

ASSEMBLY BILL NO. 376—ASSEMBLYMAN BACHE

MARCH 3, 1999

Referred to Committee on Education

SUMMARY—Makes various changes regarding provision of police services in certain public schools. (BDR 34-152)

FISCAL NOTE: Effect on Local Government: No.
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 law enforcement; requiring the boards of trustees of certain school districts to contract with metropolitan police departments or other local law enforcement agencies for police services; requiring the creation of a school police unit within each metropolitan police department; directing the transfer of certain employees; 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 391.100 is hereby amended to read as follows:
2 391.100 1. The board of trustees of a school district may employ a
3 superintendent of schools, teachers and all other necessary employees.
4 2. The board of trustees of a school district:
5 (a) May employ teacher aides and other auxiliary, nonprofessional
6 personnel to assist licensed personnel in the instruction or supervision of
7 children, either in the classroom or at any other place in the school or on
8 the grounds thereof; and
9 (b) Shall establish policies governing the duties and performance of
10 teacher aides.
11 3. Each applicant for employment pursuant to this section, except a
12 teacher or other person licensed by the superintendent of public
13 instruction, must, as a condition to employment, submit to the school
14 district a full set of his fingerprints and written permission authorizing the
15 school district to forward the fingerprints to the Federal Bureau of
16 Investigation and the central repository for Nevada records of criminal
17 history for their reports on the criminal history of the applicant.

1 4. ~~[The]~~ *Except as otherwise provided in subsection 5, the* board of
2 trustees of a school district may employ or appoint persons to serve as
3 school police officers. *In addition, persons who provide police services*
4 *pursuant to subsection 5 shall be deemed school police officers.*

5 5. *The board of trustees of a school district in a county that has a*
6 *metropolitan police department created pursuant to chapter 280 of NRS,*
7 *shall contract with the metropolitan police department for the provision*
8 *and supervision of police services in the public schools within the*
9 *jurisdiction of the metropolitan police department and on property*
10 *therein that is owned by the school district. The board of trustees of such*
11 *a school district shall, if applicable, cooperate with appropriate local law*
12 *enforcement agencies within the school district for the provision and*
13 *supervision of police services in the public schools within the school*
14 *district and on property owned by the school district but outside the*
15 *jurisdiction of the metropolitan police department.*

16 **Sec. 2.** Chapter 280 of NRS is hereby amended by adding thereto a
17 new section to read as follows:

18 1. *The department shall enter into a contract with the board of*
19 *trustees of the school district located in the county served by the*
20 *department for the provision and supervision of police services in the*
21 *public schools within the school district and on property owned by the*
22 *school district. The department shall create a separate unit designated as*
23 *the school police unit for this purpose.*

24 2. *The department may establish different qualifications and training*
25 *requirements for officers assigned to the school police unit than those*
26 *generally applicable to officers of the department.*

27 **Sec. 3.** NRS 280.320 is hereby amended to read as follows:

28 280.320 1. A department is a local government employer for the
29 purpose of the Local Government Employee-Management Relations Act
30 and a public employer for the purpose of the Public Employees'
31 Retirement Act.

32 2. In negotiations arising under the provisions of chapter 288 of NRS:

33 (a) The committee or two or more persons designated by it; and

34 (b) The sheriff or a person designated by him,

35 shall represent the department.

36 3. *In negotiations arising under the provisions of chapter 288 of*
37 *NRS, the school police unit must be considered a separate bargaining*
38 *unit.*

39 **Sec. 4.** On or before September 1, 1999, the board of trustees of a
40 school district in a county that has a metropolitan police department
41 created pursuant to chapter 280 of NRS shall transfer each school police
42 officer employed by the school district to the metropolitan police
43 department. Upon such a transfer, the metropolitan police department shall

1 employ each such transferred employee and assign each such transferred
2 employee to the school police unit within the department. The
3 compensation and employment benefits provided to each employee so
4 transferred must remain at least equal to that provided to him by the school
5 district at the time of the transfer.

6 **Sec. 5.** This act becomes effective on July 1, 1999.

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