

SENATE BILL NO. 205—COMMITTEE ON EDUCATION

(ON BEHALF OF THE LEGISLATIVE COMMITTEE
ON EDUCATION)

MARCH 3, 2015

Referred to Committee on Education

SUMMARY—Revises provisions relating to plans to be used by a school in responding to a crisis or emergency. (BDR 34-404)

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 schools; requiring the Department of Education to develop a model plan for the management of a crisis or emergency that involves a public or private school; requiring plans for responding to a crisis or emergency in public schools, charter schools and private schools to include the plans, procedures and information included in the model plan developed by the Department; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

- 1 Existing law requires the State Board of Education to develop a plan for the
- 2 management of a crisis or an emergency that involves a public or private school.
- 3 (NRS 392.640) **Section 3** of this bill instead requires the Department of Education
- 4 to develop a model plan for the management of a crisis or an emergency that
- 5 involves a public school or private school. **Section 3** requires this model plan to
- 6 include certain procedures, plans and information.
- 7 Existing law requires the board of trustees of each school district or the
- 8 governing body of a charter school or private school to establish a development
- 9 committee to develop a plan to be used by a school in responding to a crisis or an
- 10 emergency. (NRS 392.616, 392.620, 394.1685, 394.1687) **Sections 1 and 7** of this
- 11 bill require such plans to include, without limitation, the plans, procedures and
- 12 information included in the model plan developed by the Department.
- 13 Existing law requires each development committee to: (1) review and update
- 14 the plan it developed for the management of a crisis or an emergency; (2) post a
- 15 notice of the completion of such a review at each school; and (3) provide a copy of
- 16 the plan to the State Board. (NRS 392.624, 394.1688) **Sections 2 and 8** of this bill



17 remove the requirement that a development committee provide a copy of each plan
18 to the State Board and instead requires each committee to file a copy of the notice
19 of completion of its review with the Department. **Sections 4-6** of this bill make
20 conforming changes to refer to the model plan developed by the Department.

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

1 **Section 1.** NRS 392.620 is hereby amended to read as follows:

2 392.620 1. Each development committee established by the
3 board of trustees of a school district shall develop one plan to be
4 used by all the public schools other than the charter schools in the
5 school district in responding to a crisis or an emergency. Each
6 development committee established by the governing body of a
7 charter school shall develop a plan to be used by the charter school
8 in responding to a crisis or an emergency. Each development
9 committee shall, when developing the plan, consult with:

10 (a) The local social service agencies and local law enforcement
11 agencies in the county in which its school district or charter school
12 is located.

13 (b) The director of the local organization for emergency
14 management or, if there is no local organization for
15 emergency management, with the Chief of the Division of
16 Emergency Management of the Department of Public Safety or his
17 or her designee.

18 2. The plan developed pursuant to subsection 1 must include,
19 without limitation : ~~[, a procedure for:]~~

20 (a) ~~[Assisting persons within a school in the school district or~~
21 ~~the charter school to communicate with each other;~~

22 ~~—(b) Assisting persons within a school in the school district or the~~
23 ~~charter school to communicate with persons located outside the~~
24 ~~school, including, without limitation, relatives of pupils and~~
25 ~~relatives of employees of the school, the news media and persons~~
26 ~~from local, state or federal agencies that are responding to a crisis or~~
27 ~~an emergency;~~

28 ~~—(c) Immediately]~~ *The plans, procedures and information*
29 *included in the model plan developed by the Department pursuant*
30 *to NRS 392.640;*

31 (b) *A procedure for* responding to a crisis or an emergency and
32 for responding during the period after a crisis or an emergency has
33 concluded, including, without limitation, a crisis or an emergency
34 that results in immediate physical harm to a pupil or employee of a
35 school in the school district or the charter school;

36 ~~[(d) Assisting pupils of a school in the school district or the~~
37 ~~charter school, employees of the school and relatives of such pupils~~



~~and employees to move safely within and away from the school, including, without limitation, a procedure for evacuating the school and a procedure for securing the school; and~~

~~—(e) Enforcing} and~~

(c) A procedure for enforcing discipline within a school in the school district or the charter school and for obtaining and maintaining a safe and orderly environment during a crisis or an emergency.

3. Each development committee shall provide a copy of the plan that it develops pursuant to this section to the board of trustees of the school district that established the committee or the governing body of the charter school that established the committee.

4. Except as otherwise provided in NRS 392.632 and 392.636, each public school, including, without limitation, each charter school, must comply with the plan developed for it pursuant to this section.

Sec. 2. NRS 392.624 is hereby amended to read as follows:

392.624 1. Each development committee shall, at least once each year, review and update as appropriate the plan that it developed pursuant to NRS 392.620. In reviewing and updating the plan, the development committee shall consult with the director of the local organization for emergency management or, if there is no local organization for emergency management, with the Chief of the Division of Emergency Management of the Department of Public Safety or his or her designee.

2. Each development committee shall provide an updated copy of the plan to the board of trustees of the school district that established the committee or the governing body of the charter school that established the committee.

3. The board of trustees of each school district and the governing body of each charter school shall:

(a) Post a notice of the completion of each review and update that its development committee performs pursuant to subsection 1 at each school in its school district or at its charter school;

(b) File with the Department a copy of the notice provided pursuant to paragraph (a);

(c) Post a copy of NRS 392.600 to 392.656, inclusive, at each school in its school district or at its charter school;

~~[(e)] (d)~~ Retain a copy of each plan developed pursuant to NRS 392.620, each plan updated pursuant to subsection 1 and each deviation approved pursuant to NRS 392.636;

~~[(d)] (e)~~ Provide a copy of each plan developed pursuant to NRS 392.620 and each plan updated pursuant to subsection 1 to:



1 (1) ~~The State Board;~~
2 — (2) Each local law enforcement agency in the county in
3 which the school district or charter school is located;

4 ~~(3)~~ (2) The Division of Emergency Management of the
5 Department of Public Safety; and

6 ~~(4)~~ (3) The local organization for emergency management,
7 if any;

8 ~~(e)~~ (f) Upon request, provide a copy of each plan developed
9 pursuant to NRS 392.620 and each plan updated pursuant to
10 subsection 1 to a local agency that is included in the plan and to an
11 employee of a school who is included in the plan;

12 ~~(f)~~ (g) Upon request, provide a copy of each deviation
13 approved pursuant to NRS 392.636 to:

14 (1) The ~~State Board;~~ *Department;*

15 (2) A local law enforcement agency in the county in which
16 the school district or charter school is located;

17 (3) The Division of Emergency Management of the
18 Department of Public Safety;

19 (4) The local organization for emergency management, if
20 any;

21 (5) A local agency that is included in the plan; and

22 (6) An employee of a school who is included in the plan; and

23 ~~(g)~~ (h) At least once each year, provide training in responding
24 to a crisis and training in responding to an emergency to each
25 employee of the school district or of the charter school, including,
26 without limitation, training concerning drills for evacuating and
27 securing schools.

28 4. The board of trustees of each school district and the
29 governing body of each charter school may apply for and accept
30 gifts, grants and contributions from any public or private source to
31 carry out the provisions of NRS 392.600 to 392.656, inclusive.

32 **Sec. 3.** NRS 392.640 is hereby amended to read as follows:

33 392.640 1. The ~~State Board~~ *Department* shall, with
34 assistance from other state agencies, including, without limitation,
35 the Division of Emergency Management, the Investigation Division,
36 and the Nevada Highway Patrol Division of the Department of
37 Public Safety, develop a *model* plan for the management of a crisis
38 or an emergency that involves a public school, including, without
39 limitation, a charter school, or a private school and that requires
40 immediate action. The *model* plan must include, without limitation,
41 a procedure for ~~coordinating~~ :

42 (a) *Coordinating* the resources of local, state and federal
43 agencies, officers and employees, as appropriate ~~;~~ ;

44 (b) *Accounting for all persons within a school;*



1 (c) *Assisting persons within a school in a school district, a*
2 *charter school or a private school to communicate with each*
3 *other;*

4 (d) *Assisting persons within a school in a school district, a*
5 *charter school or a private school to communicate with persons*
6 *located outside the school, including, without limitation, relatives*
7 *of pupils and relatives of employees of such a school, the news*
8 *media and persons from local, state or federal agencies that are*
9 *responding to a crisis or an emergency;*

10 (e) *Assisting pupils of a school in the school district, a charter*
11 *school or a private school, employees of such a school and*
12 *relatives of such pupils and employees to move safely within and*
13 *away from the school, including, without limitation, a procedure*
14 *for evacuating the school and a procedure for securing the school;*

15 (f) *Reunifying a pupil with his or her parent or legal guardian;*

16 (g) *Providing any necessary medical assistance;*

17 (h) *Recovering from a crisis or an emergency;*

18 (i) *Carrying out a lockdown at a school in which persons are*
19 *not allowed to enter or exit the school;*

20 (j) *Providing shelter in specific areas of a school; and*

21 (k) *Providing specific information relating to managing a*
22 *crisis or an emergency that is a result of:*

23 (1) *A severe storm;*

24 (2) *An earthquake;*

25 (3) *A fire;*

26 (4) *A flood;*

27 (5) *An incident involving hazardous materials;*

28 (6) *An incident involving mass casualties;*

29 (7) *An incident involving an active shooter; or*

30 (8) *An outbreak of disease.*

31 2. In developing the *model* plan, the ~~[State Board]~~ *Department*
32 shall consider the plans developed pursuant to NRS 392.620 and
33 394.1687 and updated pursuant to NRS 392.624 and 394.1688.

34 ~~[2-]~~ 3. The ~~[State Board]~~ *Department* may disseminate to any
35 appropriate local, state or federal agency, officer or employee, as the
36 ~~[State Board]~~ *Department* determines is necessary:

37 (a) The *model* plan developed by the ~~[State Board]~~ *Department*
38 pursuant to subsection 1;

39 (b) A plan developed pursuant to NRS 392.620 or updated
40 pursuant to NRS 392.624;

41 (c) A plan developed pursuant to NRS 394.1687 or updated
42 pursuant to NRS 394.1688; and

43 (d) A deviation approved pursuant to NRS 392.636 or 394.1692.



1 **4. The Department shall, at least once each year, review and**
2 **update as appropriate the model plan developed pursuant to**
3 **subsection 1.**

4 **Sec. 4.** NRS 392.648 is hereby amended to read as follows:

5 392.648 1. If a crisis or an emergency that requires
6 immediate action occurs at a public school, including, without
7 limitation, a charter school, the principal of the school involved, or
8 the principal's designated representative, shall, in accordance with
9 the plan developed for the school pursuant to NRS 392.620 and in
10 accordance with any deviation approved pursuant to NRS 392.636,
11 contact all appropriate local agencies to respond to the crisis or the
12 emergency.

13 2. If a local agency that is responsible for responding to a crisis
14 or an emergency is contacted pursuant to subsection 1 and the local
15 agency determines that the crisis or the emergency requires
16 assistance from a state agency, the local agency may:

17 (a) If a local organization for emergency management has been
18 established in the city or county in which the local agency that was
19 contacted is located, through such local organization for emergency
20 management, notify the Division of Emergency Management of the
21 Department of Public Safety of the crisis or the emergency and
22 request assistance from the Division in responding to the crisis or
23 the emergency; or

24 (b) If a local organization for emergency management has not
25 been established in the city or county in which the local agency that
26 was contacted is located, directly notify the Division of Emergency
27 Management of the Department of Public Safety of the crisis or the
28 emergency and request assistance from the Division in responding
29 to the crisis or the emergency.

30 3. If the Division of Emergency Management of the
31 Department of Public Safety receives notification of a crisis or an
32 emergency and a request for assistance pursuant to subsection 2 and
33 the Governor or the Governor's designated representative
34 determines that the crisis or the emergency requires assistance from
35 a state agency, the Division shall carry out its duties set forth in the
36 *model* plan developed pursuant to NRS 392.640 and its duties set
37 forth in chapter 414 of NRS, including, without limitation,
38 addressing the immediate crisis or emergency and coordinating the
39 appropriate and available local, state and federal resources to
40 provide support services and counseling to pupils, teachers, and
41 parents or legal guardians of pupils, and providing support for law
42 enforcement agencies, for as long as is reasonably necessary.

43 **Sec. 5.** NRS 392.652 is hereby amended to read as follows:

44 392.652 A plan developed pursuant to NRS 392.620 or
45 updated pursuant to NRS 392.624, a deviation and any information



1 submitted to a development committee pursuant to NRS 392.632, a
2 deviation approved pursuant to NRS 392.636 and the *model* plan
3 developed pursuant to NRS 392.640 are confidential and, except as
4 otherwise provided in NRS 239.0115 and 392.600 to 392.656,
5 inclusive, must not be disclosed to any person or government,
6 governmental agency or political subdivision of a government.

7 **Sec. 6.** NRS 392.656 is hereby amended to read as follows:

8 392.656 The provisions of chapter 241 of NRS do not apply to
9 a meeting of:

10 1. A development committee;

11 2. A school committee; ~~for~~

12 3. The State Board if the meeting concerns a regulation
13 adopted pursuant to NRS 392.644 ; or

14 **4. *The Department if the meeting concerns the model plan***
15 ***developed pursuant to NRS 392.640.***

16 **Sec. 7.** NRS 394.1687 is hereby amended to read as follows:

17 394.1687 1. Each development committee shall develop a
18 plan to be used by its school in responding to a crisis or an
19 emergency. Each development committee shall, when developing
20 the plan, consult with:

21 (a) The local social service agencies and local law enforcement
22 agencies in the county in which its school is located.

23 (b) The director of the local organization for emergency
24 management or, if there is no local organization for
25 emergency management, with the Chief of the Division of
26 Emergency Management of the Department of Public Safety or his
27 or her designee.

28 2. The plan developed pursuant to subsection 1 must include,
29 without limitation ~~[, a procedure for:~~

30 ~~—(a) Assisting persons within the school to communicate with~~
31 ~~each other;~~

32 ~~—(b) Assisting persons within the school to communicate with~~
33 ~~persons located outside the school, including, without limitation,~~
34 ~~relatives of pupils and relatives of employees of the school, the~~
35 ~~news media and persons from local, state or federal agencies that are~~
36 ~~responding to a crisis or an emergency;~~

37 ~~—(c) Immediately} :~~

38 ***(a) The plans, procedures and information included in the***
39 ***model plan developed by the Department pursuant to***
40 ***NRS 392.640;***

41 ***(b) A procedure for immediately*** responding to a crisis or an
42 emergency and for responding during the period after a crisis or an
43 emergency has concluded, including, without limitation, a crisis or
44 an emergency that results in immediate physical harm to a pupil or
45 employee of the school;



1 ~~[(d) Assisting pupils of the school, employees of the school and~~
2 ~~relatives of such pupils and employees to move safely within and~~
3 ~~away from the school, including, without limitation, a procedure for~~
4 ~~evacuating the school and a procedure for securing the school; and~~
5 ~~—(e) Enforcing] and~~

6 *(c) A procedure for enforcing* discipline within the school and
7 for obtaining and maintaining a safe and orderly environment during
8 a crisis or an emergency.

9 3. Each development committee shall provide a copy of the
10 plan that it develops pursuant to this section to the governing body
11 of the school that established the committee.

12 4. Except as otherwise provided in NRS 394.1691 and
13 394.1692, each private school must comply with the plan developed
14 for it pursuant to this section.

15 **Sec. 8.** NRS 394.1688 is hereby amended to read as follows:

16 394.1688 1. Each development committee shall, at least once
17 each year, review and update as appropriate the plan that it
18 developed pursuant to NRS 394.1687. In reviewing and updating
19 the plan, the development committee shall consult with the director
20 of the local organization for emergency management or, if there is
21 no local organization for emergency management, with the Chief of
22 the Division of Emergency Management of the Department of
23 Public Safety or his or her designee.

24 2. Each development committee shall provide an updated copy
25 of the plan to the governing body of the school.

26 3. The governing body of each private school shall:

27 (a) Post a notice of the completion of each review and update
28 that its development committee performs pursuant to subsection 1 at
29 the school;

30 (b) *File with the Department a copy of the notice provided*
31 *pursuant to paragraph (a);*

32 (c) Post a copy of NRS 392.640 and 394.168 to 394.1699,
33 inclusive, at the school;

34 ~~[(e)] (d)~~ Retain a copy of each plan developed pursuant to NRS
35 394.1687, each plan updated pursuant to subsection 1 and each
36 deviation approved pursuant to NRS 394.1692;

37 ~~[(d)] (e)~~ Provide a copy of each plan developed pursuant to NRS
38 394.1687 and each plan updated pursuant to subsection 1 to:

39 (1) ~~[The Board;~~
40 ~~—(2)]~~ Each local law enforcement agency in the county in
41 which the school is located;

42 ~~[(3)] (2)~~ The Division of Emergency Management of the
43 Department of Public Safety; and

44 ~~[(4)] (3)~~ The local organization for emergency management,
45 if any;



1 ~~(f)~~ (f) Upon request, provide a copy of each plan developed
2 pursuant to NRS 394.1687 and each plan updated pursuant to
3 subsection 1 to a local agency that is included in the plan and to an
4 employee of the school who is included in the plan;

5 ~~(g)~~ (g) Upon request, provide a copy of each deviation
6 approved pursuant to NRS 394.1692 to:

7 (1) The ~~Board;~~ Department;

8 (2) A local law enforcement agency in the county in which
9 the school is located;

10 (3) The Division of Emergency Management of the
11 Department of Public Safety;

12 (4) The local organization for emergency management, if
13 any;

14 (5) A local agency that is included in the plan; and

15 (6) An employee of the school who is included in the plan;

16 and

17 ~~(g)~~ (h) At least once each year, provide training in responding
18 to a crisis and training in responding to an emergency to each
19 employee of the school, including, without limitation, training
20 concerning drills for evacuating and securing the school.

21 **Sec. 9.** NRS 394.1696 is hereby amended to read as follows:

22 394.1696 1. If a crisis or an emergency that requires
23 immediate action occurs at a private school, the principal or other
24 person in charge of the private school involved, or his or her
25 designated representative, shall, in accordance with the plan
26 developed for the school pursuant to NRS 394.1687 and in
27 accordance with any deviation approved pursuant to NRS 394.1692,
28 contact all appropriate local agencies to respond to the crisis or the
29 emergency.

30 2. If a local agency that is responsible for responding to a crisis
31 or an emergency is contacted pursuant to subsection 1 and the local
32 agency determines that the crisis or the emergency requires
33 assistance from a state agency, the local agency may:

34 (a) If a local organization for emergency management has been
35 established in the city or county in which the local agency that was
36 contacted is located, through such local organization for emergency
37 management, notify the Division of Emergency Management of the
38 Department of Public Safety of the crisis or the emergency and
39 request assistance from the Division in responding to the crisis or
40 the emergency; or

41 (b) If a local organization for emergency management has not
42 been established in the city or county in which the local agency that
43 was contacted is located, directly notify the Division of Emergency
44 Management of the Department of Public Safety of the crisis or the



1 emergency and request assistance from the Division in responding
2 to the crisis or the emergency.

3 3. If the Division of Emergency Management of the
4 Department of Public Safety receives notification of a crisis or an
5 emergency and a request for assistance pursuant to subsection 2 and
6 the Governor or the Governor's designated representative
7 determines that the crisis or the emergency requires assistance from
8 a state agency, the Division shall carry out its duties set forth in the
9 *model* plan developed pursuant to NRS 392.640 and its duties set
10 forth in chapter 414 of NRS, including, without limitation,
11 addressing the immediate crisis or emergency and coordinating the
12 appropriate and available local, state and federal resources to
13 provide support services and counseling to pupils, teachers, and
14 parents or legal guardians of pupils, and providing support for law
15 enforcement agencies, for as long as is reasonably necessary.

16 **Sec. 10.** This act becomes effective on July 1, 2015.

