a school district or charter school was notified  
29 that it was not implementing the programs and services for which it  
30 received money pursuant to this section in accordance with the  
31 applicable requirements of this section or in accordance with the  
32 performance levels prescribed by the State Board of Education  
33 pursuant to subsection 13 and the status of such a school district or  
34 charter school, if any, in complying with a plan for corrective  
35 action; and

36 (3) Whether each school district or charter school that  
37 received money pursuant to this section met the performance  
38 levels prescribed by the State Board of Education pursuant to  
39 subsection 13.

40 16. The annual report prepared by the Clark County School  
41 District and the Washoe County School District pursuant to  
42 subsection 15 must be submitted to the Department of Education on  
43 or before June 1, 2020, and January 16, 2021, respectively. The  
44 Department shall submit the information reported by those school





1 districts and the information prepared by the Department pursuant to  
2 subsection 15:

3 (a) On or before June 15, 2020, to the State Board of Education  
4 and the Legislative Committee on Education.

5 (b) On or before February 1, 2021, to the State Board of  
6 Education and the Director of the Legislative Counsel Bureau for  
7 transmittal to the 81st Session of the Nevada Legislature.

8 17. The Department of Education may require a Zoom school  
9 or other public school that receives money pursuant to this section to  
10 provide a report to the Department on:

11 (a) The number of vacancies, if any, in full-time licensed  
12 educational personnel at the school;

13 (b) The number of probationary employees, if any, employed at  
14 the school;

15 (c) The number, if any, of persons who are employed at the  
16 school as substitute teachers for 20 consecutive days or more in the  
17 same classroom or assignment and designated as long-term  
18 substitute teachers; and

19 (d) Any other information relating to the personnel at the school  
20 as requested by the Department.

21 18. The money appropriated by the 2019 Legislature to the  
22 Account for Programs for Innovation and the Prevention of  
23 Remediation for Zoom schools must be accounted for separately  
24 from any other money received by school districts or charter schools  
25 of this State and used only for the purposes specified in this section.

26 19. Except as otherwise provided in paragraph (d) of  
27 subsection 2, paragraph (d) of subsection 6 and subparagraph (6) of  
28 paragraph (b) of subsection 8, the money appropriated by the 2019  
29 Legislature to the Account for Programs for Innovation and the  
30 Prevention of Remediation for Zoom schools:

31 (a) May not be used to settle or arbitrate disputes between a  
32 recognized organization representing employees of a school district  
33 and the school district, or to settle any negotiations.

34 (b) May not be used to adjust the district-wide schedules of  
35 salaries and benefits of the employees of a school district.

36 20. Upon request of the Legislative Commission, the Clark  
37 County School District and the Washoe County School District shall  
38 make available to the Legislative Auditor any of the books,  
39 accounts, claims, reports, vouchers or other records of information,  
40 confidential or otherwise, regardless of their form or location, that  
41 the Legislative Auditor deems necessary to conduct an audit of the  
42 use of the money distributed by the 2019 Legislature to the Account  
43 for Programs for Innovation and the Prevention of Remediation for  
44 Zoom schools.

45 21. As used in this section:



1 (a) "English learner" has the meaning ascribed to it in 20 U.S.C.  
2 § 7801(20).

3 (b) "Probationary employee" has the meaning ascribed to it in  
4 NRS 391.650.

5 **Sec. 2.** 1. The Department of Education shall, in consultation  
6 with the board of trustees of a school district, designate a public  
7 school as a Victory school if, relative to other public schools,  
8 including charter schools, that are located in the school district in  
9 which the school is also located:

10 (a) A high percentage of pupils enrolled in the school live in  
11 households that have household incomes that are less than the  
12 federally designated level signifying poverty, based on the most  
13 recent data compiled by the Bureau of the Census of the United  
14 States Department of Commerce; and

15 (b) The school received one of the two lowest possible ratings  
16 indicating underperformance of a public school, as determined by  
17 the Department pursuant to the statewide system of accountability  
18 for public schools, for the immediately preceding school year.

19 ↪ The designation of a public school as a Victory school pursuant  
20 to this subsection must be made in consultation with the board of  
21 trustees of the school district in which the prospective Victory  
22 school is located.

23 2. The Department shall designate each Victory school for the  
24 2019-2020 Fiscal Year on or before June 1, 2019.

25 3. The Department shall transfer money from the Account for  
26 Programs for Innovation and the Prevention of Remediation created  
27 by NRS 387.1247 to each school district in which a Victory school  
28 is designated and each sponsor of a charter school that is designated  
29 as a Victory school on a per pupil basis. The amount distributed per  
30 pupil must be determined by dividing the amount of money  
31 appropriated to the Account by the 2019 Legislature for Victory  
32 schools by the total number of pupils who are enrolled in Victory  
33 schools statewide. After receiving money from the Account  
34 pursuant to this subsection:

35 (a) A school district shall distribute the money to each Victory  
36 school in the school district on a per pupil basis.

37 (b) A sponsor of a charter school shall distribute the money to  
38 each Victory school that it sponsors on a per pupil basis.

39 4. The board of trustees of each school district in which a  
40 Victory school is located and the governing body of each charter  
41 school that is designated as a Victory school shall, as soon as  
42 practicable after the school is designated as a Victory school,  
43 conduct an assessment of the needs of pupils that attend the school.  
44 The assessment must include soliciting input from the community  
45 served by the Victory school and identify any barriers to improving



1 pupil achievement and school performance and strategies to meet  
2 the needs of pupils at the school.

3 5. Except as otherwise provided in subsection 7, on or before  
4 August 15, 2019, the board of trustees of each school district in  
5 which a Victory school is designated for the 2019-2020 Fiscal Year  
6 and the governing body of each charter school that is designated as a  
7 Victory school for the 2019-2020 Fiscal Year shall submit to the  
8 Department a comprehensive plan for meeting the educational needs  
9 of pupils enrolled in each Victory school. The board of trustees of  
10 each school district in which a Victory school is designated and the  
11 governing body of each charter school that is designated as a  
12 Victory school shall select at least one person who is familiar with  
13 the public schools in the school district or with the charter school,  
14 respectively, to assist with the development of the plan. The plan  
15 must:

16 (a) Include appropriate means to determine the effectiveness of  
17 the plan;

18 (b) Be based on the assessment of the needs of the pupils who  
19 attend the school conducted pursuant to subsection 4;

20 (c) Analyze available data concerning pupil achievement and  
21 school performance, including, without limitation, data collected  
22 and maintained in the statewide system of accountability for public  
23 schools and other pupil achievement data collected and maintained  
24 by the school district or charter school;

25 (d) Include a description of the criteria used to select entities to  
26 provide programs and services to pupils enrolled in the Victory  
27 school;

28 (e) Include a description of the manner in which the school  
29 district or governing body will collaborate with selected entities so  
30 that academic programs and services and nonacademic programs  
31 and services, including, without limitation, transportation services,  
32 may be offered without charge to support pupils and their families  
33 within the region in which the school is located;

34 (f) Take into account the number and types of pupils who attend  
35 the school and the locations where such pupils reside;

36 (g) Provide for the coordination of the existing or planned  
37 engagement of other persons who provide services in the region in  
38 which the school is located;

39 (h) Coordinate all funding available to each school that is  
40 subject to the plan;

41 (i) Provide for the coordination of all available resources to each  
42 school that is subject to the plan, including, without limitation,  
43 instructional materials and textbooks;



1 (j) Identify, for each school or group of schools subject to the  
2 plan, which of the measures described in subsection 8 will be  
3 implemented; and

4 (k) Identify the person or persons selected pursuant to this  
5 subsection who assisted with the development of the plan.

6 6. The Department shall review each plan submitted pursuant  
7 to subsection 5 to determine whether, or the extent to which, the  
8 plan complies with the requirements of this section and either  
9 approve or request revisions to the plan.

10 7. If the board of trustees of a school district in which a Victory  
11 school is designated or the governing body of a charter school that is  
12 designated as a Victory school does not submit a comprehensive  
13 plan for meeting the educational needs of pupils enrolled in each  
14 Victory school on or before August 15, 2019, as required pursuant  
15 to subsection 5, the board of trustees of the school district or the  
16 governing body of the charter school, as applicable, may submit to  
17 the Department a letter of intent to meet the educational needs of  
18 pupils enrolled in each Victory school. The letter must include,  
19 without limitation:

20 (a) An initial assessment of the needs of the pupils who attend  
21 the school which is conducted pursuant to subsection 4;

22 (b) An analysis of available data concerning pupil achievement  
23 and school performance, including, without limitation, data  
24 collected and maintained in the statewide system of accountability  
25 for public schools and data collected and maintained by the school  
26 district or charter school; and

27 (c) A summary of activities that the board of trustees or  
28 governing body, as applicable, will take to ensure completion of the  
29 comprehensive plan required pursuant to subsection 5 by not later  
30 than September 15, 2019.

31 8. A Victory school shall use the majority of the money  
32 distributed pursuant to subsection 3 to provide one or more of the  
33 following:

34 (a) A prekindergarten program free of charge, if such a program  
35 is not paid for by another grant.

36 (b) A summer academy or other instruction for pupils free of  
37 charge at times during the year when school is not in session.

38 (c) Additional instruction or other learning opportunities free of  
39 charge at times of day when school is not in session.

40 (d) Professional development for teachers and other educational  
41 personnel concerning instructional practices and strategies that have  
42 proven to be an effective means to increase pupil achievement in  
43 populations of pupils similar to those served by the school.

44 (e) Incentives for hiring and retaining teachers and other  
45 licensed educational personnel who provide any of the programs or



1 services set forth in this subsection from the list prescribed by the  
2 State Board of Education pursuant to subsection 14.

3 (f) Employment of paraprofessionals, other educational  
4 personnel and other persons who provide any of the programs or  
5 services set forth in this subsection.

6 (g) Reading skills centers.

7 (h) Integrated student supports, wrap-around services and  
8 evidence-based programs designed to meet the needs of pupils who  
9 attend the school, as determined using the assessment conducted  
10 pursuant to subsection 4.

11 9. A Victory school may use any money distributed pursuant to  
12 subsection 3 that is not used for the purposes described in  
13 subsection 8 to:

14 (a) Provide evidence-based social, psychological or health care  
15 services to pupils and their families;

16 (b) Provide programs and services designed to engage parents  
17 and families;

18 (c) Provide programs to improve school climate and culture;

19 (d) If the Victory school is a high school, provide additional  
20 instruction or other learning opportunities for pupils and  
21 professional development for teachers at an elementary school,  
22 middle school or junior high school that is located within the zone  
23 of attendance of the high school and is not also designated as a  
24 Victory school; or

25 (e) Any combination thereof.

26 10. A Victory school shall not use any money distributed  
27 pursuant to subsection 3 for a purpose not described in subsection 8  
28 or 9.

29 11. Any programs offered at a Victory school pursuant to  
30 subsection 8 or 9 must:

31 (a) Except as otherwise provided in paragraph (d) of subsection  
32 9, be designed to meet the needs of pupils at the school, as  
33 determined using the assessment conducted pursuant to subsection 4  
34 and to improve pupil achievement and school performance, as  
35 determined using the measures prescribed by the State Board of  
36 Education; and

37 (b) Be based on scientific research concerning effective  
38 practices to increase the achievement of pupils who live in poverty.

39 12. Each plan to improve the achievement of pupils enrolled in  
40 a Victory school that is prepared by the principal of the school  
41 pursuant to NRS 385A.650 must describe how the school will use  
42 the money distributed pursuant to subsection 3 to meet the needs of  
43 pupils who attend the school, as determined using the assessment  
44 described in subsection 4 and the requirements of this section.



1 13. The Department shall contract with an independent  
2 evaluator to evaluate the effectiveness of programs and services  
3 provided pursuant to this section. The evaluation must include,  
4 without limitation, consideration of the achievement of pupils who  
5 have participated in such programs and received such services.  
6 When complete, the evaluation must be provided  
7 contemporaneously to the Department and the Legislative  
8 Committee on Education.

9 14. The State Board of Education shall prescribe a list of  
10 recruitment and retention incentives that are available to the school  
11 districts and sponsors of charter schools that receive a distribution of  
12 money pursuant to this section to offer to teachers and other licensed  
13 educational personnel.

14 15. The State Board shall require a Victory school to take  
15 corrective action if pupil achievement and school performance at the  
16 school are unsatisfactory, as determined by the State Board. If  
17 unsatisfactory pupil achievement and school performance continue,  
18 the State Board may direct the Department to withhold any  
19 additional money that would otherwise be distributed pursuant to  
20 this section.

21 16. On or before November 30, 2020, and November 30, 2021,  
22 the board of trustees of each school district in which a Victory  
23 school is designated and the governing body of each charter school  
24 that is designated as a Victory school shall submit to the Department  
25 and to the Legislative Committee on Education a report, which must  
26 include, without limitation:

27 (a) An identification of schools to which money was distributed  
28 pursuant to subsection 3 for the previous fiscal year;

29 (b) The amount of money distributed to each such school;

30 (c) A description of the programs or services for which the  
31 money was used;

32 (d) The number of pupils who participated in such programs or  
33 received such services;

34 (e) The average expenditure per pupil for each program or  
35 service that was funded; and

36 (f) Recommendations concerning the manner in which the  
37 average expenditure per pupil reported pursuant to paragraph (e)  
38 may be used to determine formulas for allocating money from the  
39 State Distributive School Account in the State General Fund.

40 17. The Legislative Committee on Education shall consider the  
41 evaluations of the independent evaluator received pursuant to  
42 subsection 13 and the reports received pursuant to subsection 16 and  
43 advise the State Board regarding any action the Committee  
44 determines appropriate for the State Board to take based upon that  
45 information. The Committee shall also make any recommendations



1 it deems appropriate concerning Victory schools to the next regular  
2 session of the Legislature which may include, without limitation,  
3 recommendations for legislation.

4 18. The money distributed pursuant to subsection 3:

5 (a) Must be accounted for separately from any other money  
6 received by Victory schools and used only for the purposes  
7 specified in this section;

8 (b) May not be used to settle or arbitrate disputes between a  
9 recognized organization representing employees of a school district  
10 or the governing body of a charter school and the school district or  
11 governing body or to settle any negotiations; and

12 (c) May not be used to adjust the district-wide schedules of  
13 salaries and benefits of the employees of a school district.

14 19. Upon request of the Legislative Commission, a Victory  
15 school to which money is distributed pursuant to subsection 3 shall  
16 make available to the Legislative Auditor any of the books,  
17 accounts, claims, reports, vouchers or other records of information,  
18 confidential or otherwise, regardless of their form or location, that  
19 the Legislative Auditor deems necessary to conduct an audit of the  
20 use of such money.

21 20. As used in this section:

22 (a) "Community" includes any person or governmental entity  
23 who resides or has a significant presence in the geographic area in  
24 which a school is located or who interacts with pupils and personnel  
25 at a school, and may include, without limitation, parents, businesses,  
26 nonprofit organizations, faith-based organizations, community  
27 groups, teachers, administrators and governmental entities.

28 (b) "Integrated student supports" means supports developed,  
29 secured or coordinated by a school to promote the academic success  
30 of pupils enrolled in the school by targeting academic and  
31 nonacademic barriers to pupil achievement.

32 (c) "Victory school" means a school that is so designated by the  
33 Department pursuant to subsection 1.

34 (d) "Wrap-around services" means supplemental services  
35 provided to a pupil with special needs or the family of such a pupil  
36 that are not otherwise covered by any federal or state program of  
37 assistance.

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

39 **Sec. 3.5.** 1. There is hereby appropriated from the State  
40 General Fund to the Interim Finance Committee for allocation to the  
41 Department of Education the sum of \$900,000 for the costs of  
42 desktop monitoring and school improvement computer software  
43 tools and related implementation costs for personnel, professional  
44 development and travel.



1 2. Any remaining balance of the appropriation made by  
2 subsection 1 must not be committed for expenditure after June 30,  
3 2021, by the entity to which the appropriation is made or any entity  
4 to which money from the appropriation is granted or otherwise  
5 transferred in any manner, and any portion of the appropriated  
6 money remaining must not be spent for any purpose after  
7 September 17, 2021, by either the entity to which the money was  
8 appropriated or the entity to which the money was subsequently  
9 granted or transferred, and must be reverted to the State General  
10 Fund on or before September 17, 2021.

11 **Sec. 3.7.** The salary provided for the new position of Chief  
12 Strategy Officer in the Office of the Superintendent of Public  
13 Instruction in the Department of Education is hereby adjusted from  
14 \$95,931 to \$101,847.

15 **Sec. 4.** The provisions of subsection 1 of NRS 218D.380 do  
16 not apply to any provision of this act which adds or revises a  
17 requirement to submit a report to the Legislature.

18 **Sec. 5.** 1. This act becomes effective upon passage and  
19 approval.

20 2. Sections 1, 2 and 4 of this act expire by limitation on  
21 June 30, 2021.

