

ASSEMBLY BILL NO. 217—ASSEMBLYMEMBER GONZÁLEZ

PREFILED FEBRUARY 3, 2025

Referred to Committee on Education

SUMMARY—Revises provisions relating to law enforcement on school property. (BDR 34-201)

FISCAL NOTE: Effect on Local Government: Increases or Newly Provides for Term of Imprisonment in County or City Jail or Detention Facility.  
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; prohibiting school districts, public schools and their employees from providing permission to access school district facilities to certain federal officials investigating or enforcing immigration laws; prohibiting school districts, public schools and their employees from providing information concerning pupils to certain federal, state or local officials investigating or enforcing immigration laws; prohibiting a school police officer or employee of certain school districts from using a chemical agent or electronic stun device against pupils or minors in certain settings; requiring certain entities to prepare and submit a report to the board of trustees of a school district after such prohibited instruments are used; requiring the board of trustees of the school district to conduct an investigation and make certain determinations after receiving such a report; providing penalties; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law requires the Attorney General to publish model policies for  
2 limiting, to the fullest extent possible and consistent with any applicable law,  
3 immigration enforcement at certain public places, including public schools. (NRS  
4 228.208) **Section 1** of this bill prohibits a school district, public school or any  
5 employee of a school district or public school, except pursuant to a lawful court  
6 order or warrant, from providing a United States Immigration and Customs  
7 Enforcement officer, or other federal official engaging in the investigation or



8 enforcement of immigration laws: (1) permission to access the grounds, buildings  
9 or facilities of a school district or public school; or (2) the education records of or  
10 information about a pupil or the family or household of a pupil. **Section 1**  
11 additionally applies the prohibition on the provision of the education records of or  
12 information about a pupil or the family or household of a pupil to a state or local  
13 law enforcement officer engaged in the investigation or enforcement of  
14 immigration laws. **Section 1** makes a violation of this prohibition punishable as a  
15 misdemeanor.

16 Existing law authorizes: (1) the board of trustees of a school district to employ,  
17 appoint or contract for the provision of school police officers; and (2) the governing  
18 body of a charter school to contract with the board of trustees of the school district  
19 in which the charter school is located to provide school police officers. (NRS  
20 388A.384, 391.281) **Section 2** of this bill makes it a misdemeanor for a school  
21 police officer or employee of a school district in a county whose population is  
22 700,000 or more (currently only Clark County) to use a chemical agent or  
23 electronic stun device on a pupil or minor while: (1) on or in school grounds,  
24 property, buildings or any other school district facilities; (2) on or in the grounds,  
25 property, buildings or any other facilities in which a charter school is located, if the  
26 board of trustees of the school district has entered into a contract with the charter  
27 school for the provision of school police officers; or (3) at activities or events  
28 sponsored by the school district or charter school that are not located on school  
29 property. **Section 2** additionally requires that, if a school police officer or employee  
30 of a school district uses or orders the use of a chemical agent or electronic stun  
31 device against a pupil or minor, the school in which he or she is assigned or the  
32 metropolitan police department or sheriff's office that is his or her employer, as  
33 applicable, must prepare and submit a report to the board of trustees of the school  
34 district in which the incident occurred. **Section 2** further requires: (1) certain  
35 information to be included in the report; (2) the board of trustees of the school  
36 district to conduct an independent investigation of the incident; (3) the board of  
37 trustees of the school district to determine whether the incident was justified; and  
38 (4) the board of trustees of the school district to determine whether to change  
39 certain policies and procedures of the school district or make recommendations for  
40 the adoption or modification of certain policies to the metropolitan police  
41 department or sheriff's department.

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

1 **Section 1.** Chapter 388 of NRS is hereby amended by adding  
2 thereto a new section to read as follows:

3 *1. A school district or public school, and any employee of a*  
4 *school district or public school, shall not grant a United States*  
5 *Immigration and Customs Enforcement officer, or other federal*  
6 *official engaging in the investigation or enforcement of*  
7 *immigration laws, permission to access the grounds, buildings or*  
8 *facilities of a school district or public school without a lawful*  
9 *order or warrant issued by a court of competent jurisdiction.*

10 *2. A school district or public school, and any employee of a*  
11 *school district or public school, shall not disclose or provide in*  
12 *writing, verbally or in any other manner, the education records of*



1 *or any information about a pupil, or the family or household of a*  
2 *pupil, to a United States Immigration and Customs Enforcement*  
3 *officer or other federal official, or a state or local law enforcement*  
4 *officer, engaging in the investigation or enforcement of*  
5 *immigration laws, except pursuant to a lawful order or warrant*  
6 *issued by a court of competent jurisdiction.*

7 *3. Any person who knowingly and willfully violates the*  
8 *provisions of this section is guilty of a misdemeanor.*

9 *4. As used in this section, "public school" includes, without*  
10 *limitation, a charter school or university school for profoundly*  
11 *gifted pupils.*

12 **Sec. 2.** Chapter 391 of NRS is hereby amended by adding  
13 thereto a new section to read as follows:

14 *1. A school police officer or employee of a school district in a*  
15 *county whose population is 700,000 or more shall not use a*  
16 *chemical agent or electronic stun device against any pupil or*  
17 *minor while:*

18 *(a) On or in school grounds, property, buildings or any other*  
19 *school district facilities;*

20 *(b) If the board of trustees has entered into a contract with a*  
21 *charter school for the provision of school police officers pursuant*  
22 *to NRS 388A.384, on or in the grounds, property, buildings or any*  
23 *other facilities in which the charter school is located; or*

24 *(c) At activities or events sponsored by the school district or*  
25 *charter school that are in a location other than the school*  
26 *grounds, property, buildings or facilities within the school district*  
27 *or charter school.*

28 *2. If a school police officer or employee of a school district in*  
29 *a county whose population is 700,000 or more uses or orders the*  
30 *use of a chemical agent or electronic stun device against a pupil or*  
31 *minor in a manner prohibited by subsection 1, the school in which*  
32 *he or she is assigned or, if the board of trustees of the school*  
33 *district has contracted with a metropolitan police department*  
34 *created pursuant to chapter 280 of NRS or with the sheriff of that*  
35 *county for the provision of school police officers, the metropolitan*  
36 *police department or sheriff's office that employs the school police*  
37 *officer must prepare and submit a report to the school district in*  
38 *which the incident occurred describing:*

39 *(a) Measures that the school police officer or employee of a*  
40 *school district took before the incident occurred to reduce the*  
41 *probability for disorder and disruption; and*

42 *(b) Actions taken before the incident occurred to de-escalate or*  
43 *stabilize the situation to avoid using a chemical agent or electronic*  
44 *stun device against a pupil or minor.*



1       3. *The board of trustees of a school district that receives a*  
2 *report prepared pursuant to subsection 2 shall:*

- 3       (a) *Review the report;*  
4       (b) *Conduct an independent investigation of the incident; and*  
5       (c) *Determine whether:*

6           (1) *The measures or actions described in the report were*  
7 *consistent with any policies or procedures of the school district*  
8 *regarding de-escalation or the use of force;*

9           (2) *The use of the chemical agent or electronic stun device*  
10 *was justified; and*

11           (3) *To revise the policies and procedures of the school*  
12 *district regarding de-escalation and the use of force or, if the*  
13 *school district contracts with a metropolitan police department*  
14 *created pursuant to chapter 280 of NRS or with the sheriff of that*  
15 *county for the provision of school police officers, make*  
16 *recommendations to the metropolitan police department or sheriff*  
17 *for the modification or adoption of policies and training*  
18 *procedures to prevent future violations of subsection 1.*

19       4. *Any person who violates the provisions of subsection 1 is*  
20 *guilty of a misdemeanor.*

21       5. *As used in this section:*

22       (a) *“Chemical agent” means any chemical which can rapidly*  
23 *produce sensory irritation or disabling physical effects in humans,*  
24 *which disappear within a short time following termination of*  
25 *exposure. The term includes, without limitation, items commonly*  
26 *referred to as tear gas, pepper spray, pepper balls and oleoresin*  
27 *capsicum.*

28       (b) *“Electronic stun device” means a device that:*

29           (1) *Emits an electrical charge or current that is transmitted*  
30 *by projectile, physical contact or other means; and*

31           (2) *Is designed to disable a person or animal temporarily or*  
32 *permanently.*

33       (c) *“School police officer” includes a peace officer who is*  
34 *employed by a metropolitan police department created pursuant to*  
35 *chapter 280 of NRS or a sheriff’s office that has contracted with a*  
36 *school district to provide police services in public schools pursuant*  
37 *to NRS 391.281.*

38       **Sec. 3.** This act becomes effective on July 1, 2025.

