

Amendment No. 342

Senate Amendment to Senate Bill No. 403

(BDR 34-415)

Proposed by: Committee on Human Resources and Education**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____

Amend sec. 6, page 2, by deleting line 22 and inserting:

“(b) A copy of the report to the employee that was provided to the”.

Amend sec. 6, page 2, by deleting line 35 and inserting:

“(b) A copy of the report to the employee that was provided to the”.

Amend sec. 6, page 3, by deleting line 7 and inserting:

*“(b) A copy of the report to the employee that was provided to the”.*Amend sec. 7, page 3, line 23, by deleting “*notice*” and inserting:*“a copy of the report”.*

Amend sec. 7, page 3, by deleting lines 27 and 28 and inserting:

“act may:

MAM/KCR

Date: 4/18/2005

S.B. No. 403—Requires board of trustees of school district to report certain disciplinary information regarding teachers and school administrators to Department of Education.



*(a) Petition the Department to have the report removed from the records of the Department;
and*

*(b) Appeal a decision of the Department to deny a petition submitted pursuant to paragraph
(a);”.*

Amend sec. 7, page 3, line 32, by deleting “*and*”.

Amend sec. 7, page 3, line 40, by deleting “*administrators.*” and inserting:

“administrators; and

*6. The manner in which a person who is the subject of a report forwarded pursuant to
subsection 5 may petition the Department to have the report removed from the records of the
entity to which it was forwarded.”.*

**If this amendment is adopted, the Legislative
Counsel's Digest will be changed to read as follows:**

Legislative Counsel's Digest:

Existing law establishes the requirements and procedures for imposing disciplinary action against a teacher or school administrator. (NRS 391.311-391.3197)

This bill requires the board of trustees of the employing school district to submit a report to the Department of Education if a teacher or administrator is disciplined or not reemployed for specific grounds set forth in NRS 391.312 or if a teacher or administrator who retires or resigns from his employment could have been disciplined for specific grounds set forth in NRS 391.312. The board of trustees is also required to provide a copy of the report to the teacher or administrator. Any board of trustees that submits a report in good faith to the Department is immune from civil liability for the disclosure and its consequences.

This bill also requires the Department to prescribe the manner in which a teacher or administrator may petition the Department to have a report removed from its records and the manner in which a board of trustees may obtain a copy of a report regarding a prospective employee. The Department must also prescribe the requirements for forwarding reports to the National Association of State Directors of Teacher Education and Certification for placement in its database and, as available, a national database for disciplinary records of school administrators as well as the manner in which a person who is the subject of the report may petition the Department to have the report removed from the records of the entity to which it was forwarded.