

ASSEMBLY BILL NO. 220—ASSEMBLYMAN EDWARDS

PREFILED FEBRUARY 13, 2017

Referred to Committee on Education

SUMMARY—Revises provisions governing the transportation of pupils to and from certain activities and programs. (BDR 34-526)

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 board of trustees of a school district to permit school buses or vehicles belonging to the school district to be used to transport students of the school district to and from certain programs and activities, including the transportation of members of a Junior Reserve Officers' Training Corps unit located in the school district; requiring the Adjutant General to reimburse a certain amount of money quarterly to each school district in which a Junior Reserve Officers' Training Corps unit is located; authorizing the Adjutant General to apply for and accept any gifts, grants, donations, bequests or devises to support the Junior Reserve Officers' Training Corps; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law authorizes a board of trustees of a school district to permit school
2 buses or vehicles belonging to the school district to be used for the transportation of
3 public school pupils to and from activities that are part of a school program or any
4 other program or activity the school district deems appropriate. (NRS 386.815)
5 **Section 1** of this bill requires the board of trustees of a school district to permit
6 school buses or vehicles belonging to the school district to be used to transport
7 pupils to and from those programs or activities, including pupils of the school
8 district who are members of a Junior Reserve Officers' Training Corps unit located
9 in the school district. The transportation must be provided free of charge to the
10 Junior Reserve Officers' Training Corps unit and must include, without limitation,
11 transportation to and from various events and activities of the Junior Reserve



12 Officers' Training Corps unit, including events and activities occurring in an
13 adjoining state.

14 Existing law creates the Office of the Military and requires the Adjutant
15 General, as the Director of the Office, to exercise responsibility for the performance
16 of the duties of the Office. (NRS 412.068) **Section 2** of this bill requires: (1) the
17 Adjutant General, each calendar quarter, to reimburse each school district in which
18 a Junior Reserve Officers' Training Corps unit is located for each pupil who is a
19 member of the Junior Reserve Officers' Training Corps unit in an amount that does
20 not exceed \$100 per school year; and (2) a board of trustees of a school district in
21 which a Junior Reserve Officers' Training Corps unit is located to submit to the
22 Adjutant General a statement setting forth the number of members in the Junior
23 Reserve Officers' Training Corps unit for the year in which the board of trustees
24 submits the statement and the amount of money expended for each of those
25 members during the immediately preceding school year. **Section 2** further
26 authorizes the Adjutant General to apply for and accept any gifts, grants, donations,
27 bequests or devises to allow the Adjutant General to provide additional money to
28 the Junior Reserves Officers' Training Corps.

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

1 **Section 1.** NRS 386.815 is hereby amended to read as follows:
2 386.815 1. A board of trustees of a school district ~~may~~ *shall*
3 permit school buses or vehicles belonging to the school district to be
4 used for the transportation of public school pupils to and from:
5 (a) Interscholastic contests;
6 (b) School festivals; or
7 (c) Other activities properly a part of a school program.
8 2. In addition to the use of school buses and vehicles
9 authorized pursuant to subsection 1, the board of trustees of a school
10 district ~~may~~ *shall* permit school buses and vehicles belonging to
11 the school district to be used for the transportation of children to and
12 from:
13 (a) Programs for the supervision of children before and after
14 school; and
15 (b) Other programs or activities that the board of trustees deems
16 appropriate,
17 ↪ regardless of whether such programs or activities are part of a
18 school program.
19 3. *In addition to the use of school buses and vehicles required*
20 *pursuant to subsections 1 and 2, the board of trustees of a school*
21 *district shall permit school buses or vehicles belonging to the*
22 *school district to be used for the transportation of pupils of the*
23 *school district who are members of a Junior Reserve Officers'*
24 *Training Corps unit located in the school district. Any*
25 *transportation provided pursuant to this subsection must be*
26 *provided free of charge to the Junior Reserve Officers' Training*



1 *Corps unit and must include, without limitation, transportation to*
2 *and from:*

3 *(a) Any community event or other activity relating to any*
4 *competitions, duties, services or training of the Junior Reserve*
5 *Officers' Training Corps unit; and*

6 *(b) Any event or activity specified in subsection 1 which occurs*
7 *in an adjoining state.*

8 4. The use of school buses or vehicles belonging to the school
9 district for the purposes enumerated in subsections 1, 2 and ~~14~~ 3 is
10 governed by regulations made by the board of trustees, which must
11 not conflict with regulations of the State Board. Proper supervision
12 for each vehicle so used must be furnished by school authorities,
13 and each school bus must be operated by a driver qualified under the
14 provisions of NRS 386.790 to 386.840, inclusive.

15 ~~14~~ 5. A driver shall not operate a vehicle for the purposes
16 enumerated in subsections 1, 2 and ~~14~~ 3 for more than 10 hours in
17 a 15-hour period. The time spent operating, inspecting, loading,
18 unloading, repairing and servicing the vehicle and waiting for
19 passengers must be included in determining the 15-hour period.
20 After 10 hours of operating a vehicle, the driver must rest for 10
21 hours before he or she again operates a vehicle for such purposes.

22 ~~15~~ 6. Before January 1, 1984, the State Board shall adopt
23 regulations to carry out the provisions of subsection ~~14~~ 5.

24 7. *As used in this section, "Junior Reserve Officers' Training*
25 *Corps unit" means a unit organized by the Secretaries of the*
26 *United States Air Force, Army and Navy pursuant to 10 U.S.C. §§*
27 *2031 et seq., and any regulations adopted pursuant thereto.*

28 **Sec. 2.** Chapter 412 of NRS is hereby amended by adding
29 thereto a new section to read as follows:

30 1. *Except as otherwise provided in subsection 3, within the*
31 *limits of legislative appropriations and any other money available*
32 *for that purpose, the Adjutant General shall, each calendar*
33 *quarter, reimburse each school district in this State for each*
34 *student who is a member of any Junior Reserve Officers' Training*
35 *Corps unit located in the school district in an amount not to*
36 *exceed \$100 per school year. On or before July 1 of each year, the*
37 *board of trustees of a school district in which a Junior Reserve*
38 *Officers' Training Corps unit is located shall submit to the*
39 *Adjutant General a statement setting forth the number of members*
40 *in the Junior Reserve Officers' Training Corps unit for the year in*
41 *which the board of trustees submits the statement and the amount*
42 *of money, if any, expended by the school district for each of those*
43 *members during the immediately preceding school year. Any*
44 *money provided to a school district for a Junior Reserve Officers'*
45 *Training Corps unit pursuant to this subsection must be*



1 *accounted for separately and used solely for any competitions,*
2 *duties, services, training or other activities of the Junior Reserve*
3 *Officers' Training Corps unit.*

4 *2. If any money remains at the end of a fiscal year after the*
5 *reimbursements have been made pursuant to subsection 1, the*
6 *money may be carried forward and used by the Adjutant General*
7 *for any special projects, replacement of equipment or other*
8 *purpose approved by the Adjutant General for the Junior Reserve*
9 *Officers' Training Corps unit.*

10 *3. The Adjutant General may apply for and accept any gifts,*
11 *grants, donations, bequests or devises to allow the Adjutant*
12 *General to provide money to the Junior Reserve Officers'*
13 *Training Corps in addition to and not to supplant the amount*
14 *specified in subsection 1. Any money received pursuant to this*
15 *subsection must be accounted for separately and used solely to*
16 *carry out the provisions of this section.*

17 *4. As used in this section, "Junior Reserve Officers' Training*
18 *Corps unit" has the meaning ascribed to it in NRS 386.815.*

19 **Sec. 3.** The amendatory provisions of this act do not require
20 the Adjutant General to reimburse a school district or require a
21 school district to submit a statement to the Adjutant General for
22 Fiscal Year 2016-2017 pursuant to those provisions.

23 **Sec. 4.** This act becomes effective:

24 1. Upon passage and approval for the purpose of adopting
25 regulations and performing any other administrative tasks that are
26 necessary to carry out the provisions of this act; and

27 2. On July 1, 2017, for all other purposes.

