Draft Regulation to Reorganize
the Clark County School District

Section 1. Chapter 388G of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 26, inclusive, of this regulation.

Sec. 2. ***As used in sections 2 to 26, inclusive, of this regulation, unless the context otherwise requires, the words and terms defined in sections 3 to 10, inclusive, of this regulation have the meanings ascribed to them in those sections.***

Sec. 3. ***"Board of Trustees" means the Board of Trustees of the Clark County School District.***

Sec. 4. ***"Central Services" means the administrative staff of the School District which provide services to the schools in the School District.***

Sec. 5. ***"Department" means the Nevada Department of Education.***

Sec. 6. ***"Local school precinct" means a school which is deemed to be a local school precinct pursuant to section 11 of this regulation.***

Sec. 7. ***"Plan of operation" means a plan of operation for a local school precinct which is approved pursuant to section 24 of this regulation.***

Sec. 8. ***"School associate superintendent" means a person assigned by the Superintendent to oversee the operation of designated local school precincts pursuant to section 17 of this regulation.***

Sec. 9. ***"School District" means the Clark County School District.***

Sec. 10. ***"Superintendent" means the Superintendent of the Clark County School District.***

Sec. 11. ***1. Each school within the School District, other than a charter school or university school for profoundly gifted pupils, shall be deemed a local school precinct.***

2. A local school precinct must be operated under site-based decision making which aligns each local school precinct with the services to be provided to that school by the School District through its Central Services.

3. This section does not authorize a local school precinct to change, grant a waiver or in any way affect any zone of attendance which has been established pursuant to NRS 388.040.

Sec. 12. ***1. Except as otherwise provided in this section, the Superintendent shall transfer responsibilities to each local school precinct in accordance with the plan of operation approved for the local school precinct.***

2. The responsibilities that must be transferred to each local school precinct include, without limitation, the responsibility for:

(a) Selecting the staff for the local school precinct , including, without limitation, the selection of:

(1) Teachers;

(2) Administrators other than the principal; and

(3) Other staff;

(b) The purchase of equipment, services and supplies for the local school precinct;

(c) Developing a balanced budget for the local school precinct for the use of the money allocated to the local school precinct and which must include the manner in which to expend any money not used for the purposes described in paragraphs (a) and (b); and

(d) Any other responsibility designated by the Superintendent.

3. The School District must remain responsible for negotiating the salaries, benefits and other conditions of employment of administrators, teachers and other staff necessary for the operation of the local school precinct.

4. On or before January 15 of each year, the Superintendent shall determine any additional responsibilities not listed in subsection 2 to be transferred to each local school precinct.

Sec. 13. *1. On or before January 15 of each year, the Superintendent shall establish and make public:*

(a) The average unit cost for each type of employee employed by a local school precinct, including, without limitation, a separate average unit cost for teachers and substitute teachers.

(b) A list of equipment, services and supplies that a local school precinct may obtain from the School District using the money allocated to the local school precinct and the cost for such equipment, services and supplies. The cost of such equipment, services and supplies must not exceed the actual cost to the School District to provide the equipment, services and supplies to the local school precincts.

2. A local school precinct is not required to purchase equipment, services and supplies from the School District.

3. Each local school precinct must carry forward in its budget to the next school year any unexpended money allocated to the local school precinct. The School District must account for any such amount that is carried forward as a restricted fund balance. If the local school precinct has a deficit in its budget the deficit must be carried forward to the next school

year and reduces the amount available in the budget of the local school precinct in the next school year.

Sec. 14. ***1. On or before January 15 of each year, the Superintendent shall establish for the next school year:***

(a) The anticipated total funding per pupil to be received by the School District from all sources and the total of that amount that are unrestricted funds.

(b) The anticipated percentage of the amount determined pursuant to subsection 1 to be unrestricted funds that will be allocated to the local school precincts which must equal not less than 85 percent of the total unrestricted funds received by the School District from all sources.

(c) The anticipated amount of categorical funding to be received by the School District and whether such funding is restricted in a manner that prohibits the School District from including that categorical funding in the amount of funding per pupil that is allocated to the local school precincts.

(d) The total anticipated amount that will be allocated to each local school precinct as determined pursuant to section 15 of this regulation.

(e) The responsibilities for local school precincts which will remain with Central Services and the responsibilities that will be carried out by the local school precincts.

2. The Superintendent shall post the information established pursuant to subsection 1 on the Internet website of the School District.

Sec. 15. ***1. The amount of money allocated to a local school precinct by the School District must be determined on a per pupil basis by assigning a category to each pupil and assigning weights to each category in a manner that provides a greater amount of funding for***

each pupil that belongs to certain designated categories. Except as otherwise provided in subsection 2, the categories for which a greater weight must be assigned must include, without limitation:

(a) Pupils who live in a household with a household income that is less than the federally designated level signifying poverty, based on the most recent data compiled by the Bureau of the Census of the United States Department of Commerce;

(b) Pupils who are limited English proficient;

(c) Pupils with disabilities; and

(d) Gifted and talented pupils.

2. To establish the weight for each category of pupil as required pursuant to subsection 1, the School District shall apply the same weights and distribution of weights established by the Department for the state funding formula if such weights have been established. If no such weights have been established or if the School District wishes to apply a different weight to any category or a different distribution of weights, the School District must submit the proposed weights, distribution of weights or a request for a variance to use a different weight or distribution of weights to the Department for approval.

3. Upon receipt of the proposed weights, distribution of weights or a request for a variance pursuant to subsection 2, the Department must review the proposed weights, distribution of weights or request for a variance and inform the School District whether it approves the proposed weights, distribution of weights or request within 30 days. Once approved, the weights assigned for each category of pupil and the distribution of weights must be posted on the Internet website of the School District.

4. As used in this section, "distribution of weights" means the manner in which it is determined which weight or weights to apply to a pupil who may qualify for more than one category for which a weight is assigned.

Sec. 16. *1. On or before January 15 of each year, the Superintendent shall inform each local school precinct of the anticipated amount of money that will be allocated to the local school precinct for the next school year based upon the number of pupils in each category who attend the local school precinct after applying the appropriate weight to each category of pupil as determined pursuant to section 15 of this regulation.*

2. Except as otherwise provided in subsections 3 and 4, the number and category of pupils must be determined based upon the report of the pupils attending each school for the previous calendar quarter pursuant to NRS 387.1223.

3. If an additional local school precinct is added in the School District, for the purpose of determining the first allocation for the new local school precinct, the School District must estimate the number of pupils in each category who will attend the new local school precinct and the effect on any existing local school precinct. If the opening of a new local school precinct is anticipated to reduce the number of pupils who will attend another local school precinct, the number of pupils must be adjusted accordingly.

4. The anticipated amount of the allocation of money to each local school precinct for the next school year must be adjusted at the end of the school year to reflect the actual number of pupils in each category who attended the local school precinct.

Sec. 17. *1. The Superintendent shall assign a school associate superintendent to oversee each local school precinct. Each school associate superintendent must not be assigned to oversee more than 25 local school precincts.*

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

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

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

(c) Carry out any other duties assigned by the Superintendent.

3. The school associate superintendent must be held accountable for all aspects of the performance of the local school precinct. As used in this subsection, "performance" means the overall operation of the local school precinct as measured by the satisfaction of parents and guardians of pupils and teachers, administrators and other staff of the local school precinct as determined by the surveys administered pursuant to section 25 of this regulation.

Sec. 18. *The Board of Trustees may accept gifts, grants and donations from any sources for the support of local school precincts and the School District in carrying out the provisions of sections 2 to 26, inclusive, of this regulation.*

Sec. 19. *1. The principal of a local school precinct shall:*

(a) Establish an organizational team for the local school precinct consisting of the members described in section 20 of this regulation on or before October 1 of each school year;

(b) Develop the plan of operation for the local school precinct for the next school year with the assistance and advice of the organizational team; and

(c) Submit the plan of operation for the local school precinct to the school associate superintendent for approval.

2. The principal of the local school precinct shall select staff for the local school precinct as necessary to carry out the plan of operation from a list provided by the School District.

3. The plan of operation for the local school precinct must include, without limitation:

(a) Any plan to improve the achievement of pupils enrolled in the school that is required to be prepared for the school pursuant to NRS 385A.650; and

(b) A balanced budget which itemizes the manner in which the local school precinct will use the money allocated to the local school precinct.

4. The budget included in the plan of operation for the local school precinct pursuant to subsection 3 must be based upon the average unit cost for each type of employee of the local school precinct established pursuant to paragraph (a) of subsection 1 of section 13 of this regulation, the actual cost for the purchase of equipment, services and supplies for the local school precinct and the actual cost of any other item included in the budget of the local school precinct.

5. Before approving a plan of operation for a local school precinct, the principal shall present the plan at a public meeting held at the school to which the plan applies.

6. When the plan of operation for the local school precinct is finalized by the principal, the principal must submit the plan to the school associate superintendent for approval.

Sec. 20. *1. The organizational team for a local school precinct established pursuant to section 19 of this regulation must consist of:*

(a) The principal of the local school precinct who shall serve as a nonvoting advisory member.

(b) At least two but not more than four members in each of the following categories as determined by the principal and in an equal number in each category:

(1) Teachers or other licensed educational personnel who are selected by a vote of the teachers and other licensed educational personnel at the local school precinct and at least half of whom are members of the association representing teachers and other licensed educational personnel. The association shall establish the process for nominating and electing these members which must allow all teachers and other licensed educational personnel an opportunity to participate and be selected regardless of whether the teachers or other licensed educational personnel are members of the association.

(2) Employees of the local school precinct, other than teachers and other licensed educational personnel, who are selected by a vote of all such employees of the school and at least half of whom are members of an organization that represents those employees. The association shall establish the process for nominating and electing these members which must allow any eligible employee an opportunity to participate regardless of whether the employee is a member of the association.

(3) Parents or legal guardians of children who attend the local school precinct who are selected by a vote of all parents and legal guardians of children who attend the local school precinct. A parent or legal guardian who is a teacher or other licensed educational personnel or employee of the school may not be selected as a member pursuant to this subparagraph, but may be selected to serve as a member of the organizational team pursuant to subparagraph (1) or (2) of this paragraph, as applicable. The association of parents for the

school, if there is one, must establish the process for nominating and selecting these members. If no such association exists, the principal of the local school precinct must inform all parents and guardians of the opportunity to serve on the organizational team and provide the parents and guardians with information about the responsibilities associated with serving as a member of the team, the manner in which to submit a name to be included on a ballot, the date on which a vote will be taken, and any other relevant information. The principal must post such information on the Internet website of the local school precinct and provide the information to the Superintendent who shall post the information on the Internet website of the School District.

(c) One student who is a pupil that attends the local school precinct and who is selected by a vote of all of the pupils at the school. Any pupil who attends the school may request to be placed on the ballot to be selected to serve as a member. A teacher or administrator of the local school precinct may nominate a pupil but the pupil may only be placed on the ballot if the pupil agrees to have his or her name placed on the ballot. The principal of the school shall cause a vote to be taken of the entire student body through secret ballot to select the student member. The member selected pursuant to this paragraph has the same rights and privileges as any other member of the organizational team.

2. The principal of a school shall assist as necessary with establishing the process for nominating and selecting the members described in subsection 1.

3. A person who receives the highest number of votes must be appointed to the organizational team regardless of the total number of votes cast for the position.

Sec. 21. ***1. Upon the establishment of an organizational team pursuant to section 19 of this regulation, the principal of the local school precinct shall schedule the first meeting***

of the team and act as chair of the team until a chair is selected. The first item of business for the organizational team shall be to select a chair and a vice chair from among its members.

2. Each member of the organizational team shall serve until October 1 of the year following his or her selection and may serve additional terms.

3. If a vacancy occurs in the membership of the organizational team, a new member must be selected in the same manner as the original appointment.

4. Each member of the organizational team serves without compensation of any kind.

Sec. 22. *An organizational team established pursuant to section 19 of this regulation shall:*

1. Provide assistance and advice to the principal of the local school precinct regarding the development of the plan of operation for the local school precinct;

2. Provide continued assistance and advice to the principal in carrying out the plan of operation for the local school precinct; and

3. Upon notice from the school associate superintendent that a new principal will be selected for the local school precinct, establish a list of qualifications that the organizational team determines are desirable for the principal who will be selected and submit the list to the school associate superintendent.

Sec. 23. *1. If an organizational team established pursuant to section 19 of this regulation objects to any part of the plan of operation for the local school precinct that is submitted by the principal for approval pursuant to section 19 of this regulation, the organizational team may submit a request to the school associate superintendent to consider revising the plan in accordance with the recommendations of the organizational team.*

2. If the school associate superintendent receives a request pursuant to subsection 1, the school associate superintendent must consider the recommendations of the organizational team and provide a written response to the organizational team upon making a final determination about the plan of operation for the local school precinct.

3. If the school associate superintendent:

(a) Agrees with the recommendations of the organizational team, the school associate superintendent must work with the principal of the local school precinct to revise the plan of operation.

(b) Does not agree with the recommendations of the organizational team, the school associate superintendent must inform the organizational team and submit the plan of operation for approval by the Superintendent pursuant to section 24 of this regulation.

4. If the school associate superintendent does not agree with the recommendations of the organizational team, the organizational team may appeal the decision of the school associate superintendent to the Superintendent. The Superintendent must consider such an appeal within 30 days after receipt of the appeal. The decision of the Superintendent is final and not subject to any further appeal or judicial review.

Sec. 24. ***1. Upon approval of a plan of operation for a local school precinct by the school associate superintendent pursuant to section 23 of this regulation, the school associate superintendent shall submit the plan of operation to the Superintendent for approval. The Superintendent must review the plan of operation and notify the school associate superintendent within 5 working days after receipt whether the plan of operation has been approved.***

2. If the Superintendent:

(a) Approves the plan of operation for a local school precinct, the Superintendent shall notify the school associate superintendent and cause the plan of operation to be posted on the Internet website for the School District and on the Internet website of the local school precinct.

(b) Does not approve the plan of operation for a local school precinct, the Superintendent shall notify the school associate superintendent of the reasons for not approving the plan. The associate school superintendent must work with the Superintendent, the principal of the local school precinct and the organizational team of the local school precinct, as appropriate, to revise and resubmit the plan of operation within 30 days.

Sec. 25. ***1. On or before May 1 of each year, the Superintendent shall cause a survey to be administered to all persons involved with the local school precincts to measure their satisfaction with the local school precincts. A survey must be administered to each:***

(a) Employee of each local school precinct by classification of employee. Such classifications must include, without limitation, principals, vice principals and other administrative staff, teachers, custodians, counselors and school nurses.

(b) Pupil who attends a local school precinct.

(c) Parent or legal guardian of a pupil who attends a school that is operated as a local school precinct.

2. On or before May 1 of each year, the Superintendent shall cause surveys to be administered to the employees of Central Services. Such surveys must be administered to each employee by classification of employee within each department or other organizational unit of Central Services to measure the satisfaction of the employees concerning, without limitation,

their ability to serve the local school precincts, provide services in a timely manner and provide quality services to the local school precincts as well as any other measures.

3. A summary of the results of the surveys administered pursuant to this section must be posted on the Internet website of the School District before the commencement of the next school year.

Sec. 26. ***1. On or before July 1 of each year, the Superintendent shall prepare a report with information from the school year before the immediately preceding school year which includes, without limitation:***

(a) A summary of the responsibilities that were transferred to the local school precincts pursuant to section 12 of this regulation;

(b) A summary of the results of the surveys administered pursuant to section 25 of this regulation;

(c) An assessment of the performance of the local school precincts based upon specific measures of achievement which are established by the Superintendent by January 1 of the preceding school year;

(d) An assessment of the effectiveness of operating schools and the School District in the manner set forth in sections 2 to 26, inclusive, of this regulation; and

(e) Any recommendations for legislation to improve the operation of the School District in the manner set forth in sections 2 to 26, inclusive, of the regulation.

2. The Superintendent shall forward the report prepared pursuant to subsection 1 to the:

(a) Governor;

(b) Department; and

(c) The Director of the Legislative Counsel Bureau for transmittal to the members of the Nevada Legislature.

Sec. 27. Any cost incurred by the Clark County School District to carry out the provisions of sections 2 to 26, inclusive, of this regulation must be paid for through the redistribution of existing money of the School District including through savings realized from the reorganization described in sections 2 to 26, inclusive, of this regulation.