

ASSEMBLY BILL NO. 517—COMMITTEE ON EDUCATION
(ON BEHALF OF THE CLARK COUNTY SCHOOL DISTRICT)

MARCH 29, 2005

Referred to Committee on Education

SUMMARY—Revises definition of “immorality” as used in provisions governing discipline of educational personnel. (BDR 34-414)

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 educational personnel; revising the definition of “immorality” as used in the provisions governing the grounds for suspension, demotion, dismissal and refusal to reemploy licensed educational personnel to include the acts of assault against a pupil and corporal punishment administered upon a pupil; 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 391.311 is hereby amended to read as follows:
2 391.311 As used in NRS 391.311 to 391.3197, inclusive,
3 unless the context otherwise requires:
4 1. “Administrator” means any employee who holds a license as
5 an administrator and who is employed in that capacity by a school
6 district.
7 2. “Board” means the board of trustees of the school district in
8 which a licensed employee affected by NRS 391.311 to 391.3197,
9 inclusive, is employed.
10 3. “Demotion” means demotion of an administrator to a
11 position of lesser rank, responsibility or pay and does not include



1 transfer or reassignment for purposes of an administrative
2 reorganization.

3 4. "Immorality" means:

4 (a) An act forbidden by NRS 200.366, 200.368, 200.400,
5 200.508, 201.180, 201.190, 201.210, 201.220, 201.230, 201.265,
6 201.540, 201.560, 207.260, **392.4633**, 453.316 to 453.336,
7 inclusive, 453.337, 453.338, 453.3385 to 453.3405, inclusive,
8 453.560 or 453.562. ~~§-or~~

9 (b) An act forbidden by NRS 201.540 or any other sexual
10 conduct or attempted sexual conduct with a pupil enrolled in an
11 elementary or secondary school. As used in this paragraph, "sexual
12 conduct" has the meaning ascribed to it in NRS 201.520.

13 *(c) Commission of an assault against a pupil. As used in this*
14 *paragraph, "assault" has the meaning ascribed to it in*
15 *NRS 200.471.*

16 5. "Postprobationary employee" means an administrator or a
17 teacher who has completed the probationary period as provided in
18 NRS 391.3197 and has been given notice of reemployment.

19 6. "Probationary employee" means an administrator or a
20 teacher who is employed for the period set forth in NRS 391.3197.

21 7. "Superintendent" means the superintendent of a school
22 district or a person designated by the board or superintendent to act
23 as superintendent during the absence of the superintendent.

24 8. "Teacher" means a licensed employee the majority of whose
25 working time is devoted to the rendering of direct educational
26 service to pupils of a school district.

27 **Sec. 2.** This act becomes effective on July 1, 2005.

