

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 ~~to be omitted~~ is material to be omitted.

AN ACT relating to law enforcement; requiring the boards of trustees of certain school districts to employ a chief of school police; authorizing the boards of trustees of certain school districts to contract with metropolitan police departments for police services; authorizing the boards of trustees of certain other school districts to contract with the county sheriff for police services; providing for the creation of a school police unit within a metropolitan police department that has entered into a contract with the board of trustees; 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 instruction,
13 must, as a condition to employment, submit to the school district a full set
14 of his fingerprints and written permission authorizing the school district to

1 forward the fingerprints to the Federal Bureau of Investigation and the
2 central repository for Nevada records of criminal history for their reports
3 on the criminal history of the applicant.

4 4. The board of trustees of a school district may employ or appoint
5 persons to serve as school police officers. *If the board of trustees of a*
6 *school district employs or appoints persons to serve as school police*
7 *officers, the board of trustees shall employ a law enforcement officer to*
8 *serve as the chief of school police who is supervised by the*
9 *superintendent of schools of the school district. The chief of school police*
10 *shall supervise each person appointed or employed by the board of*
11 *trustees as a school police officer. In addition, persons who provide*
12 *police services pursuant to subsection 5 or 6 shall be deemed school*
13 *police officers.*

14 5. *The board of trustees of a school district in a county that has a*
15 *metropolitan police department created pursuant to chapter 280 of NRS,*
16 *may contract with the metropolitan police department for the provision*
17 *and supervision of police services in the public schools within the*
18 *jurisdiction of the metropolitan police department and on property*
19 *therein that is owned by the school district. If a contract is entered into*
20 *pursuant to this subsection, the contract must make provision for the*
21 *transfer of each school police officer employed by the board of trustees to*
22 *the metropolitan police department. If the board of trustees of a school*
23 *district contracts with a metropolitan police department pursuant to this*
24 *subsection, the board of trustees shall, if applicable, cooperate with*
25 *appropriate local law enforcement agencies within the school district for*
26 *the provision and supervision of police services in the public schools*
27 *within the school district and on property owned by the school district but*
28 *outside the jurisdiction of the metropolitan police department.*

29 6. *The board of trustees of a school district in a county that does not*
30 *have a metropolitan police department created pursuant to chapter 280*
31 *of NRS, may contract with the sheriff of that county for the provision of*
32 *police services in the public schools within the school district and on*
33 *property therein that is owned by the school district.*

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

36 1. *The department may enter into a contract with the board of*
37 *trustees of the school district located in the county served by the*
38 *department for the provision and supervision of police services in the*
39 *public schools within the school district and on property owned by the*
40 *school district. If the department enters into a contract pursuant to this*
41 *section, the department shall create a separate unit designated as the*
42 *school police unit for this purpose.*

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

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

5 280.320 1. A department is a local government employer for the
6 purpose of the Local Government Employee-Management Relations Act
7 and a public employer for the purpose of the Public Employees' Retirement
8 Act.

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

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

11 (b) The sheriff or a person designated by him,
12 shall represent the department.

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

15 **Sec. 4.** This act becomes effective on July 1, 1999.