

SENATE BILL NO. 397—COMMITTEE ON  
HUMAN RESOURCES AND EDUCATION

(ON BEHALF OF THE CLARK COUNTY SCHOOL DISTRICT)

MARCH 19, 2007

Referred to Committee on Finance

SUMMARY—Revises provisions governing truancy of pupils.  
(BDR 34-437)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: Contains Appropriation not included  
in Executive Budget.

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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; revising the circumstances under which a child must be declared a habitual truant; revising the penalties imposed if a juvenile court adjudicates a child in need of supervision for habitual truancy; providing for the imposition of certain administrative sanctions against a habitual truant or the parent or guardian of a habitual truant under certain circumstances; providing that the parent or guardian of a habitual truant may not renew his vehicle registration until all administrative fines imposed against the parent or guardian are paid; making an appropriation; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

**Section 4** of this bill decreases the number of unapproved absences required for a child to be declared a habitual truant in 1 school year from three or more unapproved absences to two unapproved absences. (NRS 392.140) In addition, under existing law, if a child who has been declared a habitual truant in 1 school year has another unapproved absence in the immediately succeeding school year, the child may again be declared a habitual truant for each additional unapproved absence in the succeeding school year. (NRS 392.140) **Section 4** extends that provision to provide that a child may again be declared a habitual truant for each additional unapproved absence in the same school year.

Under existing law, if a juvenile court adjudicates a child in need of supervision because he is a habitual truant, the juvenile court must order the child to pay a fine



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and an administrative assessment or perform community service and must order suspension of the child's driver's license for a certain period. The juvenile court may suspend payment of the fine for the first such adjudication in certain circumstances. These penalties are increased for subsequent times the child is adjudicated for habitual truancy. (NRS 62E.270, 62E.430) **Sections 9 and 10** of this bill revise the penalties to require the juvenile court to order the parent or guardian of such a child to pay a specified fine and the administrative assessment instead of the child. **Section 10** also makes mandatory the performance of a specified number of hours of community service by the child as well as increases the minimum period of suspension of the child's driver's license. **Section 10** further eliminates the discretion of the juvenile court to suspend payment of the fine for the first time that a child is adjudicated to be in need of supervision because he is a habitual truant.

**Sections 3, 5-8 and 13-16** of this bill provide for imposition of administrative sanctions by a school police officer or a qualified person designated by the principal against a habitual truant or the parent or guardian of the habitual truant that are similar to the penalties that the juvenile court may impose. **Sections 11 and 12** of this bill provide that the parent or guardian of a habitual truant may not renew his vehicle registration until all administrative fines imposed against the parent or guardian are paid.

**Section 17** of this bill makes an appropriation to the Clark County School District to hire advocates for pupils enrolled in certain middle schools or junior high schools in the School District who participate in the Truancy Court Diversion Project in Clark County.

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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY DO ENACT AS FOLLOWS:

**Section 1.** NRS 385.3469 is hereby amended to read as follows:

385.3469 1. The State Board shall prepare an annual report of accountability that includes, without limitation:

(a) Information on the achievement of all pupils based upon the results of the examinations administered pursuant to NRS 389.015 and 389.550, reported for each school district, including, without limitation, each charter school in the district, and for this State as a whole.

(b) Except as otherwise provided in subsection 2, pupil achievement, reported separately by gender and reported separately for the following subgroups of pupils:

(1) Pupils who are economically disadvantaged, as defined by the State Board;

(2) Pupils from major racial and ethnic groups, as defined by the State Board;

(3) Pupils with disabilities;

(4) Pupils who are limited English proficient; and

(5) Pupils who are migratory children, as defined by the State Board.



1 (c) A comparison of the achievement of pupils in each subgroup  
2 identified in paragraph (b) of subsection 1 of NRS 385.361 with the  
3 annual measurable objectives of the State Board.

4 (d) The percentage of all pupils who were not tested, reported  
5 for each school district, including, without limitation, each charter  
6 school in the district, and for this State as a whole.

7 (e) Except as otherwise provided in subsection 2, the percentage  
8 of pupils who were not tested, reported separately by gender and  
9 reported separately for the subgroups identified in paragraph (b).

10 (f) The most recent 3-year trend in the achievement of pupils in  
11 each subject area tested and each grade level tested pursuant to NRS  
12 389.015 and 389.550, reported for each school district, including,  
13 without limitation, each charter school in the district, and for this  
14 State as a whole, which may include information regarding the trend  
15 in the achievement of pupils for more than 3 years, if such  
16 information is available.

17 (g) Information on whether each school district has made  
18 adequate yearly progress, including, without limitation, the name of  
19 each school district, if any, designated as demonstrating need for  
20 improvement pursuant to NRS 385.377 and the number of  
21 consecutive years that the school district has carried that  
22 designation.

23 (h) Information on whether each public school, including,  
24 without limitation, each charter school, has made adequate yearly  
25 progress, including, without limitation, the name of each public  
26 school, if any, designated as demonstrating need for improvement  
27 pursuant to NRS 385.3623 and the number of consecutive years that  
28 the school has carried that designation.

29 (i) Information on the results of pupils who participated in the  
30 examinations of the National Assessment of Educational Progress  
31 required pursuant to NRS 389.012.

32 (j) The ratio of pupils to teachers in kindergarten and at each  
33 grade level for all elementary schools, reported for each school  
34 district, including, without limitation, each charter school in the  
35 district, and for this State as a whole, and the average class size for  
36 each core academic subject, as set forth in NRS 389.018, for each  
37 secondary school, reported for each school district and for this State  
38 as a whole.

39 (k) For each school district, including, without limitation, each  
40 charter school in the district, and for this State as a whole,  
41 information on the professional qualifications of teachers employed  
42 by the school districts and charter schools, including, without  
43 limitation:

44 (1) The percentage of teachers who are:

45 (I) Providing instruction pursuant to NRS 391.125;



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(II) Providing instruction pursuant to a waiver of the requirements for licensure for the grade level or subject area in which the teachers are employed; or

(III) Otherwise providing instruction without an endorsement for the subject area in which the teachers are employed;

(2) The percentage of classes in the core academic subjects, as set forth in NRS 389.018, in this State that are not taught by highly qualified teachers;

(3) The percentage of classes in the core academic subjects, as set forth in NRS 389.018, in this State that are not taught by highly qualified teachers, in the aggregate and disaggregated by high-poverty compared to low-poverty schools, which for the purposes of this subparagraph means schools in the top quartile of poverty and the bottom quartile of poverty in this State;

(4) For each middle school, junior high school and high school:

(I) On and after July 1, 2005, the number of persons employed as substitute teachers for 20 consecutive days or more in the same classroom or assignment, designated as long-term substitute teachers, including the total number of days long-term substitute teachers were employed at each school, identified by grade level and subject area; and

(II) On and after July 1, 2006, the number of persons employed as substitute teachers for less than 20 consecutive days, designated as short-term substitute teachers, including the total number of days short-term substitute teachers were employed at each school, identified by grade level and subject area; and

(5) For each elementary school:

(I) On and after July 1, 2005, the number of persons employed as substitute teachers for 20 consecutive days or more in the same classroom or assignment, designated as long-term substitute teachers, including the total number of days long-term substitute teachers were employed at each school, identified by grade level; and

(II) On and after July 1, 2006, the number of persons employed as substitute teachers for less than 20 consecutive days, designated as short-term substitute teachers, including the total number of days short-term substitute teachers were employed at each school, identified by grade level.

(I) The total expenditure per pupil for each school district in this State, including, without limitation, each charter school in the district. If this State has a financial analysis program that is designed to track educational expenditures and revenues to individual schools, the State Board shall use that statewide program in



1 complying with this paragraph. If a statewide program is not  
2 available, the State Board shall use the Department's own financial  
3 analysis program in complying with this paragraph.

4 (m) The total statewide expenditure per pupil. If this State has a  
5 financial analysis program that is designed to track educational  
6 expenditures and revenues to individual schools, the State Board  
7 shall use that statewide program in complying with this paragraph.  
8 If a statewide program is not available, the State Board shall use the  
9 Department's own financial analysis program in complying with  
10 this paragraph.

11 (n) For all elementary schools, junior high schools and middle  
12 schools, the rate of attendance, reported for each school district,  
13 including, without limitation, each charter school in the district, and  
14 for this State as a whole.

15 (o) The annual rate of pupils who drop out of school in grades 9  
16 to 12, inclusive, reported for each school district, including, without  
17 limitation, each charter school in the district, and for this State as a  
18 whole, excluding pupils who:

19 (1) Provide proof to the school district of successful  
20 completion of the examinations of general educational development.

21 (2) Are enrolled in courses that are approved by the  
22 Department as meeting the requirements for an adult standard  
23 diploma.

24 (3) Withdraw from school to attend another school.

25 (p) The attendance of teachers who provide instruction, reported  
26 for each school district, including, without limitation, each charter  
27 school in the district, and for this State as a whole.

28 (q) Incidents involving weapons or violence, reported for each  
29 school district, including, without limitation, each charter school in  
30 the district, and for this State as a whole.

31 (r) Incidents involving the use or possession of alcoholic  
32 beverages or controlled substances, reported for each school district,  
33 including, without limitation, each charter school in the district, and  
34 for this State as a whole.

35 (s) The suspension and expulsion of pupils required or  
36 authorized pursuant to NRS 392.466 and 392.467, reported for each  
37 school district, including, without limitation, each charter school in  
38 the district, and for this State as a whole.

39 (t) The number of pupils who are deemed habitual disciplinary  
40 problems pursuant to NRS 392.4655, reported for each school  
41 district, including, without limitation, each charter school in the  
42 district, and for this State as a whole.

43 (u) The number of pupils in each grade who are retained in the  
44 same grade pursuant to NRS 392.033 or 392.125, reported for each



1 school district, including, without limitation, each charter school in  
2 the district, and for this State as a whole.

3 (v) The transiency rate of pupils, reported for each school  
4 district, including, without limitation, each charter school in the  
5 district, and for this State as a whole. For the purposes of this  
6 paragraph, a pupil is not a transient if he is transferred to a different  
7 school within the school district as a result of a change in the zone  
8 of attendance by the board of trustees of the school district pursuant  
9 to NRS 388.040.

10 (w) Each source of funding for this State to be used for the  
11 system of public education.

12 (x) A compilation of the programs of remedial study purchased  
13 in whole or in part with money received from this State that are used  
14 in each school district, including, without limitation, each charter  
15 school in the district. The compilation must include:

16 (1) The amount and sources of money received for programs  
17 of remedial study.

18 (2) An identification of each program of remedial study,  
19 listed by subject area.

20 (y) The percentage of pupils who graduated from a high school  
21 or charter school in the immediately preceding year and enrolled in  
22 remedial courses in reading, writing or mathematics at a university,  
23 state college or community college within the Nevada System of  
24 Higher Education, reported for each school district, including,  
25 without limitation, each charter school in the district, and for this  
26 State as a whole.

27 (z) The technological facilities and equipment available for  
28 educational purposes, reported for each school district, including,  
29 without limitation, each charter school in the district, and for this  
30 State as a whole.

31 (aa) For each school district, including, without limitation, each  
32 charter school in the district, and for this State as a whole, the  
33 number and percentage of pupils who received:

34 (1) A standard high school diploma.

35 (2) An adjusted diploma.

36 (3) A certificate of attendance.

37 (bb) The number and percentage of pupils who did not receive a  
38 high school diploma because the pupils failed to pass the high  
39 school proficiency examination, reported for each school district,  
40 including, without limitation, each charter school in the district, and  
41 for this State as a whole.

42 (cc) The number of habitual truants who are **reported**:

43 **(1) Reported** to a school police officer or local law  
44 enforcement agency pursuant to paragraph (a) of subsection 2 of



1 NRS 392.144 ~~[and the number of habitual truants who are referred]~~  
2 ;

3 (2) *Referred* to an advisory board to review school  
4 attendance pursuant to paragraph (b) of subsection 2 of NRS  
5 392.144, reported for each school district, including, without  
6 limitation, each charter school in the district, and for this State as a  
7 whole ~~[ ]~~; and

8 (3) *Referred for the imposition of administrative sanctions*  
9 *pursuant to section 3 of this act.*

10 (dd) Information on the paraprofessionals employed at public  
11 schools in this State, including, without limitation, the charter  
12 schools in this State. The information must include:

13 (1) The number of paraprofessionals employed, reported for  
14 each school district, including, without limitation, each charter  
15 school in the district, and for this State as a whole; and

16 (2) For each school district, including, without limitation,  
17 each charter school in the district, and for this State as a whole, the  
18 number and percentage of all paraprofessionals who do not satisfy  
19 the qualifications set forth in 20 U.S.C. § 6319(c). The reporting  
20 requirements of this subparagraph apply to paraprofessionals who  
21 are employed in programs supported with Title I money and to  
22 paraprofessionals who are not employed in programs supported with  
23 Title I money.

24 (ee) An identification of appropriations made by the Legislature  
25 to improve the academic achievement of pupils and programs  
26 approved by the Legislature to improve the academic achievement  
27 of pupils.

28 (ff) A compilation of the special programs available for pupils at  
29 individual schools, listed by school and by school district, including,  
30 without limitation, each charter school in the district.

31 2. A separate reporting for a subgroup of pupils must not be  
32 made pursuant to this section if the number of pupils in that  
33 subgroup is insufficient to yield statistically reliable information or  
34 the results would reveal personally identifiable information about an  
35 individual pupil. The State Board shall prescribe a mechanism for  
36 determining the minimum number of pupils that must be in a  
37 subgroup for that subgroup to yield statistically reliable information.

38 3. The annual report of accountability must:

39 (a) Comply with 20 U.S.C. § 6311(h)(1) and the regulations  
40 adopted pursuant thereto;

41 (b) Be prepared in a concise manner; and

42 (c) Be presented in an understandable and uniform format and,  
43 to the extent practicable, provided in a language that parents can  
44 understand.



1       4. On or before September 1 of each year, the State Board  
2 shall:

3       (a) Provide for public dissemination of the annual report of  
4 accountability by posting a copy of the report on the Internet  
5 website maintained by the Department; and

6       (b) Provide written notice that the report is available on the  
7 Internet website maintained by the Department. The written notice  
8 must be provided to the:

9           (1) Governor;

10          (2) Committee;

11          (3) Bureau;

12          (4) Board of Regents of the University of Nevada;

13          (5) Board of trustees of each school district; and

14          (6) Governing body of each charter school.

15       5. Upon the request of the Governor, an entity described in  
16 paragraph (b) of subsection 4 or a member of the general public, the  
17 State Board shall provide a portion or portions of the annual report  
18 of accountability.

19       6. As used in this section:

20       (a) "Highly qualified" has the meaning ascribed to it in 20  
21 U.S.C. § 7801(23).

22       (b) "Paraprofessional" has the meaning ascribed to it in  
23 NRS 391.008.

24       **Sec. 2.** NRS 385.347 is hereby amended to read as follows:

25       385.347 1. The board of trustees of each school district in  
26 this State, in cooperation with associations recognized by the State  
27 Board as representing licensed personnel in education in the district,  
28 shall adopt a program providing for the accountability of the school  
29 district to the residents of the district and to the State Board for the  
30 quality of the schools and the educational achievement of the pupils  
31 in the district, including, without limitation, pupils enrolled in  
32 charter schools in the school district. The board of trustees of each  
33 school district shall:

34       (a) Report the information required by subsection 2 for each  
35 charter school that is located within the school district, regardless of  
36 the sponsor of the charter school.

37       (b) For the information that is reported in an aggregated format,  
38 include the data that is applicable to the charter schools sponsored  
39 by the school district but not the charter schools that are sponsored  
40 by the State Board.

41       (c) Denote separately in the report those charter schools that are  
42 located within the school district and sponsored by the State Board.

43       2. The board of trustees of each school district shall, on or  
44 before August 15 of each year, prepare an annual report of  
45 accountability concerning:





(a) The educational goals and objectives of the school district.

(b) Pupil achievement for each school in the district and the district as a whole, including, without limitation, each charter school in the district. The board of trustees of the district shall base its report on the results of the examinations administered pursuant to NRS 389.015 and 389.550 and shall compare the results of those examinations for the current school year with those of previous school years. The report must include, for each school in the district, including, without limitation, each charter school in the district, and each grade in which the examinations were administered:

(1) The number of pupils who took the examinations;

(2) A record of attendance for the period in which the examinations were administered, including an explanation of any difference in the number of pupils who took the examinations and the number of pupils who are enrolled in the school;

(3) Except as otherwise provided in this paragraph, pupil achievement, reported separately by gender and reported separately for the following subgroups of pupils:

(I) Pupils who are economically disadvantaged, as defined by the State Board;

(II) Pupils from major racial and ethnic groups, as defined by the State Board;

(III) Pupils with disabilities;

(IV) Pupils who are limited English proficient; and

(V) Pupils who are migratory children, as defined by the State Board;

(4) A comparison of the achievement of pupils in each subgroup identified in paragraph (b) of subsection 1 of NRS 385.361 with the annual measurable objectives of the State Board;

(5) The percentage of pupils who were not tested;

(6) Except as otherwise provided in this paragraph, the percentage of pupils who were not tested, reported separately by gender and reported separately for the subgroups identified in subparagraph (3);

(7) The most recent 3-year trend in pupil achievement in each subject area tested and each grade level tested pursuant to NRS 389.015 and 389.550, which may include information regarding the trend in the achievement of pupils for more than 3 years, if such information is available;

(8) Information that compares the results of pupils in the school district, including, without limitation, pupils enrolled in charter schools in the district, with the results of pupils throughout this State. The information required by this subparagraph must be provided in consultation with the Department to ensure the accuracy of the comparison; and



(9) For each school in the district, including, without limitation, each charter school in the district, information that compares the results of pupils in the school with the results of pupils throughout the school district and throughout this State. The information required by this subparagraph must be provided in consultation with the Department to ensure the accuracy of the comparison.

➔ A separate reporting for a subgroup of pupils must not be made pursuant to this paragraph if the number of pupils in that subgroup is insufficient to yield statistically reliable information or the results would reveal personally identifiable information about an individual pupil. The State Board shall prescribe the mechanism for determining the minimum number of pupils that must be in a subgroup for that subgroup to yield statistically reliable information.

(c) The ratio of pupils to teachers in kindergarten and at each grade level for each elementary school in the district and the district as a whole, including, without limitation, each charter school in the district, and the average class size for each core academic subject, as set forth in NRS 389.018, for each secondary school in the district and the district as a whole, including, without limitation, each charter school in the district.

(d) Information on the professional qualifications of teachers employed by each school in the district and the district as a whole, including, without limitation, each charter school in the district. The information must include, without limitation:

(1) The percentage of teachers who are:

(I) Providing instruction pursuant to NRS 391.125;

(II) Providing instruction pursuant to a waiver of the requirements for licensure for the grade level or subject area in which the teachers are employed; or

(III) Otherwise providing instruction without an endorsement for the subject area in which the teachers are employed;

(2) The percentage of classes in the core academic subjects, as set forth in NRS 389.018, that are not taught by highly qualified teachers;

(3) The percentage of classes in the core academic subjects, as set forth in NRS 389.018, that are not taught by highly qualified teachers, in the aggregate and disaggregated by high-poverty compared to low-poverty schools, which for the purposes of this subparagraph means schools in the top quartile of poverty and the bottom quartile of poverty in this State;

(4) For each middle school, junior high school and high school:



(I) On and after July 1, 2005, the number of persons employed as substitute teachers for 20 consecutive days or more in the same classroom or assignment, designated as long-term substitute teachers, including the total number of days long-term substitute teachers were employed at each school, identified by grade level and subject area; and

(II) On and after July 1, 2006, the number of persons employed as substitute teachers for less than 20 consecutive days, designated as short-term substitute teachers, including the total number of days short-term substitute teachers were employed at each school, identified by grade level and subject area; and

(5) For each elementary school:

(I) On and after July 1, 2005, the number of persons employed as substitute teachers for 20 consecutive days or more in the same classroom or assignment, designated as long-term substitute teachers, including the total number of days long-term substitute teachers were employed at each school, identified by grade level; and

(II) On and after July 1, 2006, the number of persons employed as substitute teachers for less than 20 consecutive days, designated as short-term substitute teachers, including the total number of days short-term substitute teachers were employed at each school, identified by grade level.

(e) The total expenditure per pupil for each school in the district and the district as a whole, including, without limitation, each charter school in the district. If this State has a financial analysis program that is designed to track educational expenditures and revenues to individual schools, each school district shall use that statewide program in complying with this paragraph. If a statewide program is not available, each school district shall use its own financial analysis program in complying with this paragraph.

(f) The curriculum used by the school district, including:

(1) Any special programs for pupils at an individual school; and

(2) The curriculum used by each charter school in the district.

(g) Records of the attendance and truancy of pupils in all grades, including, without limitation:

(1) The average daily attendance of pupils, for each school in the district and the district as a whole, including, without limitation, each charter school in the district.

(2) For each elementary school, middle school and junior high school in the district, including, without limitation, each charter school in the district that provides instruction to pupils enrolled in a grade level other than high school, information that compares the



1 attendance of the pupils enrolled in the school with the attendance of  
2 pupils throughout the district and throughout this State. The  
3 information required by this subparagraph must be provided in  
4 consultation with the Department to ensure the accuracy of the  
5 comparison.

6 (h) The annual rate of pupils who drop out of school in grades 9  
7 to 12, inclusive, for each such grade, for each school in the district  
8 and for the district as a whole, excluding pupils who:

9 (1) Provide proof to the school district of successful  
10 completion of the examinations of general educational development.

11 (2) Are enrolled in courses that are approved by the  
12 Department as meeting the requirements for an adult standard  
13 diploma.

14 (3) Withdraw from school to attend another school.

15 (i) Records of attendance of teachers who provide instruction,  
16 for each school in the district and the district as a whole, including,  
17 without limitation, each charter school in the district.

18 (j) Efforts made by the school district and by each school in the  
19 district, including, without limitation, each charter school in the  
20 district, to increase:

21 (1) Communication with the parents of pupils in the district;  
22 and

23 (2) The participation of parents in the educational process  
24 and activities relating to the school district and each school,  
25 including, without limitation, the existence of parent organizations  
26 and school advisory committees.

27 (k) Records of incidents involving weapons or violence for each  
28 school in the district, including, without limitation, each charter  
29 school in the district.

30 (l) Records of incidents involving the use or possession of  
31 alcoholic beverages or controlled substances for each school in the  
32 district, including, without limitation, each charter school in the  
33 district.

34 (m) Records of the suspension and expulsion of pupils required  
35 or authorized pursuant to NRS 392.466 and 392.467.

36 (n) The number of pupils who are deemed habitual disciplinary  
37 problems pursuant to NRS 392.4655, for each school in the district  
38 and the district as a whole, including, without limitation, each  
39 charter school in the district.

40 (o) The number of pupils in each grade who are retained in the  
41 same grade pursuant to NRS 392.033 or 392.125, for each school in  
42 the district and the district as a whole, including, without limitation,  
43 each charter school in the district.

44 (p) The transiency rate of pupils for each school in the district  
45 and the district as a whole, including, without limitation, each



1 charter school in the district. For the purposes of this paragraph, a  
2 pupil is not transient if he is transferred to a different school within  
3 the school district as a result of a change in the zone of attendance  
4 by the board of trustees of the school district pursuant to  
5 NRS 388.040.

6 (q) Each source of funding for the school district.

7 (r) A compilation of the programs of remedial study that are  
8 purchased in whole or in part with money received from this State,  
9 for each school in the district and the district as a whole, including,  
10 without limitation, each charter school sponsored by the district. The  
11 compilation must include:

12 (1) The amount and sources of money received for programs  
13 of remedial study for each school in the district and the district as a  
14 whole, including, without limitation, each charter school in the  
15 district.

16 (2) An identification of each program of remedial study,  
17 listed by subject area.

18 (s) For each high school in the district, including, without  
19 limitation, each charter school in the district, the percentage of  
20 pupils who graduated from that high school or charter school in the  
21 immediately preceding year and enrolled in remedial courses in  
22 reading, writing or mathematics at a university, state college or  
23 community college within the Nevada System of Higher Education.

24 (t) The technological facilities and equipment available at each  
25 school, including, without limitation, each charter school, and the  
26 district's plan to incorporate educational technology at each school.

27 (u) For each school in the district and the district as a whole,  
28 including, without limitation, each charter school in the district, the  
29 number and percentage of pupils who received:

30 (1) A standard high school diploma.

31 (2) An adjusted diploma.

32 (3) A certificate of attendance.

33 (v) For each school in the district and the district as a whole,  
34 including, without limitation, each charter school in the district, the  
35 number and percentage of pupils who did not receive a high school  
36 diploma because the pupils failed to pass the high school  
37 proficiency examination.

38 (w) The number of habitual truants who are ~~reported~~ :

39 (1) **Reported** to a school police officer or law enforcement  
40 agency pursuant to paragraph (a) of subsection 2 of NRS 392.144  
41 ~~{and the number of habitual truants who are referred} ;~~

42 (2) **Referred** to an advisory board to review school  
43 attendance pursuant to paragraph (b) of subsection 2 of NRS  
44 392.144, for each school in the district and for the district as a whole  
45 ~~{;} and~~



*(3) Referred for the imposition of administrative sanctions pursuant to section 3 of this act.*

(x) The amount and sources of money received for the training and professional development of teachers and other educational personnel for each school in the district and for the district as a whole, including, without limitation, each charter school in the district.

(y) Whether the school district has made adequate yearly progress. If the school district has been designated as demonstrating need for improvement pursuant to NRS 385.377, the report must include a statement indicating the number of consecutive years the school district has carried that designation.

(z) Information on whether each public school in the district, including, without limitation, each charter school in the district, has made adequate yearly progress, including, without limitation:

(1) The number and percentage of schools in the district, if any, that have been designated as needing improvement pursuant to NRS 385.3623; and

(2) The name of each school, if any, in the district that has been designated as needing improvement pursuant to NRS 385.3623 and the number of consecutive years that the school has carried that designation.

(aa) Information on the paraprofessionals employed by each public school in the district, including, without limitation, each charter school in the district. The information must include:

(1) The number of paraprofessionals employed at the school; and

(2) The number and percentage of all paraprofessionals who do not satisfy the qualifications set forth in 20 U.S.C. § 6319(c). The reporting requirements of this subparagraph apply to paraprofessionals who are employed in positions supported with Title I money and to paraprofessionals who are not employed in positions supported with Title I money.

(bb) For each high school in the district, including, without limitation, each charter school that operates as a high school, information that provides a comparison of the rate of graduation of pupils enrolled in the high school with the rate of graduation of pupils throughout the district and throughout this State. The information required by this paragraph must be provided in consultation with the Department to ensure the accuracy of the comparison.

(cc) An identification of the appropriations made by the Legislature that are available to the school district or the schools within the district and programs approved by the Legislature to improve the academic achievement of pupils.



(dd) Such other information as is directed by the Superintendent of Public Instruction.

3. The records of attendance maintained by a school for purposes of paragraph (i) of subsection 2 must include the number of teachers who are in attendance at school and the number of teachers who are absent from school. A teacher shall be deemed in attendance if the teacher is excused from being present in the classroom by the school in which he is employed for one of the following reasons:

(a) Acquisition of knowledge or skills relating to the professional development of the teacher; or

(b) Assignment of the teacher to perform duties for cocurricular or extracurricular activities of pupils.

4. The annual report of accountability prepared pursuant to subsection 2 must:

(a) Comply with 20 U.S.C. § 6311(h)(2) and the regulations adopted pursuant thereto; and

(b) Be presented in an understandable and uniform format and, to the extent practicable, provided in a language that parents can understand.

5. The Superintendent of Public Instruction shall:

(a) Prescribe forms for the reports required pursuant to subsection 2 and provide the forms to the respective school districts.

(b) Provide statistical information and technical assistance to the school districts to ensure that the reports provide comparable information with respect to each school in each district and among the districts throughout this State.

(c) Consult with a representative of the:

(1) Nevada State Education Association;

(2) Nevada Association of School Boards;

(3) Nevada Association of School Administrators;

(4) Nevada Parent Teacher Association;

(5) Budget Division of the Department of Administration;

and

(6) Legislative Counsel Bureau,

↪ concerning the program and consider any advice or recommendations submitted by the representatives with respect to the program.

6. The Superintendent of Public Instruction may consult with representatives of parent groups other than the Nevada Parent Teacher Association concerning the program and consider any advice or recommendations submitted by the representatives with respect to the program.

7. On or before August 15 of each year, the board of trustees of each school district shall submit to each advisory board to review



1 school attendance created in the county pursuant to NRS 392.126  
2 the information required in paragraph (g) of subsection 2.

3 8. On or before August 15 of each year, the board of trustees of  
4 each school district shall:

5 (a) Provide written notice that the report required pursuant to  
6 subsection 2 is available on the Internet website maintained by  
7 the school district, if any, or otherwise provide written notice of the  
8 availability of the report. The written notice must be provided to the:

- 9 (1) Governor;  
10 (2) State Board;  
11 (3) Department;  
12 (4) Committee; and  
13 (5) Bureau.

14 (b) Provide for public dissemination of the annual report of  
15 accountability prepared pursuant to subsection 2 in the manner set  
16 forth in 20 U.S.C. § 6311(h)(2)(E) by posting a copy of the report  
17 on the Internet website maintained by the school district, if any. If a  
18 school district does not maintain a website, the district shall  
19 otherwise provide for public dissemination of the annual report by  
20 providing a copy of the report to the schools in the school district,  
21 including, without limitation, each charter school in the district, the  
22 residents of the district, and the parents and guardians of pupils  
23 enrolled in schools in the district, including, without limitation, each  
24 charter school in the district.

25 9. Upon the request of the Governor, an entity described in  
26 paragraph (a) of subsection 8 or a member of the general public, the  
27 board of trustees of a school district shall provide a portion or  
28 portions of the report required pursuant to subsection 2.

29 10. As used in this section:

30 (a) "Highly qualified" has the meaning ascribed to it in 20  
31 U.S.C. § 7801(23).

32 (b) "Paraprofessional" has the meaning ascribed to it in  
33 NRS 391.008.

34 **Sec. 3.** Chapter 392 of NRS is hereby amended by adding  
35 thereto a new section to read as follows:

36 *1. Upon receipt of a report pursuant to NRS 392.144 or*  
37 *392.147, if it appears after investigation and a hearing that a pupil*  
38 *is a habitual truant, a school police officer or a person designated*  
39 *pursuant to subsection 9 may issue an order imposing any or all of*  
40 *the following administrative sanctions against a pupil or the*  
41 *parent or legal guardian of the pupil:*

42 *(a) If it is the first time that administrative sanctions have been*  
43 *issued pursuant to this section because the pupil is a habitual*  
44 *truant:*





1       (1) Order the parent or legal guardian of the pupil to pay  
2 an administrative fine of \$100.

3       (2) If the pupil is 14 years of age or older, order the  
4 suspension of the driver's license of the pupil for at least 90 days  
5 but not more than 6 months. If the pupil does not possess a  
6 driver's license, the order must provide that the pupil is prohibited  
7 from applying for a driver's license for 90 days:

8       (I) Immediately following the date of the order if the  
9 pupil is eligible to apply for a driver's license; or

10       (II) After the date the pupil becomes eligible to apply for  
11 a driver's license if the pupil is not eligible to apply for a driver's  
12 license.

13       (b) If it is the second time or any subsequent time that  
14 administrative sanctions have been issued pursuant to this section  
15 because the pupil is a habitual truant:

16       (1) Order the parent or legal guardian of the pupil to pay  
17 an administrative fine of \$200.

18       (2) If the pupil is 14 years of age or older, order the  
19 suspension of the driver's license of the pupil for at least 6 months  
20 but not more than 1 year. If the pupil does not possess a driver's  
21 license, the order must provide that the pupil is prohibited from  
22 applying for a driver's license for 6 months:

23       (I) Immediately following the date of the order if the  
24 pupil is eligible to apply for a driver's license; or

25       (II) After the date the pupil becomes eligible to apply for  
26 a driver's license if the pupil is not eligible to apply for a driver's  
27 license.

28       3. If a pupil applies for a driver's license, the Department of  
29 Motor Vehicles shall:

30       (a) Notify the pupil of the provisions of this section that  
31 authorize the suspension of the driver's license of the pupil; and

32       (b) Require the pupil to sign an affidavit acknowledging that  
33 the pupil is aware that his driver's license may be suspended  
34 pursuant to this section.

35       4. If an order is issued pursuant to this section delaying the  
36 ability of a pupil to receive a driver's license, a copy of the order  
37 must be forwarded to the Department of Motor Vehicles not later  
38 than 5 days after the order is issued.

39       5. If an order is issued pursuant to this section suspending  
40 the driver's license of a pupil:

41       (a) The pupil shall surrender his driver's license to the school  
42 police officer or the person designated pursuant to subsection 9.

43       (b) Not later than 5 days after issuing the order, the school  
44 police officer or the designated person shall forward to the



1 *Department of Motor Vehicles a copy of the order and the driver's*  
2 *license of the pupil.*

3 *(c) The Department of Motor Vehicles:*

4 *(1) Shall report the suspension of the driver's license of the*  
5 *pupil to an insurance company or its agent inquiring about the*  
6 *pupil's driving record, but such a suspension must not be*  
7 *considered for the purpose of rating or underwriting.*

8 *(2) Shall not treat the suspension in the manner statutorily*  
9 *required for moving traffic violations.*

10 *(3) Shall not require the pupil to submit to the tests and*  
11 *other requirements which are adopted by regulation pursuant to*  
12 *subsection 1 of NRS 483.495 as a condition of reinstatement or*  
13 *reissuance after the suspension of a driver's license.*

14 *6. All administrative fines collected by a school district*  
15 *pursuant to this section must be deposited in the county school*  
16 *district fund or in a separate account, if the board of trustees of a*  
17 *school district has elected to establish such an account pursuant to*  
18 *the provisions of NRS 354.603.*

19 *7. The parent or legal guardian of a pupil may request a*  
20 *hearing before the principal of the school in which the pupil is*  
21 *enrolled or his designee to appeal the imposition of any*  
22 *administrative sanctions pursuant to this section. Upon the request*  
23 *for a hearing, the principal or his designee shall, not later than 30*  
24 *days after receipt of the request, hold a hearing to review the*  
25 *reason for the imposition of any administrative sanctions. Not*  
26 *later than 30 days after the hearing, the principal shall issue a*  
27 *written decision affirming, denying or modifying the decision to*  
28 *impose administrative sanctions and mail a copy of the decision to*  
29 *the parent or legal guardian.*

30 *8. The parent or legal guardian of a pupil is entitled to*  
31 *judicial review in district court of the decision to impose*  
32 *administrative sanctions pursuant to this section in the same*  
33 *manner that final decisions of state agencies are reviewed*  
34 *pursuant to chapter 233B of NRS.*

35 *9. If a public school does not have a school police officer*  
36 *assigned to it, the principal of the school may designate a qualified*  
37 *person to carry out the requirements of this section.*

38 **Sec. 4.** NRS 392.140 is hereby amended to read as follows:

39 392.140 1. Any child who has been declared a truant ~~{three~~  
40 ~~or more times within one}~~ *two times in 1* school year must be  
41 declared a habitual truant.

42 2. Any child who has ~~{once}~~  
43 *pursuant to subsection 1* and who in *the same school year or in* an  
44 immediately succeeding *school* year is absent from school without  
45 the written:



(a) Approval of his teacher or the principal of the school pursuant to subsection 1 of NRS 392.130; or

(b) Notice of his parent or legal guardian or other person who has control or charge over the pupil pursuant to subsection 3 of NRS 392.130,

➡ may again be declared a habitual truant ~~for~~ *for each unapproved absence pursuant to this subsection.*

3. Notwithstanding the provisions of NRS 392.040 to the contrary, the provisions of this section apply to all pupils who are less than 18 years of age and enrolled in public schools, including, without limitation, pupils who are 17 years of age or older but less than 18 years of age.

**Sec. 5.** NRS 392.141 is hereby amended to read as follows:

392.141 Notwithstanding the provisions of NRS 392.040 to the contrary, the provisions of NRS 392.144, 392.146 and 392.147 *and section 3 of this act* apply to all pupils who are less than 18 years of age and enrolled in public schools, including, without limitation, pupils who are 17 years of age or older but less than 18 years of age.

**Sec. 6.** NRS 392.144 is hereby amended to read as follows:

392.144 1. If a pupil has one or more unapproved absences from school, the school in which the pupil is enrolled shall take reasonable actions designed, as applicable, to encourage, enable or convince the pupil to attend school.

2. If a pupil is a habitual truant pursuant to NRS 392.140, the principal of the school shall:

(a) Report the pupil to a school police officer or to the local law enforcement agency for investigation and issuance of a citation, if warranted, in accordance with NRS 392.149; ~~for~~

(b) If the parent or legal guardian of a pupil has signed a written consent pursuant to subsection 4, submit a written referral of the pupil to the advisory board to review school attendance in the county in accordance with NRS 392.146 ~~for~~; *or*

*(c) Refer the pupil for the imposition of administrative sanctions in accordance with section 3 of this act.*

3. The board of trustees of each school district shall adopt criteria to determine whether the principal of a school shall ~~report~~:

*(a) Report* a pupil to a school police officer or law enforcement agency pursuant to paragraph (a) of subsection 2 ~~or refer~~;

*(b) Refer* a pupil to an advisory board to review school attendance pursuant to paragraph (b) of subsection 2 ~~for~~; *or*

*(c) Refer a pupil for the imposition of administrative sanctions pursuant to paragraph (c) of subsection 2.*

4. If the principal of a school makes an initial determination to submit a written referral of a pupil to the advisory board to review school attendance, the principal shall notify the parent or legal



guardian of the pupil and request the parent or legal guardian to sign a written consent that authorizes the school and, if applicable, the school district to release the records of the pupil to the advisory board to the extent that such release is necessary for the advisory board to carry out its duties pursuant to NRS 392.146 and 392.147. The written consent must comply with the applicable requirements of 20 U.S.C. § 1232g(b) and 34 C.F.R. Part 99. If the parent or legal guardian refuses to sign the consent, the principal shall ~~report~~ :

(a) *Report* the pupil to a school police officer or to a local law enforcement agency pursuant to paragraph (a) of subsection 2 ~~or~~ ;  
*or*

(b) *Refer the pupil for the imposition of administrative sanctions pursuant to paragraph (c) of subsection 2.*

**Sec. 7.** NRS 392.147 is hereby amended to read as follows:

392.147 1. If an advisory board to review school attendance receives a written referral of a pupil pursuant to NRS 392.146, the advisory board shall set a date, time and place for a hearing. The pupil and his parents or legal guardian shall attend the hearing held by the advisory board. The hearing must be closed to the public. The chairman of an advisory board to review school attendance may request that subpoenas for a hearing conducted pursuant to this section be issued to:

(a) The parent or legal guardian of a pupil who has been referred to the advisory board or any other person that the advisory board considers necessary to the hearing.

(b) A pupil who has been referred to the advisory board.

2. If a pupil and his parents or legal guardian do not attend the hearing, the chairman of the advisory board shall ~~report~~ :

(a) *Report* the pupil to a school police officer or to the appropriate local law enforcement agency for investigation and issuance of a citation, if warranted , in accordance with NRS 392.149 ~~or~~ ; *or*

(b) *Refer the pupil for the imposition of administrative sanctions in accordance with section 3 of this act.*

3. If an advisory board to review school attendance determines that the status of a pupil as a habitual truant can be adequately addressed through participation by the pupil in programs and services available in the community, the advisory board shall order the pupil to participate in such programs and services. If the pupil does not agree to participate in such programs and services, the chairman of the advisory board shall report the pupil to a school police officer or to the appropriate local law enforcement agency for investigation and issuance of a citation, if warranted , in accordance with NRS 392.149 ~~or~~ *or refer the pupil for the imposition of administrative sanctions in accordance with section 3 of this act.* If



1 the pupil agrees to participate in such programs and services, the  
2 advisory board, the pupil and the parents or legal guardian of the  
3 pupil shall enter into a written agreement that:

4 (a) Sets forth the findings of the advisory board;

5 (b) Sets forth the terms and conditions of the pupil's  
6 participation in the programs and services designated by the  
7 advisory board; and

8 (c) Adequately informs the pupil and his parents or legal  
9 guardian that if the pupil or his parents or legal guardian do not  
10 comply with the terms of the written agreement, the chairman of the  
11 advisory board is legally obligated to report the pupil to a school  
12 police officer or to the appropriate local law enforcement agency for  
13 investigation and issuance of a citation, if warranted, in accordance  
14 with NRS 392.149 ~~or to refer the pupil for the imposition of~~  
15 *administrative sanctions in accordance with section 3 of this act.*

16 ➔ The parents or legal guardian of the pupil shall, upon the request  
17 of the advisory board, provide proof satisfactory to the advisory  
18 board that the pupil is participating in the programs and services set  
19 forth in the written agreement.

20 4. The chairman of an advisory board to review school  
21 attendance shall report a pupil to a school police officer or to the  
22 appropriate local law enforcement agency *or refer the pupil for the*  
23 *imposition of administrative sanctions* if:

24 (a) The pupil and his parents or legal guardian fail to attend a  
25 hearing set by the advisory board pursuant to subsection 1;

26 (b) The advisory board determines that the status of a pupil as a  
27 habitual truant cannot be adequately addressed by requiring the  
28 pupil to participate in programs and services available in the  
29 community;

30 (c) The pupil does not consent to participation in programs and  
31 services pursuant to subsection 3; or

32 (d) The pupil or his parents or legal guardian violates the terms  
33 of the written agreement entered into pursuant to subsection 3.

34 5. If the chairman of an advisory board makes ~~such~~ a report  
35 to a school police officer or local law enforcement agency ~~or~~  
36 *pursuant to subsection 4*, the chairman shall:

37 (a) Submit to the school police officer or law enforcement  
38 agency, as applicable, written documentation of all efforts made by  
39 the advisory board to address the status of the pupil as a habitual  
40 truant; and

41 (b) Make recommendations to the school police officer or law  
42 enforcement agency, as applicable, regarding the appropriate  
43 disposition of the case.



6. *If the chairman of an advisory board refers a pupil for the imposition of administrative sanctions pursuant to subsection 4, the chairman shall:*

(a) *Provide written documentation of all efforts made by the advisory board to address the status of the pupil as a habitual truant; and*

(b) *Make recommendations regarding the appropriate disposition of the case.*

7. If the parents or legal guardian of a pupil enter into a written agreement pursuant to this section, the parents or legal guardian may appeal to the board of trustees of the school district a determination made by the advisory board concerning the contents of the written agreement. Upon receipt of such a request, the board of trustees of the school district shall review the determination in accordance with the procedure established by the board of trustees for such matters.

~~7.1~~ 8. The board of trustees of each school district shall adopt policies and rules to protect the confidentiality of the deliberations, findings and determinations made by an advisory board and information concerning a pupil and the family of a pupil. An advisory board shall not disclose information concerning the records of a pupil or services provided to a pupil or his family unless the disclosure is specifically authorized by statute or by the policies and rules of the board of trustees and is necessary for the advisory board to carry out its duties.

**Sec. 8.** NRS 62B.320 is hereby amended to read as follows:

62B.320 1. Except as otherwise provided in this title, the juvenile court has exclusive original jurisdiction in proceedings concerning any child living or found within the county who is alleged or adjudicated to be in need of supervision because the child:

(a) Is subject to compulsory school attendance and is a habitual truant from school;

(b) Habitually disobeys the reasonable and lawful demands of the parent or guardian of the child and is unmanageable; or

(c) Deserts, abandons or runs away from the home or usual place of abode of the child and is in need of care or rehabilitation.

2. A child who is subject to the jurisdiction of the juvenile court pursuant to this section must not be considered a delinquent child.

*3. The provisions of subsection 1 do not prohibit the imposition of administrative sanctions pursuant to section 3 of this act against a child who is subject to compulsory school attendance and is a habitual truant from school.*

**Sec. 9.** NRS 62E.270 is hereby amended to read as follows:

62E.270 1. If the juvenile court imposes a fine against:



- 1 (a) A delinquent child pursuant to NRS 62E.730; *or*  
2 (b) A child who has committed a minor traffic offense, except  
3 an offense related to metered parking, pursuant to NRS 62E.700, ~~or~~  
4 ~~or~~

5 ~~—(c) A child in need of supervision because the child is a habitual~~  
6 ~~truant pursuant to NRS 62E.430,]~~

7 ~~↳~~ the juvenile court shall order the child or the parent or guardian  
8 of the child to pay an administrative assessment of \$10 in addition  
9 to the fine.

10 2. *If the juvenile court imposes a fine against a parent or*  
11 *guardian of a child in need of supervision because the child is a*  
12 *habitual truant pursuant to NRS 62E.430, the juvenile court shall*  
13 *order the parent or guardian to pay an administrative assessment*  
14 *of \$10 in addition to the fine.*

15 3. The juvenile court shall state separately on its docket the  
16 amount of money that the juvenile court collects for the  
17 administrative assessment.

18 ~~[3.]~~ 4. If the child is found not to have committed the alleged  
19 act or the charges are dropped, the juvenile court shall return to the  
20 child or the parent or guardian of the child any money deposited  
21 with the juvenile court for the administrative assessment.

22 ~~[4.]~~ 5. On or before the fifth day of each month for the  
23 preceding month, the clerk of the court shall pay to the county  
24 treasurer the money the juvenile court collects for administrative  
25 assessments.

26 ~~[5.]~~ 6. On or before the 15th day of each month, the county  
27 treasurer shall deposit the money in the county general fund for  
28 credit to a special account for the use of the county's juvenile court  
29 or for services to delinquent children.

30 **Sec. 10.** NRS 62E.430 is hereby amended to read as follows:

31 62E.430 1. If a child is adjudicated to be in need of  
32 supervision because the child is a habitual truant, the juvenile court  
33 shall:

34 (a) The first time the child is adjudicated to be in need of  
35 supervision because the child is a habitual truant:

36 (1) Order the ~~[child to:~~  
37 ~~—(I) Pay]~~ *parent or guardian of the child to pay* a fine of  
38 ~~[not more than]~~ \$100 and the administrative assessment required by  
39 NRS 62E.270; ~~for~~

40 ~~—(II) Perform not less than 8 hours but not more than]~~  
41 (2) *Order the child to perform* 16 hours of community  
42 service; and

43 ~~[(2)]~~ (3) If the child is 14 years of age or older, order the  
44 suspension of the driver's license of the child for at least ~~[30]~~ *90*  
45 days but not more than 6 months. If the child does not possess a



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1 driver's license, the juvenile court shall prohibit the child from  
2 applying for a driver's license for ~~[30]~~ 90 days:

3 (I) Immediately following the date of the order if the child  
4 is eligible to apply for a driver's license; or

5 (II) After the date the child becomes eligible to apply for  
6 a driver's license if the child is not eligible to apply for a driver's  
7 license.

8 (b) The second or any subsequent time the child is adjudicated  
9 to be in need of supervision because the child is a habitual truant:

10 (1) Order the ~~[child to:~~  
11 ~~— (I) Pay a fine of not more than]~~ *parent or guardian of the*  
12 *child to pay a fine of* \$200 and the administrative assessment  
13 required by NRS 62E.270;

14 ~~[(II) Perform not more than 10]~~  
15 (2) *Order the child to perform 32* hours of community  
16 service; ~~for~~

17 ~~— (III) Comply with the requirements set forth in both sub-~~  
18 ~~subparagraphs (I) and (II); and~~  
19 ~~— (2)] and~~

20 (3) If the child is 14 years of age or older, order the  
21 suspension of the driver's license of the child for at least ~~[60 days]~~ *6*  
22 *months* but not more than 1 year. If the child does not possess a  
23 driver's license, the juvenile court shall prohibit the child from  
24 applying for a driver's license for ~~[60 days:]~~ *6 months*:

25 (I) Immediately following the date of the order if the child  
26 is eligible to apply for a driver's license; or

27 (II) After the date the child becomes eligible to apply for  
28 a driver's license if the child is not eligible to apply for a driver's  
29 license.

30 2. ~~[The juvenile court may suspend the payment of a fine~~  
31 ~~ordered pursuant to paragraph (a) of subsection 1 if the child attends~~  
32 ~~school for 60 consecutive school days, or its equivalent in a school~~  
33 ~~district operating under an alternative schedule authorized pursuant~~  
34 ~~to NRS 388.090, after the imposition of the fine, or has a valid~~  
35 ~~excuse acceptable to his teacher or the principal for any absence~~  
36 ~~from school within that period.~~

37 ~~— 3.]~~ The community service ordered pursuant to this section  
38 must be performed at the child's school of attendance, if practicable.

39 **Sec. 11.** Chapter 482 of NRS is hereby amended by adding  
40 thereto a new section to read as follows:

41 *1. If the registered owner of a motor vehicle fails to pay any*  
42 *administrative fine imposed against him pursuant to section 3 of*  
43 *this act, the school district in which the administrative fine was*  
44 *imposed may file a notice of nonpayment with the Department.*  
45 *The notice of nonpayment must include:*





- (a) *The date on which the administrative fine was imposed;*
- (b) *The amount of the administrative fine;*
- (c) *The total amount of money owed to the school district for the administrative fines; and*

- (d) *Any other information the Department may require.*

↪ *The Department shall adopt regulations which prescribe the form for the notice of nonpayment and any information which must be included in the notice of nonpayment.*

2. *The Department shall not renew the registration of a motor vehicle if a school district has filed with the Department a notice of nonpayment unless, at the time for renewal of the registration, the registered owner of the motor vehicle provides to the Department a receipt issued by the school district. If the registered owner provides a receipt to the Department and complies with the other requirements of this chapter, the Department shall renew the registration of the motor vehicle.*

3. *Upon the request of the registered owner of a motor vehicle, the Department shall provide a copy of the notice of nonpayment filed with the Department by a school district pursuant to this section.*

4. *If a school district files with the Department a notice of nonpayment and the registered owner of the motor vehicle for which the Department received the notice of nonpayment pays to the school district all administrative fines imposed pursuant to section 3 of this act, the school district shall issue to the registered owner a receipt which indicates that the administrative fines have been paid.*

5. *If the registration of a motor vehicle that is identified in a notice of nonpayment filed with the Department is not renewed for two consecutive periods of registration, the Department shall delete any records maintained by the Department concerning that notice.*

6. *The Department shall not require a school district to pay a fee for the creation, maintenance or revision of a record of the Department concerning a notice of nonpayment filed with the Department pursuant to this section.*

**Sec. 12.** NRS 482.280 is hereby amended to read as follows:

482.280 1. The registration of every vehicle expires at midnight on the day specified on the receipt of registration, unless the day specified falls on a Saturday, Sunday or legal holiday. If the day specified on the receipt of registration is a Saturday, Sunday or legal holiday, the registration of the vehicle expires at midnight on the next judicial day. The Department shall mail to each holder of a certificate of registration an application for renewal of registration for the following period of registration. The applications must be



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1 mailed by the Department in sufficient time to allow all applicants  
2 to mail the applications to the Department and to receive new  
3 certificates of registration and license plates, stickers, tabs or other  
4 suitable devices by mail before the expiration of their registrations.  
5 An applicant may present or submit the application to any agent or  
6 office of the Department.

7 2. An application:

8 (a) Mailed or presented to the Department or to a county  
9 assessor pursuant to the provisions of this section;

10 (b) Submitted to the Department pursuant to NRS 482.294; or

11 (c) Presented to an authorized inspection station or authorized  
12 station pursuant to the provisions of NRS 482.281,

13 ➔ must include, if required, evidence of compliance with standards  
14 for control of emissions.

15 3. The Department shall insert in each application mailed  
16 pursuant to subsection 1:

17 (a) The amount of the governmental services tax to be collected  
18 for the county pursuant to the provisions of NRS 482.260.

19 (b) The amount set forth in a notice of nonpayment filed with  
20 the Department by a local authority pursuant to NRS 484.444.

21 (c) *The amount set forth in a notice of nonpayment filed with*  
22 *the Department by a school district pursuant to section 11 of this*  
23 *act.*

24 (d) A statement which informs the applicant that, pursuant to  
25 NRS 485.185, he is legally required to maintain insurance during  
26 the period in which the motor vehicle is registered.

27 4. An owner who has made proper application for renewal of  
28 registration before the expiration of the current registration but who  
29 has not received the license plate or plates or card of registration for  
30 the ensuing period of registration is entitled to operate or permit the  
31 operation of that vehicle upon the highways upon displaying thereon  
32 the license plate or plates issued for the preceding period of  
33 registration for such a time as may be prescribed by the Department  
34 as it may find necessary for the issuance of the new plate or plates  
35 or card of registration.

36 **Sec. 13.** NRS 483.250 is hereby amended to read as follows:

37 483.250 The Department shall not issue any license pursuant to  
38 the provisions of NRS 483.010 to 483.630, inclusive:

39 1. To any person who is under the age of 18 years, except that  
40 the Department may issue:

41 (a) A restricted license to a person between the ages of 14 and  
42 18 years pursuant to the provisions of NRS 483.267 and 483.270.

43 (b) An instruction permit to a person who is at least 15 1/2 years  
44 of age pursuant to the provisions of subsection 1 of NRS 483.280.



1 (c) A restricted instruction permit to a person under the age of  
2 18 years pursuant to the provisions of subsection 3 of NRS 483.280.

3 (d) A driver's license to a person who is 16 or 17 years of age  
4 pursuant to NRS 483.2521.

5 2. To any person whose license has been revoked until the  
6 expiration of the period during which he is not eligible for a license.

7 3. To any person whose license has been suspended, but upon  
8 good cause shown to the Administrator, the Department may issue a  
9 restricted license to him or shorten any period of suspension.

10 4. To any person who has previously been adjudged to be  
11 afflicted with or suffering from any mental disability or disease and  
12 who has not at the time of application been restored to legal  
13 capacity.

14 5. To any person who is required by NRS 483.010 to 483.630,  
15 inclusive, to take an examination, unless he has successfully passed  
16 the examination.

17 6. To any person when the Administrator has good cause to  
18 believe that by reason of physical or mental disability that person  
19 would not be able to operate a motor vehicle safely.

20 7. To any person who is not a resident of this State.

21 8. To any child who is the subject of a court order issued  
22 pursuant to title 5 of NRS *or section 3 of this act* which delays his  
23 privilege to drive.

24 9. To any person who is the subject of a court order issued  
25 pursuant to NRS 206.330 which suspends or delays his privilege to  
26 drive until the expiration of the period of suspension or delay.

27 10. To any person who is not eligible for the issuance of a  
28 license pursuant to NRS 483.283.

29 **Sec. 14.** NRS 483.460 is hereby amended to read as follows:

30 483.460 1. Except as otherwise provided by specific statute,  
31 the Department shall revoke the license, permit or privilege of any  
32 driver upon receiving a record of his conviction of any of the  
33 following offenses, when that conviction has become final, and  
34 the driver is not eligible for a license, permit or privilege to drive for  
35 the period indicated:

36 (a) For a period of 3 years if the offense is:

37 (1) A violation of subsection 2 of NRS 484.377.

38 (2) A violation of NRS 484.379 that is punishable as a felony  
39 pursuant to NRS 484.3792.

40 (3) A violation of NRS 484.3795 or a homicide resulting  
41 from driving or being in actual physical control of a vehicle while  
42 under the influence of intoxicating liquor or a controlled substance  
43 or resulting from any other conduct prohibited by NRS 484.379,  
44 484.3795 or 484.37955.



1   ↪ The period during which such a driver is not eligible for a  
2 license, permit or privilege to drive must be set aside during any  
3 period of imprisonment and the period of revocation must resume  
4 upon completion of the period of imprisonment or when the person  
5 is placed on residential confinement.

6   (b) For a period of 1 year if the offense is:

7       (1) Any other manslaughter, including vehicular  
8 manslaughter as described in NRS 484.3775, resulting from the  
9 driving of a motor vehicle or felony in the commission of which a  
10 motor vehicle is used, including the unlawful taking of a motor  
11 vehicle.

12       (2) Failure to stop and render aid as required pursuant to the  
13 laws of this State in the event of a motor vehicle accident resulting  
14 in the death or bodily injury of another.

15       (3) Perjury or the making of a false affidavit or statement  
16 under oath to the Department pursuant to NRS 483.010 to 483.630,  
17 inclusive, or pursuant to any other law relating to the ownership or  
18 driving of motor vehicles.

19       (4) Conviction, or forfeiture of bail not vacated, upon three  
20 charges of reckless driving committed within a period of 12 months.

21       (5) A violation of NRS 484.379 that is punishable pursuant  
22 to paragraph (b) of subsection 1 of NRS 484.3792 and the driver is  
23 not eligible for a restricted license during any of that period.

24       (6) A violation of NRS 484.348.

25   (c) For a period of 90 days, if the offense is a violation of NRS  
26 484.379 that is punishable pursuant to paragraph (a) of subsection 1  
27 of NRS 484.3792.

28   2. The Department shall revoke the license, permit or privilege  
29 of a driver convicted of violating NRS 484.379 who fails to  
30 complete the educational course on the use of alcohol and controlled  
31 substances within the time ordered by the court and shall add a  
32 period of 90 days during which the driver is not eligible for a  
33 license, permit or privilege to drive.

34   3. When the Department is notified by a court that a person  
35 who has been convicted of a violation of NRS 484.379 that is  
36 punishable pursuant to paragraph (a) of subsection 1 of NRS  
37 484.3792 has been permitted to enter a program of treatment  
38 pursuant to NRS 484.37937, the Department shall reduce by one-  
39 half the period during which he is not eligible for a license, permit  
40 or privilege to drive, but shall restore that reduction in time if  
41 notified that he was not accepted for or failed to complete the  
42 treatment.

43   4. The Department shall revoke the license, permit or privilege  
44 to drive of a person who is required to install a device pursuant to



1 NRS 484.3943 but who operates a motor vehicle without such a  
2 device:

3 (a) For 3 years, if it is his first such offense during the period of  
4 required use of the device.

5 (b) For 5 years, if it is his second such offense during the period  
6 of required use of the device.

7 5. A driver whose license, permit or privilege is revoked  
8 pursuant to subsection 4 is not eligible for a restricted license during  
9 the period set forth in paragraph (a) or (b) of that subsection,  
10 whichever applies.

11 6. In addition to any other requirements set forth by specific  
12 statute, if the Department is notified that a court has ordered the  
13 revocation, suspension or delay in the issuance of a license pursuant  
14 to title 5 of NRS, NRS 176.064 or 206.330, chapter 484 of NRS ,  
15 *section 3 of this act* or any other provision of law, the Department  
16 shall take such actions as are necessary to carry out the court's  
17 order.

18 7. As used in this section, "device" has the meaning ascribed to  
19 it in NRS 484.3941.

20 **Sec. 15.** NRS 483.490 is hereby amended to read as follows:

21 483.490 1. Except as otherwise provided in this section, after  
22 a driver's license has been suspended or revoked for an offense  
23 other than a violation of NRS 484.379 that is punishable pursuant to  
24 paragraph (b) of subsection 1 of NRS 484.3792, and one-half of the  
25 period during which the driver is not eligible for a license has  
26 expired, the Department may, unless the statute authorizing the  
27 suspension prohibits the issuance of a restricted license, issue a  
28 restricted driver's license to an applicant permitting the applicant to  
29 drive a motor vehicle:

30 (a) To and from work or in the course of his work, or both; or

31 (b) To acquire supplies of medicine or food or receive regularly  
32 scheduled medical care for himself or a member of his immediate  
33 family.

34 ➔ Before a restricted license may be issued, the applicant must  
35 submit sufficient documentary evidence to satisfy the Department  
36 that a severe hardship exists because the applicant has no alternative  
37 means of transportation and that the severe hardship outweighs the  
38 risk to the public if he is issued a restricted license.

39 2. A person who has been ordered to install a device in a motor  
40 vehicle pursuant to NRS 484.3943:

41 (a) Shall install the device not later than 21 days after the date  
42 on which the order was issued; and

43 (b) May not receive a restricted license pursuant to this section  
44 until:



(1) After at least 1 year of the period during which he is not eligible for a license, if he was convicted of:

(I) A violation of NRS 484.3795 or a homicide resulting from driving or being in actual physical control of a vehicle while under the influence of intoxicating liquor or a controlled substance or resulting from any other conduct prohibited by NRS 484.379, 484.3795 or 484.37955; or

(II) A violation of NRS 484.379 that is punishable as a felony pursuant to NRS 484.3792;

(2) After at least 180 days of the period during which he is not eligible for a license, if he was convicted of a violation of subsection 2 of NRS 484.377; or

(3) After at least 45 days of the period during which he is not eligible for a license, if he was convicted of a violation of NRS 484.379 that is punishable pursuant to paragraph (a) of subsection 1 of NRS 484.3792.

3. If the Department has received a copy of an order requiring a person to install a device in a motor vehicle pursuant to NRS 484.3943, the Department shall not issue a restricted driver's license to such a person pursuant to this section unless the applicant has submitted proof of compliance with the order and subsection 2.

4. After a driver's license has been revoked or suspended pursuant to title 5 of NRS ~~§~~ *or section 3 of this act*, the Department may issue a restricted driver's license to an applicant permitting the applicant to drive a motor vehicle:

(a) If applicable, to and from work or in the course of his work, or both; or

(b) If applicable, to and from school.

5. After a driver's license has been suspended pursuant to NRS 483.443, the Department may issue a restricted driver's license to an applicant permitting the applicant to drive a motor vehicle:

(a) If applicable, to and from work or in the course of his work, or both;

(b) To receive regularly scheduled medical care for himself or a member of his immediate family; or

(c) If applicable, as necessary to exercise a court-ordered right to visit a child.

6. A driver who violates a condition of a restricted license issued pursuant to subsection 1 or by another jurisdiction is guilty of a misdemeanor and, if the license of the driver was suspended or revoked for:

(a) A violation of NRS 484.379, 484.3795 or 484.384;

(b) A homicide resulting from driving or being in actual physical control of a vehicle while under the influence of intoxicating liquor or a controlled substance or resulting from any



other conduct prohibited by NRS 484.379, 484.3795 or 484.37955;  
or

(c) A violation of a law of any other jurisdiction that prohibits the same or similar conduct as set forth in paragraph (a) or (b),  
➡ the driver shall be punished in the manner provided pursuant to subsection 2 of NRS 483.560.

7. The periods of suspensions and revocations required pursuant to this chapter and NRS 484.384 must run consecutively, except as otherwise provided in NRS 483.465 and 483.475, when the suspensions must run concurrently.

8. Whenever the Department suspends or revokes a license, the period of suspension, or of ineligibility for a license after the revocation, begins upon the effective date of the revocation or suspension as contained in the notice thereof.

**Sec. 16.** NRS 483.580 is hereby amended to read as follows:

483.580 A person shall not cause or knowingly permit his child or ward under the age of 18 years to drive a motor vehicle upon any highway when the minor is not authorized under the provisions of NRS 483.010 to 483.630, inclusive, or is in violation of any of the provisions of NRS 483.010 to 483.630, inclusive, or if his license is revoked or suspended pursuant to title 5 of NRS ~~§~~ *or section 3 of this act.*

**Sec. 17.** 1. There is hereby appropriated from the State General Fund to the Clark County School District the sum of \$400,000 for the School District to hire advocates for pupils enrolled in certain middle schools and junior high schools in the School District who participate in the Truancy Court Diversion Project in Clark County.

2. The Clark County School District shall:

(a) Use the money appropriated by subsection 1 to hire four persons to serve as advocates; and

(b) Assign each person who is hired as an advocate to at least two middle schools or junior high schools in the Clark County School District.

3. Each person who is hired to serve as an advocate pursuant to subsection 2 shall, at each middle school or junior high school to which he is assigned:

(a) Compile all documentation necessary for referrals of pupils in the school who have been declared truants to the Diversion Project;

(b) Make contact on a daily basis on the grounds of the school with each pupil who participates in the Diversion Project; and

(c) Contact the parents or guardian of each pupil who participates in the Diversion Project, as deemed necessary by the advocate or the principal of the school.



1       4. Any remaining balance of the appropriation made by  
2 subsection 1 must not be committed for expenditure after June 30,  
3 2009, by the entity to which the appropriation is made or any entity  
4 to which money from the appropriation is granted or otherwise  
5 transferred in any manner, and any portion of the appropriated  
6 money remaining must not be spent for any purpose after  
7 September 18, 2009, by either the entity to which the money was  
8 appropriated or the entity to which the money was subsequently  
9 granted or transferred, and must be reverted to the State General  
10 Fund on or before September 18, 2009.

11       **Sec. 18.** The provisions of NRS 62B.320, 62E.270 and  
12 62E.430, as amended by sections 8, 9 and 10 of this act, do not  
13 apply to a child who is adjudicated in need of supervision because  
14 he is a habitual truant or to the parent or guardian of such a child if  
15 all acts of truancy occurred before July 1, 2007.

16       **Sec. 19.** This act becomes effective on July 1, 2007.

