
ASSEMBLY BILL NO. 15—COMMITTEE ON EDUCATION

PREFILED JANUARY 7, 1999

(ON BEHALF OF LEGISLATIVE COMMISSION'S STUDY OF
SPECIAL EDUCATION AND STUDENT DISCIPLINE)

Referred to Committee on Education

SUMMARY—Makes various changes regarding truancy and discipline of habitual truants.
(BDR 34-319)

FISCAL NOTE: Effect on Local Government: Yes.
Effect on the State or on Industrial Insurance: 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 programs of accountability of school districts; making various changes regarding truancy and the discipline of pupils who are habitual truants; expanding the circumstances under which probation officers may serve as juvenile court masters; revising the actions that a juvenile court must take against a pupil who is found to be a habitual truant; 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 385.347 is hereby amended to read as follows:
2 385.347 1. The board of trustees of each school district in this state,
3 in cooperation with associations recognized by the state board as
4 representing licensed personnel in education in the district, shall adopt a
5 program providing for the accountability of the school district to the
6 residents of the district and to the state board for the quality of the schools
7 and the educational achievement of the pupils in the district, including,
8 without limitation, pupils enrolled in charter schools in the school district.
9 2. The board of trustees of each school district shall, on or before
10 March 31 of each year, report to the residents of the district concerning:
11 (a) The educational goals and objectives of the school district.
12 (b) Pupil achievement for grades 4, 8, 10 and 11 for each school in the
13 district and the district as a whole, including, without limitation, each

1 charter school in the district. Unless otherwise directed by the department,
2 the board of trustees of the district shall base its report on the results of the
3 examinations administered pursuant to NRS 389.015 and shall compare the
4 results of those examinations for the current school year with those of
5 previous school years. The report must include, for each school in the
6 district, including, without limitation, each charter school in the district,
7 and each grade in which the examinations were administered:

8 (1) The number of pupils who took the examinations;

9 (2) An explanation of instances in which a school was exempt from
10 administering or a pupil was exempt from taking an examination; and

11 (3) A record of attendance for the period in which the examinations
12 were administered, including an explanation of any difference in the
13 number of pupils who took the examinations and the number of pupils in
14 attendance in that period.

15 In addition, the board shall also report the results of other examinations of
16 pupil achievement administered to pupils in the school district in grades
17 other than 4, 8, 10 and 11. The results of these examinations for the current
18 school year must be compared with those of previous school years.

19 (c) The ratio of pupils to teachers in kindergarten and at each grade level
20 for each elementary school in the district and the district as a whole,
21 including, without limitation, each charter school in the district, the average
22 class size for each required course of study for each secondary school in the
23 district and the district as a whole, including, without limitation, each
24 charter school in the district, and other data concerning licensed and
25 unlicensed employees of the school district.

26 (d) A comparison of the types of classes that each teacher has been
27 assigned to teach with the qualifications and licensure of the teacher, for
28 each school in the district and the district as a whole, including, without
29 limitation, each charter school in the district.

30 (e) The total expenditure per pupil for each school in the district and the
31 district as a whole, including, without limitation, each charter school in the
32 district.

33 (f) The curriculum used by the school district, including:

34 (1) Any special programs for pupils at an individual school; and

35 (2) The curriculum used by each charter school in the district.

36 (g) ~~The annual rate~~ **Records** of the attendance and truancy of pupils in
37 all grades, including, without limitation, the average daily attendance of
38 pupils, for each school in the district and the district as a whole, including,
39 without limitation, each charter school in the district.

40 (h) The annual rate of pupils who drop out of school in grades 9 to 12,
41 inclusive, for each such grade, for each school in the district and for the
42 district as a whole ~~+~~, **excluding pupils who:**

1 ***(1) Provide proof to the school district of successful completion of***
2 ***the examinations of general educational development.***

3 ***(2) Are enrolled in courses that are approved by the department as***
4 ***meeting the requirements for an adult standard diploma.***

5 ***(3) Withdraw from school to attend another school.***

6 (i) Records of attendance of teachers who provide instruction, for each
7 school in the district and the district as a whole, including, without
8 limitation, each charter school in the district.

9 (j) Efforts made by the school district and by each school in the district,
10 including, without limitation, each charter school in the district, to increase:

11 (1) Communication with the parents of pupils in the district; and

12 (2) The participation of parents in the educational process and
13 activities relating to the school district and each school, including, without
14 limitation, the existence of parent organizations and school advisory
15 committees.

16 (k) Records of incidents involving weapons or violence for each school
17 in the district, including, without limitation, each charter school in the
18 district.

19 (l) Records of incidents involving the use or possession of alcoholic
20 beverages or controlled substances for each school in the district, including,
21 without limitation, each charter school in the district.

22 (m) Records of the suspension and expulsion of pupils required or
23 authorized pursuant to NRS 392.466 and 392.467.

24 (n) The transiency rate of pupils for each school in the district and the
25 district as a whole, including, without limitation, each charter school in the
26 district.

27 (o) Each source of funding for the school district.

28 (p) For each high school in the district, including, without limitation,
29 each charter school in the district, the percentage of pupils who graduated
30 from that high school or charter school in the immediately preceding year
31 and enrolled in remedial courses in reading, writing or mathematics at a
32 university or community college within the University and Community
33 College System of Nevada.

34 (q) The technological facilities and equipment available at each school,
35 including, without limitation, each charter school, and the district's plan to
36 incorporate educational technology at each school.

37 (r) Such other information as is directed by the superintendent of public
38 instruction.

39 ***(s) The number of habitual truants who are reported to a school police***
40 ***officer or law enforcement agency pursuant to paragraph (a) of***
41 ***subsection 2 of section 3 of this act and the number of habitual truants***
42 ***who are referred to an advisory board to review school attendance***

pursuant to paragraph (b) of subsection 2 of section 3 of this act, for each school in the district and for the district as a whole.

3. The superintendent of public instruction shall:

(a) Prescribe forms for the reports required pursuant to subsection 2 and provide the forms to the respective school districts.

(b) Provide statistical information and technical assistance to the school districts to ensure that the reports provide comparable information with respect to each school in each district and among the districts.

(c) Consult with a representative of the:

(1) Nevada State Education Association;

(2) Nevada Association of School Boards;

(3) Nevada Association of School Administrators;

(4) Nevada Parent Teachers Association;

(5) Budget division of the department of administration; and

(6) Legislative counsel bureau,

concerning the program and consider any advice or recommendations submitted by the representatives with respect to the program.

4. On or before April 15 of each year, the board of trustees of each school district shall submit to ~~the advisory~~ *each* board to review school attendance created in the county pursuant to NRS 392.126 the information required in paragraph (g) of subsection 2.

Sec. 2. Chapter 392 of NRS is hereby amended by adding thereto the provisions set forth as sections 3, 4 and 5 of this act.

Sec. 3. 1. *If a pupil has three or more unapproved absences from school, the school in which the pupil is enrolled shall take reasonable actions designed, as applicable, to encourage, enable or convince the pupil to attend school.*

2. *If a pupil is a habitual truant pursuant to NRS 392.140, the principal of the school shall:*

(a) Report the pupil to a school police officer or to the local law enforcement agency for investigation and issuance of a citation, if warranted, in accordance with NRS 392.142; or

(b) Submit a written referral of the pupil to the advisory board to review school attendance in the county in accordance with section 4 of this act.

3. *The board of trustees of each school district shall adopt criteria to determine whether the principal of a school shall report a pupil to a school police officer or law enforcement agency pursuant to paragraph (a) of subsection 2 or refer a pupil to an advisory board to review school attendance pursuant to paragraph (b) of subsection 2.*

Sec. 4. *A written referral of a pupil to an advisory board to review school attendance must include the dates on which the pupil was truant from school and all action taken by the school to assist the pupil to attend*

1 school. The advisory board may request clarification of any information
2 contained in the written referral or any additional information that the
3 advisory board considers necessary. The school shall provide written
4 notice of the referral to the parents or legal guardian of the pupil. The
5 written notice must include, without limitation:

- 6 1. The name and address of the pupil referred;
- 7 2. A written explanation of the reason for the referral;
- 8 3. A summary of the provisions of section 5 of this act; and
- 9 4. The address and telephone number of the advisory board to review
10 school attendance.

11 **Sec. 5. 1.** If an advisory board to review school attendance receives
12 a written referral of a pupil pursuant to section 4 of this act, the advisory
13 board shall set a date, time and place for a hearing. The pupil and his
14 parents or legal guardian shall attend the hearing held by the advisory
15 board. The hearing must be closed to the public. The chairman of an
16 advisory board to review school attendance may request that subpoenas
17 for a hearing conducted pursuant to this section be issued to:

18 (a) The parent or legal guardian of a pupil who has been referred to
19 the advisory board or any other person that the advisory board considers
20 necessary to the hearing.

21 (b) A pupil who has been referred to the advisory board.

22 2. If a pupil and his parents or legal guardian do not attend the
23 hearing, the chairman of the advisory board shall report the pupil to a
24 school police officer or to the appropriate local law enforcement agency
25 for investigation and issuance of a citation, if warranted in accordance
26 with NRS 392.142.

27 3. If an advisory board to review school attendance determines that
28 the status of a pupil as a habitual truant can be adequately addressed
29 through participation by the pupil in programs and services available in
30 the community, the advisory board shall order the pupil to participate in
31 such programs and services. If the pupil does not agree to participate in
32 such programs and services, the chairman of the advisory board shall
33 report the pupil to a school police officer or to the appropriate local law
34 enforcement agency for investigation and issuance of a citation, if
35 warranted in accordance with NRS 392.142. If the pupil agrees to
36 participate in such programs and services, the advisory board, the pupil
37 and the parents or legal guardian of the pupil shall enter into a written
38 agreement that:

39 (a) Sets forth the findings of the advisory board;

40 (b) Sets forth the terms and conditions of the pupil's participation in
41 the programs and services designated by the advisory board; and

42 (c) Adequately informs the pupil and his parents or legal guardian
43 that if the pupil or his parents or legal guardian do not comply with the

1 *terms of the written agreement, the chairman of the advisory board is*
2 *legally obligated to report the pupil to a school police officer or to the*
3 *appropriate local law enforcement agency for investigation and issuance*
4 *of a citation, if warranted in accordance with NRS 392.142.*

5 *The parents or legal guardian of the pupil shall, upon the request of the*
6 *advisory board, provide proof satisfactory to the advisory board that the*
7 *pupil is participating in the programs and services set forth in the written*
8 *agreement.*

9 *4. The chairman of an advisory board to review school attendance*
10 *shall report a pupil to a school police officer or to the appropriate local*
11 *law enforcement agency if:*

12 *(a) The pupil and his parents or legal guardian fail to attend a*
13 *hearing set by the advisory board pursuant to subsection 1;*

14 *(b) The advisory board determines that the status of a pupil as a*
15 *habitual truant cannot be adequately addressed by requiring the pupil to*
16 *participate in programs and services available in the community;*

17 *(c) The pupil does not consent to participation in programs and*
18 *services pursuant to subsection 3; or*

19 *(d) The pupil or his parents or legal guardian violates the terms of the*
20 *written agreement entered into pursuant to subsection 3.*

21 *5. If a chairman of an advisory board makes such a report to a*
22 *school police officer or local law enforcement agency, the chairman*
23 *shall:*

24 *(a) Submit to the school police officer or law enforcement agency, as*
25 *applicable, written documentation of all efforts made by the advisory*
26 *board to address the status of the pupil as a habitual truant; and*

27 *(b) Make recommendations to the school police officer or law*
28 *enforcement agency, as applicable, regarding the appropriate disposition*
29 *of the case.*

30 **Sec. 6.** NRS 392.126 is hereby amended to read as follows:

31 392.126 1. There is hereby created in each county at least one
32 advisory board to review school attendance. The membership of each such
33 board may consist of:

34 (a) One probation officer in the county who works on cases relating to
35 juveniles, appointed by the judge or judges of the juvenile court of the
36 county;

37 (b) One representative of a law enforcement agency in the county who
38 works on cases relating to juveniles, appointed by the judge or judges of
39 the juvenile court of the county;

40 (c) One representative of the district attorney for the county, appointed
41 by the district attorney;

1 (d) One parent or legal guardian of a pupil who is enrolled in a public
2 school in the county, *or his designee or alternate*, appointed by the
3 president of the board of trustees of the school district;

4 (e) One member of the board of trustees of the school district, appointed
5 by the president of the board of trustees;

6 (f) One school counselor or school teacher employed by the school
7 district, appointed by an organization or association that represents licensed
8 educational personnel in the school district;

9 (g) One deputy sheriff in the county, appointed by the sheriff of the
10 county; and

11 (h) One representative of the local office of the division of child and
12 family services of the department of human resources, appointed by the
13 executive head of that office.

14 2. The members of each such board shall elect a chairman from among
15 their membership.

16 3. Each member of such a board must be appointed for a term of 2
17 years. A vacancy in the membership of the board must be filled in the same
18 manner as the original appointment for the remainder of the unexpired
19 term.

20 4. Each member of such a board serves without compensation, except
21 that, for each day or portion of a day during which a member of the board
22 attends a meeting of the board or is otherwise engaged in the business of
23 the board, he is entitled to receive the per diem allowance and travel
24 expenses provided for state officers and employees generally. The board of
25 trustees of the school district shall pay the per diem allowance and travel
26 expenses from the general fund of the school district.

27 **Sec. 7.** NRS 392.127 is hereby amended to read as follows:

28 392.127 The board of trustees of each school district shall provide
29 administrative support to ~~the~~ *each* advisory board to review school
30 attendance created ~~for~~ *in* its county pursuant to NRS 392.126.

31 **Sec. 8.** NRS 392.128 is hereby amended to read as follows:

32 392.128 1. Each advisory board to review school attendance created
33 pursuant to NRS 392.126 shall:

34 (a) Review the records of the ~~rate-of~~ attendance and truancy of pupils
35 submitted to the advisory board to review school attendance by the board
36 of trustees of the school district pursuant to subsection 4 of NRS 385.347;

37 (b) Identify factors that contribute to the ~~rate-of~~ truancy of pupils in
38 the school district;

39 (c) Establish programs to reduce the ~~rate-of~~ truancy of pupils in the
40 school district;

41 (d) At least annually, evaluate the effectiveness of those programs;

1 (e) Establish a procedure for schools and school districts for the
2 reporting of the status of pupils as habitual truants ; and ~~the issuance of~~
3 ~~citations pursuant to NRS 392.142; and~~

4 (f) Inform the parents and legal guardians of the pupils who are enrolled
5 in the schools within the district of the policies and procedures adopted
6 pursuant to the provisions of this section.

7 2. *The chairman of an advisory board may divide the advisory board*
8 *into subcommittees. The advisory board may delegate one or more of the*
9 *duties of the advisory board to a subcommittee of the advisory board,*
10 *including, without limitation, holding hearings pursuant to section 5 of*
11 *this act.*

12 3. An advisory board to review school attendance created in a county
13 pursuant to NRS 392.126 may use money appropriated by the legislature
14 and any other money made available to the advisory board for the use of
15 programs to reduce the truancy of pupils in the school district. The advisory
16 board to review school attendance shall, on a quarterly basis, provide to the
17 board of trustees of the school district an accounting of the money used by
18 the advisory board to review school attendance to reduce the ~~rate of~~
19 truancy of pupils in the school district.

20 **Sec. 9.** NRS 392.130 is hereby amended to read as follows:

21 392.130 1. Within the meaning of this chapter, a pupil shall be
22 deemed a truant who is absent from school without the written approval of
23 his teacher or the principal of the school, unless the pupil is physically or
24 mentally unable to attend school. The teacher or principal shall give his
25 written approval for a pupil to be absent if an emergency exists or upon the
26 request of a parent or legal guardian of the pupil. Before a pupil may attend
27 or otherwise participate in school activities outside the classroom during
28 regular classroom hours, he must receive the approval of the teacher or
29 principal.

30 2. Absence for ~~any part~~ *at least one period, or the equivalent of one*
31 *period for the school*, of a *school* day shall be deemed a truancy for the
32 purposes of this section.

33 3. If a pupil is physically or mentally unable to attend school, the
34 parent or legal guardian or other person having control or charge of the
35 pupil shall notify the teacher or principal of the school orally or in writing ,
36 *in accordance with the policy established by the board of trustees of the*
37 *school district*, within 3 days after the pupil returns to school.

38 4. An absence which has not been approved pursuant to subsection 1 or
39 3 shall be deemed an unapproved absence. In the event of an unapproved
40 absence, the teacher, attendance officer or other school official shall deliver
41 or cause to be delivered a written notice of truancy to the parent, legal
42 guardian or other person having control or charge of the child. The written
43 notice must be delivered to the parent, legal guardian or other person who

1 has control of the child. The written notice must inform the parents or legal
2 guardian of such absences in a form specified by the department.

3 5. As used in this section, "physically or mentally unable to attend"
4 does not include a physical or mental condition for which a pupil is excused
5 pursuant to NRS 392.050.

6 **Sec. 10.** NRS 392.140 is hereby amended to read as follows:

7 392.140 1. Any child who has been declared a truant ~~{three}~~ **five** or
8 more times within one school year must be declared a habitual truant.

9 2. Any child who has once been declared a habitual truant and who in
10 an immediately succeeding year is absent from school without the written:

11 (a) Approval of his teacher or the principal of the school pursuant to
12 subsection 1 of NRS 392.130; or

13 (b) Notice of his parent or legal guardian or other person who has
14 control or charge over the pupil pursuant to subsection 3 of NRS 392.130,
15 may again be declared a habitual truant.

16 **Sec. 11.** NRS 392.142 is hereby amended to read as follows:

17 392.142 1. ~~{The principal of a school shall report to the appropriate~~
18 ~~local law enforcement agency the name of any pupil enrolled in that school~~
19 ~~who is a habitual truant.~~

20 ~~—2.}~~ Upon receipt of ~~{such}~~ a report **{}** *pursuant to section 3 or 5 of this*
21 *act*, if it appears after investigation that ~~{the}~~ **a** pupil is a habitual truant, the
22 **school police officer or** law enforcement agency **to whom the report is**
23 **made** shall prepare a written citation directing the pupil to appear in the
24 proper juvenile court.

25 ~~{3.}~~ **2.** A copy of the citation must be delivered to the pupil and to the
26 parent, guardian or any other person who has control or charge of the pupil
27 by:

28 (a) The local law enforcement agency;

29 (b) A school police officer employed by the board of trustees of the
30 school district; or

31 (c) An attendance officer appointed by the board of trustees of the
32 school district.

33 ~~{4.}~~ **3.** The citation must be in the form prescribed for misdemeanor
34 citations in NRS 171.1773.

35 **Sec. 12.** NRS 62.090 is hereby amended to read as follows:

36 62.090 1. The judge, in his discretion, may appoint any person
37 qualified by previous experience, training and demonstrated interest in the
38 welfare of children as master. The master, upon the order of the judge in
39 proceedings arising under the provisions of this chapter, may swear
40 witnesses and take evidence. No probation officer may act as master unless
41 the proceeding concerns ~~{only a minor}~~ **a**:

42 (a) **Minor** traffic offense ~~{}~~ **;** or

43 (b) **Child who is alleged to be a habitual truant.**

1 2. Each master who is first appointed after July 1, 1981, shall attend
2 instruction at the National College of Juvenile and Family Law in Reno,
3 Nevada, in a course designed for the training of new judges of the juvenile
4 courts on the first occasion when such instruction is offered after he is
5 appointed.

6 3. The compensation of a master in juvenile sessions may not be taxed
7 against the parties, but when fixed by the judge must be paid out of
8 appropriations made for the expenses of the district court.

9 4. The judge may direct that the facts in any juvenile court proceeding,
10 from the inception of the matter, be found by the master in the same manner
11 as in the district court. Within 10 days after the evidence before him is
12 closed, the master shall file with the judge all papers relating to the case,
13 written findings of fact and recommendations.

14 5. Notice in writing of the master's findings and recommendations,
15 together with the notice of right of appeal as provided in this section, must
16 be given by the master, or someone designated by him, to the parent,
17 guardian or custodian, if any, of the child, to the child's attorney, to the
18 district attorney, and to any other person concerned. A hearing by the court
19 must be allowed if a person entitled to notice files with the court a request
20 for a hearing and the request is filed within 5 days after the giving of the
21 notice. The findings and recommendations of the master, upon approval by
22 the court evidenced by signature, constitute a decree of the court.

23 **Sec. 13.** NRS 62.130 is hereby amended to read as follows:

24 62.130 1. A petition alleging that a child is delinquent or a petition
25 for revocation may be signed by any person, including the district attorney,
26 who has knowledge of the facts alleged, or is informed of them and
27 believes that they are true.

28 2. A petition alleging that a child is in need of supervision may be
29 signed only by:

30 (a) A representative of a public or private agency licensed or authorized
31 to provide care or supervision of children;

32 (b) A representative of a public or private agency providing social
33 service for families; or

34 (c) A school **police** officer **[H] or other school officer**, law enforcement
35 officer or probation officer.

36 3. The district attorney shall prepare and sign every petition alleging
37 delinquency or need of supervision, and shall represent the petitioner in all
38 proceedings.

39 4. The petition must be entitled, "In the Matter of, a child,"
40 and must be verified by the person who signs it.

5. The petition must set forth specifically:

(a) The facts which bring the child within the jurisdiction of the court as indicated in NRS 62.040, and the date when delinquency occurred or need of supervision arose . ~~and~~

(b) The name, date of birth and address of the residence of the child . ~~and~~

(c) The names and address of the residence of his parents, guardian or custodian, and spouse if any. If neither of his parents, guardian or custodian resides or can be found within the state, or if their addresses are unknown, the petition must state the name of any known adult relative residing within the state, or if there is none, the known adult relative residing nearest to the court . ~~and~~

(d) Whether the child is in custody, and if so, the place of detention and the time he was taken into custody.

6. When any of the facts required by subsection 5 are not known, the petition must so state.

Sec. 14. NRS 62.224 is hereby amended to read as follows:

62.224 1. In addition to any other action authorized pursuant to the provisions of this chapter, if a child is found to be in need of supervision because he is a habitual truant, the court shall:

(a) The first time the child is found to be in need of supervision because he is a habitual truant:

(1) Order the child to ~~pay~~ :

(I) Pay a fine of not more than \$100 pursuant to paragraph (l) of subsection 1 of NRS 62.211 and the administrative assessment required by NRS 62.223; ~~and~~

(II) Perform not less than 8 hours but not more than 16 hours of community service in compliance with the provisions of subsection 3; or

(III) Comply with the requirements set forth in both subparagraphs (I) and (II); and

(2) If the child is 14 years of age or older, order the suspension of the child's driver's license for *at least* 30 days ~~and~~ *but not more than 2 years*. If the child does not possess a driver's license, the court shall prohibit the child from applying for a driver's license for *at least* 30 days ~~and~~ *but not more than 2 years*:

(I) Immediately following the date of the order if the child is eligible to apply for a driver's license; or

(II) After the date he becomes eligible to apply for a driver's license if the child is not eligible to apply for a driver's license.

(b) The second or any subsequent time the child is found to be in need of supervision because he is a habitual truant:

(1) Order the child to: child to:

(I) Pay a fine of not more than \$200 pursuant to paragraph (l) of subsection 1 of NRS 62.211 and the administrative assessment required by NRS 62.223;

(II) Perform *not less than 16 hours but* not more than ~~10~~ 32 hours of community service in compliance with the provisions of subsection 3; or

(III) Comply with the requirements set forth in both subparagraphs (I) and (II); and

(2) If the child is 14 years of age or older, order the suspension of the child's driver's license for ~~60 days;~~ *at least 90 days but not more than 2 years*. If the child does not possess a driver's license, the court shall prohibit the child from applying for a driver's license for ~~60 days;~~ *at least 90 days but not more than 2 years*:

(I) Immediately following the date of the order if the child is eligible to apply for a driver's license; or

(II) After the date he becomes eligible to apply for a driver's license if the child is not eligible to apply for a driver's license.

2. The ~~juvenile~~ court may suspend the payment of a fine ordered pursuant to paragraph (a) of subsection 1 if the child attends school for 60 consecutive school days after the imposition of the fine, or has a valid excuse acceptable to his teacher or the principal for any absence from school within that period.

3. The community service ordered pursuant to *paragraph (a) or (b) of* subsection 1 must be performed:

(a) For and under the supervising authority of a county, city, town or other political subdivision or agency of this state or a charitable organization that renders service to the community or its residents; and

(b) At the child's school of attendance, if practicable.

4. If the court issues an order suspending a child's driver's license pursuant to subsection 1, the ~~judge~~ *court* shall require the child to surrender to the court all driver's licenses then held by the child.

Sec. 15. NRS 483.495 is hereby amended to read as follows:

483.495 The department shall by regulation:

1. Except as otherwise provided in *NRS 62.2263 and 62.227 and* paragraph (h) of subsection 1 of NRS 62.211, ~~subsection 7 of NRS 62.224, NRS 62.2263 and 62.227,~~ set forth any tests and other requirements which are a condition for the reinstatement of a license after any suspension, revocation, cancellation or voluntary surrender of the license. The tests and requirements:

(a) Must provide for a fair evaluation of a person's ability to operate a motor vehicle; and

(b) May allow for the waiver of certain tests or requirements as the department deems

necessary.

1 2. Set forth the circumstances under which the administrator may, for
2 good cause shown, rescind the revocation, suspension or cancellation of a
3 license, or shorten the period for the suspension of a license.

4 **Sec. 16.** The amendatory provisions of section 10 of this act apply to
5 pupils who have not been found, before July 1, 1999, to be in need of
6 supervision because they are habitual truants.

7 **Sec. 17.** The amendatory provisions of section 14 of this act do not
8 apply to children who are found in need of supervision because they are
9 habitual truants, if all acts of truancy were committed before July 1, 1999.

10 **Sec. 18.** This act becomes effective on July 1, 1999.

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