

ASSEMBLY BILL NO. 226—ASSEMBLYMEN ANGLE, BERMAN,
CEGAVSKE, HETTRICK, LEE AND PRICE

FEBRUARY 22, 2001

JOINT SPONSOR: SENATOR WASHINGTON

Referred to Committee on Education

SUMMARY—Makes various changes relating to pupils who engage in disruptive behavior.
(BDR 34-88)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to education; prohibiting an employee or agent of a school district from taking certain actions with regard to pupils who engage in disruptive behavior; authorizing certain employees of a school district to take certain actions with regard to pupils who engage in disruptive behavior; requiring a principal to take certain actions to encourage use of methods for managing pupils who engage in disruptive behavior that do not involve medication; 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.** Chapter 392 of NRS is hereby amended by adding thereto a
2 new section to read as follows:
3 ***1. A person who is an employee or agent of a school district shall***
4 ***not:***
5 ***(a) Suggest to a pupil or to a parent or guardian of the pupil that the***
6 ***pupil should take a psychotropic drug unless the person is a physician;***
7 ***and***
8 ***(b) Unless by order of a physician, prohibit a pupil from attending***
9 ***class unless the pupil takes a psychotropic drug.***
10 ***2. If a principal, teacher, school nurse or counselor or psychologist***
11 ***employed by a school district believes that a pupil engages in disruptive***
12 ***behavior, he may:***
13 ***(a) Discuss the specific behavior of the pupil with a parent or legal***
14 ***guardian of the pupil without making or suggesting a diagnosis;***



* A B 2 2 6 *

- 1 (b) Direct the parent or legal guardian of the pupil to sources of
2 information about children with behavioral problems;
3 (c) Recommend to the parent or legal guardian of the pupil that the
4 pupil be examined by a physician; and
5 (d) Recommend to the parent or legal guardian of the pupil that the
6 pupil be placed in a program of alternative education.
7 3. A principal shall encourage:
8 (a) Teachers to use methods for managing pupils who engage in
9 disruptive behavior which can be instituted in the classroom and which
10 do not involve medication; and
11 (b) Communication and exchange of information among teachers and
12 other educational personnel, parents and medical professionals
13 concerning:
14 (1) The effects of psychotropic drugs on the ability of a pupil to
15 perform well in school and on the tendency of a pupil to engage in
16 violent behavior; and
17 (2) Methods for managing pupils who engage in disruptive
18 behavior that do not involve medication.
19 4. As used in this section:
20 (a) "Disruptive behavior" means behavior of a pupil that seriously
21 interferes with the ability of the teacher to teach the other pupils in the
22 classroom and with the ability of the other pupils to learn.
23 (b) "Physician" means a person who is licensed to practice medicine
24 as a physician pursuant to chapter 630 of NRS.
25 (c) "Psychotropic drug" means a drug which is generally prescribed
26 to children with attention-deficit hyperactivity disorder or similar
27 conditions and which produces a mind-altering effect in such a person to
28 prevent or reduce the occurrences of inattention, hyperactivity,
29 impulsivity or other behavioral problems. The term includes, without
30 limitation, drugs prescribed under the brand names of Ritalin and
31 Prozac.
32 Sec. 2. This act becomes effective on July 1, 2001.

