

SENATE BILL NO. 36—COMMITTEE ON EDUCATION

(ON BEHALF OF THE DEPARTMENT OF EDUCATION)

PREFILED NOVEMBER 18, 2020

Referred to Committee on Education

SUMMARY—Revises provisions relating to plans for responses to crises, emergencies and suicides by schools. (BDR 34-296)

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; changing the name of a development committee for a school district or charter school that develops a plan for responding to a crisis, emergency or suicide to an emergency operations plan development committee; requiring an emergency operations plan development committee to include at least one representative of the county or district board of health; requiring certain plans developed for use by schools in responding to crisis, emergency or suicide to be used in response to all hazards; requiring the Department of Education to include information regarding an epidemic in its model plan for the management of crises, emergencies and suicides; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law requires the board of trustees of each school district and the  
2 governing body of each charter school and private school to establish a  
3 development committee to develop a plan to be used by the schools in the district or  
4 the charter school or private school in responding to a crisis, emergency or suicide.  
5 (NRS 388.241, 394.1685) **Sections 1-6, 8, 9 and 11-19** of this bill change the name of  
6 of such a committee to an “emergency operations plan development committee.”  
7 **Section 2** of this bill requires at least one member of such an emergency operations  
8 plan development committee be a representative of the county or district board of  
9 health and requires the plan to be used for responding to all hazards. **Section 2**



10 prohibits the member of an emergency operations plan development committee  
11 who is a parent or legal guardian of a pupil at the school from being an employee of  
12 the school district or charter school. **Section 12** of this bill similarly requires a plan  
13 developed for a private school to be used for responding to all hazards.

14 Existing law requires: (1) a development committee to, at least once each year,  
15 review and update as appropriate the plan; and (2) the board of trustees of a school  
16 district or the governing body of a charter school to post a notice of the completed  
17 review or update at each school in its school district or at its charter school. (NRS  
18 388.245) **Section 4** of this bill requires the notice to instead be posted on the  
19 Internet website maintained by the school district or charter school and each school.  
20 **Section 14** of this bill provides the same requirement for private schools. Existing  
21 law requires a school committee to, at least once each year, review the plan  
22 developed by a development committee and consult with certain local emergency  
23 management and social services agencies. (NRS 388.249) **Section 5** of this bill  
24 removes the requirement to consult with such organizations and requires an  
25 emergency operations plan development committee to post a notice of completion  
26 of such a review on the Internet website maintained by the school. **Section 15** of  
27 this bill makes a similar change for private schools.

28 Existing law requires the Department of Education to develop a model plan for  
29 the management of a suicide or a crisis or emergency that involves a public or  
30 private school and requires immediate action. (NRS 388.253, 394.1687) **Section 7**  
31 of this bill requires the Department to include specific information relating to an  
32 epidemic in the model plan.

33 Existing law provides that the Open Meeting Law does not apply to certain  
34 meetings. (NRS 388.261) **Section 9** of this bill provides that the Open Meeting Law  
35 does not apply to meetings of the board of trustees of a school district or the  
36 governing body of a charter school concerning emergency response plans. Existing  
37 law requires the principal of each charter school to designate an employee to serve  
38 as the school safety specialist for the charter school. (NRS 388.910) **Section 10** of  
39 this bill requires instead that the governing body of the charter school designate a  
40 school safety specialist. Existing law requires the school safety specialist to provide  
41 employees of certain public safety agencies with a tour of each school in the school  
42 district or the charter school at least once every 3 years. (NRS 388.910) **Section 10**  
43 instead requires the school safety specialist to provide such employees with an  
44 opportunity to become familiar with each blueprint of such a school at least once  
45 every 3 years.

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

1 **Section 1.** NRS 388.232 is hereby amended to read as follows:  
2 388.232 ~~["Development]~~ *“Emergency operations plan*  
3 *development* committee” means a committee established pursuant to  
4 NRS 388.241.

5 **Sec. 2.** NRS 388.241 is hereby amended to read as follows:  
6 388.241 1. The board of trustees of each school district shall  
7 establish ~~[a]~~ *an emergency operations plan* development committee  
8 to develop one plan, which constitutes the minimum requirements of  
9 a plan, to be used by all the public schools other than the charter  
10 schools in the school district in responding to a crisis, emergency or  
11 suicide ~~[ ]~~ *and all other hazards*. The governing body of each



1 charter school shall establish ~~fa~~ *an emergency operations plan*  
2 development committee to develop a plan, which constitutes the  
3 minimum requirements of a plan, to be used by the charter school in  
4 responding to a crisis, emergency or suicide ~~f;~~ *and all other*  
5 *hazards.*

6 2. The membership of ~~fa~~ *an emergency operations plan*  
7 development committee must consist of:

8 (a) At least one member of the board of trustees or of the  
9 governing body that established the committee;

10 (b) At least one administrator of a school in the school district or  
11 of the charter school;

12 (c) At least one licensed teacher of a school in the school district  
13 or of the charter school;

14 (d) At least one employee of a school in the school district or of  
15 the charter school who is not a licensed teacher and who is not  
16 responsible for the administration of the school;

17 (e) At least one parent or legal guardian of a pupil who is  
18 enrolled in a school in the school district or in the charter school ~~f;~~  
19 *and who is not an employee of the school district or charter*  
20 *school;*

21 (f) At least one representative of a local law enforcement agency  
22 in the county in which the school district or charter school is  
23 located;

24 (g) At least one school police officer, including, without  
25 limitation, a chief of school police of the school district if the school  
26 district has school police officers;

27 (h) At least one representative of a state or local organization for  
28 emergency management; ~~and~~

29 (i) *At least one representative of the county or district board of*  
30 *health in the county in which the school district or charter school*  
31 *is located, designated by the county or district board of health; and*

32 (j) At least one mental health professional, including, without  
33 limitation:

34 (1) A counselor of a school in the school district or of the  
35 charter school;

36 (2) A psychologist of a school in the school district or of the  
37 charter school; or

38 (3) A licensed social worker of a school in the school district  
39 or of the charter school.

40 3. The membership of ~~fa~~ *an emergency operations plan*  
41 development committee may also include any other person whom  
42 the board of trustees or the governing body deems appropriate,  
43 including, without limitation:

44 (a) A pupil in grade 10 or higher of a school in the school  
45 district or a pupil in grade 10 or higher of the charter school if a



1 school in the school district or the charter school includes grade 10  
2 or higher; and

3 (b) An attorney or judge who resides or works in the county in  
4 which the school district or charter school is located.

5 4. The board of trustees of each school district and the  
6 governing body of each charter school shall determine the term of  
7 each member of the *emergency operations plan* development  
8 committee that it establishes. Each *emergency operations plan*  
9 development committee may adopt rules for its own management  
10 and government.

11 **Sec. 3.** NRS 388.243 is hereby amended to read as follows:

12 388.243 1. Each *emergency operations plan* development  
13 committee established by the board of trustees of a school district  
14 shall develop one plan, which constitutes the minimum requirements  
15 of a plan, to be used by all the public schools other than the charter  
16 schools in the school district in responding to a crisis, emergency or  
17 suicide ~~[-]~~ *and all other hazards*. Each *emergency operations plan*  
18 development committee established by the governing body of a  
19 charter school shall develop a plan, which constitutes the minimum  
20 requirements of a plan, to be used by the charter school in  
21 responding to a crisis, emergency or suicide ~~[-]~~ *and all other*  
22 *hazards*. Each *emergency operations plan* development committee  
23 shall, when developing the plan:

24 (a) Consult with local social service agencies and local public  
25 safety agencies in the county in which its school district or charter  
26 school is located.

27 (b) If the school district has an emergency manager designated  
28 pursuant to NRS 388.262, consult with the emergency manager.

29 (c) If the school district has school resource officers, consult  
30 with the school resource officer or a person designated by him or  
31 her.

32 (d) If the school district has school police officers, consult with  
33 the chief of school police of the school district or a person  
34 designated by him or her.

35 (e) Consult with the director of the local organization for  
36 emergency management or, if there is no local organization for  
37 emergency management, with the Chief of the Division of  
38 Emergency Management of the Department of Public Safety or his  
39 or her designee.

40 (f) Consult with the State Fire Marshal or his or her designee  
41 and a representative of a local government responsible for  
42 enforcement of the ordinances, codes or other regulations governing  
43 fire safety.

44 (g) Determine which persons and organizations in the  
45 community, including, without limitation, a provider of mental



1 health services which is operated by a state or local agency, that  
2 could be made available to assist pupils and staff in recovering from  
3 a crisis, emergency or suicide.

4 2. The plan developed pursuant to subsection 1 must include,  
5 without limitation:

6 (a) The plans, procedures and information included in the model  
7 plan developed by the Department pursuant to NRS 388.253;

8 (b) A procedure for responding to a crisis or an emergency and  
9 for responding during the period after a crisis or an emergency has  
10 concluded, including, without limitation, a crisis or an emergency  
11 that results in immediate physical harm to a pupil or employee of a  
12 school in the school district or the charter school;

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

17 (d) The names of persons and organizations in the community,  
18 including, without limitation, a provider of mental health services  
19 which is operated by a state or local agency, that are available to  
20 provide counseling and other services to pupils and staff of the  
21 school to assist them in recovering from a crisis, emergency or  
22 suicide;

23 (e) A plan for making the persons and organizations described in  
24 paragraph (d) available to pupils and staff after a crisis, emergency  
25 or suicide;

26 (f) A procedure for responding to a crisis or an emergency that  
27 occurs during an extracurricular activity which takes place on school  
28 grounds;

29 (g) A plan which includes strategies to assist pupils and staff at a  
30 school in recovering from a suicide; and

31 (h) A description of the organizational structure which ensures  
32 there is a clearly defined hierarchy of authority and responsibility  
33 used by the school for the purpose of responding to a crisis,  
34 emergency or suicide.

35 3. Each *emergency operations plan* development committee  
36 shall provide *for review* a copy of the plan that it develops pursuant  
37 to this section to the board of trustees of the school district that  
38 established the committee or the governing body of the charter  
39 school that established the committee.

40 4. The board of trustees of the school district that established  
41 the committee or the governing body of the charter school that  
42 established the committee shall submit for *[approval] review* to the  
43 Division of Emergency Management of the Department of Public  
44 Safety the plan developed pursuant to this section.



1 5. Except as otherwise provided in NRS 388.249 and 388.251,  
2 each public school must comply with the plan developed for it  
3 pursuant to this section.

4 **Sec. 4.** NRS 388.245 is hereby amended to read as follows:

5 388.245 1. Each *emergency operations plan* development  
6 committee shall, at least once each year, review and update as  
7 appropriate the plan that it developed pursuant to NRS 388.243. In  
8 reviewing and updating the plan, the *emergency operations plan*  
9 development committee shall consult with the director of the local  
10 organization for emergency management or, if there is no local  
11 organization for emergency management, with the Chief of the  
12 Division of Emergency Management of the Department of Public  
13 Safety or his or her designee.

14 2. Each *emergency operations plan* development committee  
15 shall provide an updated copy of the plan to the board of trustees of  
16 the school district that established the committee or the governing  
17 body of the charter school that established the committee.

18 3. On or before July 1 of each year, the board of trustees of the  
19 school district that established the committee or the governing body  
20 of the charter school that established the committee shall submit for  
21 ~~approval~~ *review* to the Division of Emergency Management of  
22 the Department of Public Safety the plan updated pursuant to  
23 subsection 1.

24 4. The board of trustees of each school district and the  
25 governing body of each charter school shall:

26 (a) Post a notice of the completion of each review and update  
27 that its *emergency operations plan* development committee  
28 performs pursuant to subsection 1 ~~at~~ *on the Internet website*  
29 *maintained by the school district or governing body and by* each  
30 school in ~~its~~ *the* school district or ~~at its~~ *by the* charter school ~~;~~,  
31 *as applicable*;

32 (b) File with the Department a copy of the notice ~~provided~~  
33 *posted* pursuant to paragraph (a);

34 (c) Post a ~~copy of~~ *link to* NRS 388.229 to 388.266, inclusive,  
35 ~~at~~ *on the Internet website maintained by* each school in its school  
36 district or ~~at its~~ *by the* charter school;

37 (d) Retain a copy of each plan developed pursuant to NRS  
38 388.243, each plan updated pursuant to subsection 1 and each  
39 deviation approved pursuant to NRS 388.251;

40 (e) Provide a copy of each plan developed pursuant to NRS  
41 388.243 and each plan updated pursuant to subsection 1 to:

42 (1) Each local public safety agency in the county in which  
43 the school district or charter school is located; and

44 (2) The local organization for emergency management, if  
45 any;



1 (f) Upon request, provide a copy of each plan developed  
2 pursuant to NRS 388.243 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 a school who is included in the plan;

5 (g) Provide a copy of each deviation approved pursuant to NRS  
6 388.251 as soon as practicable to:

7 (1) The Department;

8 (2) A local public safety agency in the county in which the  
9 school district or charter 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 a school who is included in the plan; and

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

21 5. The board of trustees of each school district and the  
22 governing body of each charter school may apply for and accept  
23 gifts, grants and contributions from any public or private source to  
24 carry out the provisions of NRS 388.229 to 388.266, inclusive.

25 **Sec. 5.** NRS 388.249 is hereby amended to read as follows:

26 388.249 1. Each school committee shall, at least once each  
27 year, review the plan developed pursuant to NRS 388.243 and  
28 determine whether the school should deviate from the plan.

29 2. Each school committee shall, when reviewing the plan [:

30 ~~—(a) Consult with the local social service agencies and law~~  
31 ~~enforcement agencies in the county, city or town in which its school~~  
32 ~~is located.~~

33 ~~—(b) Consult with the director of the local organization for~~  
34 ~~emergency management or, if there is no local organization for~~  
35 ~~emergency management, with the Chief of the Division of~~  
36 ~~Emergency Management of the Department of Public Safety or his~~  
37 ~~or her designee.~~

38 ~~—(c) Consider~~, *consider* the specific needs and characteristics of  
39 the school, including, without limitation, the length of time for law  
40 enforcement to respond to the school and for a fire-fighting agency  
41 to respond to a fire, explosion or other similar emergency.

42 3. If a school committee determines that the school should  
43 deviate from the plan, the school committee shall notify the  
44 *emergency operations plan* development committee that developed  
45 the plan, describe the proposed deviation and explain the reason for



1 the proposed deviation. The school may deviate from the plan only  
2 if the deviation is approved by the *emergency operations plan*  
3 development committee pursuant to NRS 388.251.

4 4. Each public school shall post ~~{at the school}~~ *on the Internet*  
5 *website maintained by the school* a notice of the completion of each  
6 review that the school committee performs pursuant to this section.

7 **Sec. 6.** NRS 388.251 is hereby amended to read as follows:

8 388.251 1. ~~{A}~~ *An emergency operations plan* development  
9 committee that receives a proposed deviation from a school  
10 committee pursuant to NRS 388.249 shall, within 60 days after it  
11 receives the proposed deviation:

12 (a) Review the proposed deviation and any information  
13 submitted with the proposed deviation; and

14 (b) Notify the school committee that submitted the proposed  
15 deviation whether the proposed deviation has been approved.

16 2. ~~{A}~~ *An emergency operations plan* development committee  
17 shall provide a copy of each deviation that it approves pursuant to  
18 this section to the board of trustees of the school district that  
19 established the committee or to the governing body of the charter  
20 school that established the committee.

21 **Sec. 7.** NRS 388.253 is hereby amended to read as follows:

22 388.253 1. The Department shall, with assistance from other  
23 state agencies, including, without limitation, the Division of  
24 Emergency Management, the Investigation Division, and the  
25 Nevada Highway Patrol Division of the Department of Public  
26 Safety, develop a model plan for the management of:

27 (a) A suicide; ~~{or}~~

28 (b) A crisis or emergency that involves a public school or a  
29 private school and that requires immediate action ~~{}~~; *and*

30 *(c) All other hazards.*

31 2. The model plan must include, without limitation, a  
32 procedure for:

33 (a) In response to a crisis or emergency:

34 (1) Coordinating the resources of local, state and federal  
35 agencies, officers and employees, as appropriate;

36 (2) Accounting for all persons within a school;

37 (3) Assisting persons within a school in a school district, a  
38 charter school or a private school to communicate with each other;

39 (4) Assisting persons within a school in a school district, a  
40 charter school or a private school to communicate with persons  
41 located outside the school, including, without limitation, relatives of  
42 pupils and relatives of employees of such a school, the news media  
43 and persons from local, state or federal agencies that are responding  
44 to a crisis or an emergency;





1 (5) Assisting pupils of a school in the school district, a  
2 charter school or a private school, employees of such a school and  
3 relatives of such pupils and employees to move safely within and  
4 away from the school, including, without limitation, a procedure for  
5 evacuating the school and a procedure for securing the school;

6 (6) Reunifying a pupil with his or her parent or legal  
7 guardian;

8 (7) Providing any necessary medical assistance;

9 (8) Recovering from a crisis or emergency;

10 (9) Carrying out a lockdown at a school;

11 (10) Providing shelter in specific areas of a school; and

12 (11) Providing disaster behavioral health related to a crisis,  
13 emergency or suicide;

14 (b) Providing specific information relating to managing a crisis  
15 or emergency that is a result of:

16 (1) An incident involving hazardous materials;

17 (2) An incident involving mass casualties;

18 (3) An incident involving an active shooter;

19 (4) An incident involving a fire, explosion or other similar  
20 situation;

21 (5) An outbreak of disease **[H]**, *including, without limitation,*  
22 *an epidemic;*

23 (6) Any threat or hazard identified in the hazard mitigation  
24 plan of the county in which the school district is located, if such a  
25 plan exists; or

26 (7) Any other situation, threat or hazard deemed appropriate;

27 (c) Providing pupils and staff at a school that has experienced a  
28 crisis or emergency with access to counseling and other resources to  
29 assist in recovering from the crisis or emergency;

30 (d) Evacuating pupils and employees of a charter school to a  
31 designated space within an identified public middle school, junior  
32 high school or high school in a school district that is separate from  
33 the general population of the school and large enough to  
34 accommodate the charter school, and such a space may include,  
35 without limitation, a gymnasium or multipurpose room of the public  
36 school;

37 (e) Selecting an assessment tool which assists in responding to a  
38 threat against the school by a pupil or pupils;

39 (f) On an annual basis, providing drills to instruct pupils in the  
40 appropriate procedures to be followed in response to a crisis or an  
41 emergency. Such drills must occur:

42 (1) At different times during normal school hours; and

43 (2) In cooperation with other state agencies, pursuant to this  
44 section.



1 (g) Responding to a suicide or attempted suicide to mitigate the  
2 effects of the suicide or attempted suicide on pupils and staff at the  
3 school, including, without limitation, by making counseling and  
4 other appropriate resources to assist in recovering from the suicide  
5 or attempted suicide available to pupils and staff;

6 (h) Providing counseling and other appropriate resources to  
7 pupils and school staff who have contemplated or attempted suicide;

8 (i) Outreach to persons and organizations located in the  
9 community in which a school that has had a suicide by a pupil,  
10 including, without limitation, religious and other nonprofit  
11 organizations, that may be able to assist with the response to the  
12 suicide;

13 (j) Addressing the needs of pupils at a school that has  
14 experienced a crisis, emergency or suicide who are at a high risk of  
15 suicide, including, without limitation, pupils who are members of  
16 the groups described in subsection 3 of NRS 388.256; and

17 (k) Responding to a pupil who is determined to be a person in  
18 mental health crisis, as defined in NRS 433A.0175, including,  
19 without limitation:

20 (1) Utilizing mobile mental health crisis response units,  
21 where available, before transporting the pupil to a public or private  
22 mental health facility pursuant to subparagraph (2); and

23 (2) Transporting the pupil to a public or private mental health  
24 facility or hospital for admission pursuant to NRS 433A.150.

25 3. In developing the model plan, the Department shall consider  
26 the plans developed pursuant to NRS 388.243 and 394.1687 and  
27 updated pursuant to NRS 388.245 and 394.1688.

28 4. The Department shall require a school district to ensure that  
29 each public school in the school district identified pursuant to  
30 paragraph (d) of subsection 2 is prepared to allow a charter school to  
31 evacuate to the school when necessary in accordance with the  
32 procedure included in the model plan developed pursuant to  
33 subsection 1. A charter school shall hold harmless, indemnify and  
34 defend the school district to which it evacuates during a crisis or an  
35 emergency against any claim or liability arising from an act or  
36 omission by the school district or an employee or officer of the  
37 school district.

38 5. The Department may disseminate to any appropriate local,  
39 state or federal agency, officer or employee, as the Department  
40 determines is necessary:

41 (a) The model plan developed by the Department pursuant to  
42 subsection 1;

43 (b) A plan developed pursuant to NRS 388.243 or updated  
44 pursuant to NRS 388.245;



1 (c) A plan developed pursuant to NRS 394.1687 or updated  
2 pursuant to NRS 394.1688; and

3 (d) A deviation approved pursuant to NRS 388.251 or 394.1692.

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

7 **Sec. 8.** NRS 388.259 is hereby amended to read as follows:

8 388.259 A plan developed or approved pursuant to NRS  
9 388.243 or updated or approved pursuant to NRS 388.245, a  
10 deviation and any information submitted to ~~the~~ *an emergency*  
11 *operations plan* development committee pursuant to NRS 388.249,  
12 a deviation approved pursuant to NRS 388.251 and the model plan  
13 developed pursuant to NRS 388.253 are confidential and, except as  
14 otherwise provided in NRS 239.0115, 388.229 to 388.266,  
15 inclusive, and 393.045 must not be disclosed to any person or  
16 government, governmental agency or political subdivision of a  
17 government.

18 **Sec. 9.** NRS 388.261 is hereby amended to read as follows:

19 388.261 The provisions of chapter 241 of NRS do not apply to  
20 a meeting of:

- 21 1. ~~The~~ *An emergency operations plan* development committee;
- 22 2. A school committee;
- 23 3. *The board of trustees of a school district or governing body*  
24 *of a charter school if the meeting concerns the review of a plan*  
25 *submitted pursuant to subsection 3 of NRS 388.243 or a summary*  
26 *presented or provided pursuant to paragraph (e) or (i) of*  
27 *subsection 2 of NRS 388.910;*

28 4. The State Board if the meeting concerns a regulation  
29 adopted pursuant to NRS 388.255;

30 ~~4.~~ 5. The Department of Education if the meeting concerns  
31 the model plan developed pursuant to NRS 388.253; or

32 ~~5.~~ 6. The Division of Emergency Management of the  
33 Department of Public Safety if the meeting concerns the ~~approval~~  
34 *review* of a plan developed pursuant to NRS 388.243 or the  
35 ~~approval~~ *review* of a plan updated pursuant to NRS 388.245.

36 **Sec. 10.** NRS 388.910 is hereby amended to read as follows:

37 388.910 1. The superintendent of schools of each school  
38 district shall designate an employee at the district level to serve as  
39 the school safety specialist for the district. The ~~principal~~  
40 *governing body* of each charter school shall designate an employee  
41 to serve as the school safety specialist for the charter school. Not  
42 later than 1 year after being designated pursuant to this subsection, a  
43 school safety specialist shall complete the training provided by the  
44 Office for a Safe and Respectful Learning Environment pursuant to  
45 NRS 388.1323.



2. A school safety specialist shall:

(a) Review policies and procedures of the school district or charter school, as applicable, that relate to school safety to determine whether those policies and procedures comply with state laws and regulations;

(b) Ensure that each school employee who interacts directly with pupils as part of his or her job duties receives information concerning mental health services available in the school district or charter school, as applicable, and persons to contact if a pupil needs such services;

(c) Ensure the provision to school employees and pupils of appropriate training concerning:

(1) Mental health;

(2) Emergency procedures, including, without limitation, the plan developed pursuant to NRS 388.243; and

(3) Other matters relating to school safety and security;

(d) Annually conduct a school security risk assessment and submit the school security risk assessment to the Office for a Safe and Respectful Learning Environment for review pursuant to NRS 388.1323;

(e) Present a summary of the school security risk assessment conducted pursuant to paragraph (d) and any recommendations to improve school safety and security based on the assessment at a ~~public~~ meeting of the board of trustees of the school district or governing body of the charter school, as applicable;

(f) Not later than 30 days after the meeting described in paragraph (e), provide to the Director a summary of the school security risk assessment, any recommendations to improve school safety and security based on the assessment and any actions taken by the board of trustees or governing body, as applicable, based on those recommendations;

(g) Serve as the liaison for the school district or charter school, as applicable, with local public safety agencies, other governmental agencies, nonprofit organizations and the public regarding matters relating to school safety and security;

(h) At least once every 3 years, provide ~~a tour of each school in the district or the charter school, as applicable, to~~ employees of public safety agencies that are likely to be first responders to a crisis, emergency or suicide *or other hazard* at ~~the~~ a public school ~~an opportunity to participate in an activity to familiarize themselves with the blueprints of the school in a manner that complies with NRS 393.045;~~ and

(i) Provide ~~a written record~~ to the board of trustees of the school district or the governing body of the charter school, as applicable, ~~of~~ any recommendations made by an employee of a



1 public safety agency as a result of ~~[a-four]~~ *an activity* provided  
2 pursuant to paragraph (h). The board of trustees or governing body,  
3 as applicable, shall maintain a *confidential* record of such  
4 recommendations.

5 3. In a school district in a county whose population is 100,000  
6 or more, the school safety specialist shall collaborate with the  
7 emergency manager designated pursuant to NRS 388.262 where  
8 appropriate in the performance of the duties prescribed in  
9 subsection 2.

10 4. As used in this section:

11 (a) "Crisis" has the meaning ascribed to it in NRS 388.231.

12 (b) "Emergency" has the meaning ascribed to it in  
13 NRS 388.233.

14 **Sec. 11.** NRS 394.1682 is hereby amended to read as follows:

15 394.1682 ~~["Development"]~~ *"Emergency operations plan*  
16 *development committee"* means a committee established pursuant to  
17 NRS 394.1685.

18 **Sec. 12.** NRS 394.1685 is hereby amended to read as follows:

19 394.1685 1. The governing body of each private school shall  
20 establish ~~[a]~~ *an emergency operations plan* development committee  
21 to develop a plan to be used by the private school in responding to a  
22 crisis, emergency or suicide ~~[and]~~ *and all other hazards.*

23 2. The membership of ~~[a]~~ *an emergency operations plan*  
24 development committee consists of:

25 (a) At least one member of the governing body;

26 (b) At least one administrator of the school;

27 (c) At least one teacher of the school;

28 (d) At least one employee of the school who is not a teacher and  
29 who is not responsible for the administration of the school;

30 (e) At least one parent or legal guardian of a pupil who is  
31 enrolled in the school ~~[and]~~ *and who is not an employee of the school;*

32 (f) At least one representative of a local law enforcement agency  
33 in the county in which the school is located; and

34 (g) At least one representative of a state or local organization for  
35 emergency management.

36 3. The membership of ~~[a]~~ *an emergency operations plan*  
37 development committee may also include any other person whom  
38 the governing body deems appropriate, including, without  
39 limitation:

40 (a) A counselor of the school;

41 (b) A psychologist of the school;

42 (c) A licensed social worker of the school;

43 (d) A pupil in grade 10 or higher of the school if the school  
44 includes grade 10 or higher; and



1 (e) An attorney or judge who resides or works in the county in  
2 which the school is located.

3 4. The governing body of each private school shall determine  
4 the term of each member of the *emergency operations plan*  
5 development committee that it established. Each *emergency*  
6 *operations plan* development committee may adopt rules for its  
7 own management and government.

8 **Sec. 13.** NRS 394.1687 is hereby amended to read as follows:

9 394.1687 1. Each *emergency operations plan* development  
10 committee shall develop a plan to be used by its school in  
11 responding to a crisis, emergency or suicide ~~and~~ *and all other*  
12 *hazards*. Each *emergency operations plan* development committee  
13 shall, when developing the plan:

14 (a) Consult with local social service agencies and local public  
15 safety agencies in the county in which its school is located.

16 (b) Consult with the director of the local organization for  
17 emergency management or, if there is no local organization for  
18 emergency management, with the Chief of the Division of  
19 Emergency Management of the Department of Public Safety or his  
20 or her designee.

21 2. The plan developed pursuant to subsection 1 must include,  
22 without limitation:

23 (a) The plans, procedures and information included in the model  
24 plan developed by the Department pursuant to NRS 388.253;

25 (b) A procedure for immediately responding to a crisis or an  
26 emergency and for responding during the period after a crisis or an  
27 emergency has concluded, including, without limitation, a crisis or  
28 an emergency that results in immediate physical harm to a pupil or  
29 employee of the school; and

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

33 3. Each *emergency operations plan* development committee  
34 shall provide *for review* a copy of the plan that it develops pursuant  
35 to this section to the governing body of the school that established  
36 the committee.

37 4. Except as otherwise provided in NRS 394.1691 and  
38 394.1692, each private school must comply with the plan developed  
39 for it pursuant to this section.

40 **Sec. 14.** NRS 394.1688 is hereby amended to read as follows:

41 394.1688 1. Each *emergency operations plan* development  
42 committee shall, at least once each year, review and update as  
43 appropriate the plan that it developed pursuant to NRS 394.1687. In  
44 reviewing and updating the plan, the *emergency operations plan*  
45 development committee shall consult with the director of the local



1 organization for emergency management or, if there is no local  
2 organization for emergency management, with the Chief of the  
3 Division of Emergency Management of the Department of Public  
4 Safety or his or her designee.

5 2. On or before July 1 of each year, each *emergency*  
6 *operations plan* development committee shall provide an updated  
7 copy of the plan to the governing body of the school.

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

9 (a) Post a notice of the completion of each review and update  
10 that its *emergency operations plan* development committee  
11 performs pursuant to subsection 1 ~~at~~ *on the Internet website*  
12 *maintained by* the school;

13 (b) File with the Department a copy of the notice ~~provided~~  
14 *posted* pursuant to paragraph (a);

15 (c) Post a ~~copy of~~ *link to* NRS 388.253 and 394.168 to  
16 394.1699, inclusive, ~~at~~ *on the Internet website maintained by* the  
17 school;

18 (d) Retain a copy of each plan developed pursuant to NRS  
19 394.1687, each plan updated pursuant to subsection 1 and each  
20 deviation approved pursuant to NRS 394.1692;

21 (e) On or before July 1 of each year, provide a copy of each plan  
22 developed pursuant to NRS 394.1687 and each plan updated  
23 pursuant to subsection 1 to:

24 (1) Each local public safety agency in the county in which  
25 the school is located;

26 (2) The Division of Emergency Management of the  
27 Department of Public Safety; and

28 (3) The local organization for emergency management, if  
29 any;

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

34 (g) Upon request, provide a copy of each deviation approved  
35 pursuant to NRS 394.1692 to:

36 (1) The Department;

37 (2) A local public safety agency in the county in which the  
38 school is located;

39 (3) The Division of Emergency Management of the  
40 Department of Public Safety;

41 (4) The local organization for emergency management, if  
42 any;

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

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

45 and



1 (h) At least once each year, provide training in responding to a  
2 crisis and training in responding to an emergency to each employee  
3 of the school, including, without limitation, training concerning  
4 drills for evacuating and securing the school.

5 4. As used in this section, "public safety agency" has the  
6 meaning ascribed to it in NRS 388.2345.

7 **Sec. 15.** NRS 394.1691 is hereby amended to read as follows:

8 394.1691 1. Each school committee shall, at least once each  
9 year, review the plan developed for its school pursuant to NRS  
10 394.1687 and determine whether the school should deviate from the  
11 plan.

12 2. Each school committee shall ~~[, when reviewing the plan,~~  
13 ~~consult with:~~

14 ~~—(a) The local social service agencies and law enforcement~~  
15 ~~agencies in the county, city or town in which its school is located.~~

16 ~~—(b) The director of the local organization for emergency~~  
17 ~~management or, if there is no local organization for emergency~~  
18 ~~management, with the Chief of the Division of Emergency~~  
19 ~~Management of the Department of Public Safety or his or her~~  
20 ~~designee.]~~ *consider the specific needs and characteristics of the*  
21 *school, including, without limitation, the length of time for law*  
22 *enforcement to respond to the school and for a fire-fighting*  
23 *agency to respond to a fire, explosion or similar emergency.*

24 3. If a school committee determines that its school should  
25 deviate from the plan, the school committee shall notify the  
26 *emergency operations plan* development committee that developed  
27 the plan, describe the proposed deviation and explain the reason for  
28 the proposed deviation. The school may deviate from the plan only  
29 if the deviation is approved by the *emergency operations plan*  
30 development committee pursuant to NRS 394.1692.

31 4. Each private school shall post ~~[at]~~ *on the Internet website*  
32 *maintained by* the school a notice of the completion of each review  
33 that its school committee performs pursuant to this section.

34 **Sec. 16.** NRS 394.1692 is hereby amended to read as follows:

35 394.1692 1. ~~[A]~~ *An emergency operations plan* development  
36 committee that receives a proposed deviation from a school  
37 committee pursuant to NRS 394.1691 shall, within 60 days after it  
38 receives the proposed deviation:

39 (a) Review the proposed deviation and any information  
40 submitted with the proposed deviation; and

41 (b) Notify the school committee that submitted the proposed  
42 deviation whether the proposed deviation has been approved.

43 2. ~~[A]~~ *An emergency operations plan* development committee  
44 shall provide a copy of each deviation that it approves pursuant to





1 this section to the governing body of the private school that  
2 established the committee.

3 **Sec. 17.** NRS 394.1698 is hereby amended to read as follows:

4 394.1698 A plan developed pursuant to NRS 394.1687 or  
5 updated pursuant to NRS 394.1688, a deviation and any information  
6 submitted to ~~FA~~ *an emergency operations plan* development  
7 committee pursuant to NRS 394.1691 and a deviation approved  
8 pursuant to NRS 394.1692 are confidential and, except as otherwise  
9 provided in NRS 239.0115, 388.253 and 394.168 to 394.1699,  
10 inclusive, must not be disclosed to any person or government,  
11 governmental agency or political subdivision of a government.

12 **Sec. 18.** NRS 394.1699 is hereby amended to read as follows:

13 394.1699 The provisions of chapter 241 of NRS do not apply  
14 to a meeting of:

- 15 1. ~~FA~~ *An emergency operations plan* development committee;
- 16 2. A school committee; or
- 17 3. The Board if the meeting concerns a regulation adopted  
18 pursuant to NRS 394.1694.

19 **Sec. 19.** NRS 414.040 is hereby amended to read as follows:

20 414.040 1. A Division of Emergency Management is hereby  
21 created within the Department of Public Safety. The Chief of the  
22 Division is appointed by and holds office at the pleasure of  
23 the Director of the Department of Public Safety. The Division is the  
24 State Agency for Emergency Management and the State Agency for  
25 Civil Defense for the purposes of the Compact ratified by the  
26 Legislature pursuant to NRS 415.010. The Chief is the State's  
27 Director of Emergency Management and the State's Director of  
28 Civil Defense for the purposes of that Compact.

29 2. The Chief may employ technical, clerical, stenographic and  
30 other personnel as may be required, and may make such  
31 expenditures therefor and for other expenses of his or her office  
32 within the appropriation therefor, or from other money made  
33 available to him or her for purposes of emergency management, as  
34 may be necessary to carry out the purposes of this chapter.

35 3. The Chief, subject to the direction and control of the  
36 Director, shall carry out the program for emergency management in  
37 this State. The Chief shall coordinate the activities of all  
38 organizations for emergency management within the State, maintain  
39 liaison with and cooperate with agencies and organizations of other  
40 states and of the Federal Government for emergency management  
41 and carry out such additional duties as may be prescribed by the  
42 Director.

43 4. The Chief shall assist in the development of comprehensive,  
44 coordinated plans for emergency management by adopting an  
45 integrated process, using the partnership of governmental entities,



1 business and industry, volunteer organizations and other interested  
2 persons, for the mitigation of, preparation for, response to and  
3 recovery from emergencies or disasters. In adopting this process, the  
4 Chief shall:

5 (a) Except as otherwise provided in NRS 232.3532, develop  
6 written plans for the mitigation of, preparation for, response to and  
7 recovery from emergencies and disasters. The plans developed by  
8 the Chief pursuant to this paragraph must include the information  
9 prescribed in NRS 414.041 to 414.044, inclusive.

10 (b) Conduct activities designed to:

11 (1) Eliminate or reduce the probability that an emergency  
12 will occur or to reduce the effects of unavoidable disasters;

13 (2) Prepare state and local governmental agencies, private  
14 organizations and other persons to be capable of responding  
15 appropriately if an emergency or disaster occurs by fostering the  
16 adoption of plans for emergency operations, conducting exercises to  
17 test those plans, training necessary personnel and acquiring  
18 necessary resources;

19 (3) Test periodically plans for emergency operations to  
20 ensure that the activities of state and local governmental agencies,  
21 private organizations and other persons are coordinated;

22 (4) Provide assistance to victims, prevent further injury or  
23 damage to persons or property and increase the effectiveness of  
24 recovery operations; and

25 (5) Restore the operation of vital community life-support  
26 systems and return persons and property affected by an emergency  
27 or disaster to a condition that is comparable to or better than what  
28 existed before the emergency or disaster occurred.

29 5. In addition to any other requirement concerning the program  
30 of emergency management in this State, the Chief shall:

31 (a) Maintain an inventory of any state or local services,  
32 equipment, supplies, personnel and other resources related to  
33 participation in the Nevada Intrastate Mutual Aid System  
34 established pursuant to NRS 414A.100;

35 (b) Coordinate the provision of resources and equipment within  
36 this State in response to requests for mutual aid pursuant to NRS  
37 414.075 or chapter 414A of NRS;

38 (c) Coordinate with state agencies, local governments, Indian  
39 tribes or nations and special districts to use the personnel and  
40 equipment of those state agencies, local governments, Indian tribes  
41 or nations and special districts as agents of the State during a  
42 response to a request for mutual aid pursuant to NRS 414.075 or  
43 414A.130; and

44 (d) Provide notice:



1 (1) On or before February 15 of each year to the governing  
2 body of each political subdivision of whether the political  
3 subdivision has complied with the requirements of NRS 239C.250;

4 (2) On or before February 15 of each year to the Chair of the  
5 Public Utilities Commission of Nevada of whether each utility that  
6 is not a governmental utility and each provider of new electric  
7 resources has complied with the requirements of NRS 239C.270;

8 (3) On or before February 15 of each year to the Governor of  
9 whether each governmental utility described in subsection 1 of NRS  
10 239C.050 and each provider of new electric resources has complied  
11 with the requirements of NRS 239C.270;

12 (4) On or before February 15 of each year to the governing  
13 body of each governmental utility described in subsection 2 of NRS  
14 239C.050 and each provider of new electric resources of whether  
15 each such governmental utility has complied with the requirements  
16 of NRS 239C.270;

17 (5) On or before August 15 of each year to the  
18 Superintendent of Public Instruction of whether each board of  
19 trustees of a school district, governing body of a charter school or  
20 governing body of a private school has complied with the  
21 requirements of NRS 388.243 or 394.1687, as applicable; and

22 (6) On or before November 15 of each year to the Chair of  
23 the Nevada Gaming Control Board of whether each resort hotel has  
24 complied with the requirements of NRS 463.790.

25 6. The Division shall:

26 (a) Perform the duties required pursuant to chapter 415A of  
27 NRS;

28 (b) Perform the duties required pursuant to NRS 353.2753 at the  
29 request of a state agency or local government;

30 (c) Adopt regulations setting forth the manner in which federal  
31 funds received by the Division to finance projects related to  
32 emergency management and homeland security are allocated, except  
33 with respect to any funds committed by specific statute to the  
34 regulatory authority of another person or agency, including, without  
35 limitation, funds accepted by the State Emergency Response  
36 Commission pursuant to NRS 459.740; and

37 (d) Submit a written report to the Nevada Commission on  
38 Homeland Security within 60 days of making a grant of money to a  
39 state agency, political subdivision or tribal government to pay for a  
40 project or program relating to the prevention of, detection of,  
41 mitigation of, preparedness for, response to and recovery from acts  
42 of terrorism that includes, without limitation:

43 (1) The total amount of money that the state agency, political  
44 subdivision or tribal government has been approved to receive for  
45 the project or program;



1 (2) A description of the project or program; and  
2 (3) An explanation of how the money may be used by the  
3 state agency, political subdivision or tribal government.

4 7. The Division shall develop a written guide for the  
5 preparation and maintenance of an emergency response plan to  
6 assist a person or governmental entity that is required to file a plan  
7 pursuant to NRS 239C.250, 239C.270, 388.243, 394.1687 or  
8 463.790. The Division shall review the guide on an annual basis and  
9 revise the guide if necessary. On or before January 15 of each year,  
10 the Division shall provide the guide to:

11 (a) Each political subdivision required to adopt a response plan  
12 pursuant to NRS 239C.250;

13 (b) Each utility and each provider of new electric resources  
14 required to prepare and maintain an emergency response plan  
15 pursuant to NRS 239C.270;

16 (c) Each *emergency operations plan* development committee  
17 required to develop a plan to be used in responding to a crisis,  
18 emergency or suicide *and all other hazards* by:

19 (1) A public school or charter school pursuant to NRS  
20 388.243; or

21 (2) A private school pursuant to NRS 394.1687; and

22 (d) Each resort hotel required to adopt an emergency response  
23 plan pursuant to NRS 463.790.

24 **Sec. 20.** This act becomes effective upon passage and  
25 approval.

