

SENATE BILL NO. 253—SENATOR CEGAVSKE

MARCH 10, 2003

JOINT SPONSOR: ASSEMBLYWOMAN GIUNCHIGLIANI

Referred to Committee on Human Resources and Facilities

SUMMARY—Revises provisions governing school attendance required to obtain credit or to be promoted to next higher grade. (BDR 34-788)

FISCAL NOTE: Effect on Local Government: No.  
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; providing that a pupil must be in attendance for a minimum number of days to obtain credit or to be promoted to the next higher grade; requiring each school to provide notice to the parent or legal guardian of a pupil before the pupil is denied credit or promotion to the next higher grade; providing that a pupil and his parent or legal guardian may request a review of a decision to deny credit or promotion to the next higher grade; 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 392.122 is hereby amended to read as follows:  
2     392.122 1. The board of trustees of each school district shall  
3     prescribe a minimum number of days that a pupil who is enrolled in  
4     a school in the district must be in attendance for the pupil *to obtain*  
5     *credit or* to be promoted to the next higher grade. For the purposes  
6     of this subsection, the days on which a pupil is not in attendance  
7     because the pupil is ~~is~~  
8     ~~—(a) Physically or mentally unable to attend school; or~~



\* S B 2 5 3 R 2 \*

1 ~~—(b) Absent~~ *absent* for up to 10 days within 1 school year with  
2 the approval of the teacher or principal of the school pursuant to  
3 NRS 392.130 , ~~{and only if he has completed course-work~~  
4 ~~requirements,}~~ must be credited towards the required days of  
5 attendance ~~{}~~ *if the pupil has completed course-work*  
6 *requirements.*

7 2. *Before a pupil is denied credit or promotion to the next*  
8 *higher grade for failure to comply with the attendance*  
9 *requirements prescribed pursuant to subsection 1, the principal of*  
10 *the school in which the pupil is enrolled or his designee shall*  
11 *provide written notice of the intended denial to the parent or legal*  
12 *guardian of the pupil. The notice must include a statement*  
13 *indicating that the pupil and his parent or legal guardian may*  
14 *request a review of the absences of the pupil and a statement of*  
15 *the procedure for requesting such a review. Upon the request for a*  
16 *review by the pupil and his parent or legal guardian, the principal*  
17 *or his designee shall review the reason for each absence of the*  
18 *pupil upon which the intended denial of credit or promotion is*  
19 *based. After the review, the principal or his designee shall credit*  
20 *towards the required days of attendance each day of absence for*  
21 *which:*

22 (a) *There is evidence or a written affirmation by the parent or*  
23 *legal guardian of the pupil that the pupil was physically or*  
24 *mentally unable to attend school on the day of the absence; and*

25 (b) *The pupil has completed course-work requirements.*

26 3. *A pupil and his parent or legal guardian may appeal a*  
27 *decision of a principal or his designee pursuant to subsection 2 to*  
28 *the board of trustees of the school district in which the pupil is*  
29 *enrolled.*

30 4. *A school shall inform the parents or legal guardian of each*  
31 *pupil who is enrolled in the school that the parents or legal guardian*  
32 *and the pupil are required to comply with the provisions governing*  
33 *the attendance and truancy of pupils set forth in NRS 392.040 to*  
34 *392.160, inclusive, and any other rules concerning attendance and*  
35 *truancy adopted by the board of trustees of the school district.*

36 **Sec. 2.** This act becomes effective on July 1, 2003.

