

ASSEMBLY BILL NO. 218—COMMITTEE ON EDUCATION

FEBRUARY 28, 2003

Referred to Committee on Education

SUMMARY—Revises provisions governing temporary alternative placement of disruptive pupils. (BDR 34-1276)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

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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; revising provisions governing the plan required of each public school for the progressive discipline and on-site review of disciplinary decisions regarding pupils; providing that the salary of a principal may be withheld under certain circumstances if the principal does not comply with provisions governing the establishment, review and implementation of a plan; specifying the terms of certain members on a committee to review the temporary alternative placement of pupils; and providing other matters properly relating thereto.

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

- 1 **Section 1.** NRS 392.4644 is hereby amended to read as
- 2 follows:
- 3 392.4644 *1.* The principal of each public school shall
- 4 establish a plan to provide for the progressive discipline of pupils
- 5 and on-site review of disciplinary decisions. The plan must:
- 6 ~~1-1~~ *(a)* Be developed with the input and participation of
- 7 teachers *who are employed at the school* and *the* parents *and*
- 8 *guardians* of pupils who are enrolled in the school.
- 9 ~~2-1~~ *(b)* Be consistent with the written rules of behavior
- 10 prescribed in accordance with NRS 392.463.
- 11 ~~3-1~~ *(c)* Include, without limitation, provisions designed to
- 12 address the specific disciplinary needs and concerns of the school.



1 ~~[4.]~~ (d) Provide for the temporary removal of a pupil from a  
2 classroom in accordance with NRS 392.4645.

3 2. *After the input and participation of teachers and parents*  
4 *and guardians of pupils is received pursuant to paragraph (a) of*  
5 *subsection 1, the principal and the teachers who are employed at*  
6 *the school shall adopt the plan without any further review except*  
7 *as required by subsection 3.*

8 3. *On or before October 1 of each year, the principal of each*  
9 *public school shall review the plan in consultation with the*  
10 *teachers who are employed at the school. Based upon the review,*  
11 *the principal shall make revisions to the plan, if necessary.*

12 4. *Except as otherwise provided in this subsection, if a*  
13 *principal fails to establish, review and carry out a plan pursuant to*  
14 *this section on or before October 1, the board of trustees of the*  
15 *school district that employs the principal shall withhold his salary*  
16 *or other compensation for each day after October 1 during which*  
17 *the plan is not established, reviewed and carried out. The principal*  
18 *of a school may request that the teachers employed at the school*  
19 *grant him additional time, not to exceed 30 days, to comply with*  
20 *this section. If a majority of the teachers agree to grant the*  
21 *principal additional time, the principal shall notify the board of*  
22 *trustees of the school district in which he is employed. Regardless*  
23 *of whether a majority of the teachers employed at the school agree*  
24 *to grant additional time, the board of trustees of a school district*  
25 *may, for good cause shown, grant a principal additional time, not*  
26 *to exceed 30 days, to comply with the requirements of this section.*  
27 *If the majority of the teachers employed at a school or the board of*  
28 *trustees grant additional time, the board of trustees shall not*  
29 *withhold the salary or other compensation of the principal during*  
30 *that period.*

31 **Sec. 2.** NRS 392.4647 is hereby amended to read as follows:

32 392.4647 1. The principal of each public school shall  
33 establish at least one committee to review the temporary alternative  
34 placement of pupils. A committee established pursuant to this  
35 section must consist of the principal and two regular members who  
36 are teachers selected for membership by a majority of the teachers  
37 who are employed at the school. One additional teacher must be  
38 selected in the same manner to serve as an alternate member. *The*  
39 *term of membership for the teachers who serve on the committee*  
40 *is 1 school year.*

41 2. If a pupil is removed from the classroom pursuant to NRS  
42 392.4645 by a teacher who is a member of a committee established  
43 pursuant to this section, the teacher shall not participate in the  
44 review of the placement of the pupil and the alternate member shall  
45 serve on the committee for that review.



1     **Sec. 3.** This act becomes effective on July 1, 2003.

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