

CHAPTER.....

AN ACT relating to education; revising provisions governing the establishment by the board of trustees of a school district of a policy prohibiting criminal gang activity on school property; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes the boards of trustees of school districts to establish policies prohibiting the activities of criminal gangs on school property. (NRS 392.4635) This bill makes the establishment of that policy mandatory.

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

Section 1. NRS 392.4635 is hereby amended to read as follows:

392.4635 1. The board of trustees of each school district ~~{may}~~ **shall** establish a policy that prohibits the activities of criminal gangs on school property. ~~{The policy may}~~

2. *The policy established pursuant to subsection 1 may include, without limitation:*

(a) *The provision of training for the prevention of the activities of criminal gangs on school property.*

(b) *If the policy includes training:*

(1) *A designation of the grade levels of the pupils who must receive the training.*

(2) *A designation of the personnel who must receive the training, including, without limitation, personnel who are employed in schools at the grade levels designated pursuant to subparagraph (1).*

↪ *The board of trustees of each school district shall ensure that the training is provided to the pupils and personnel designated in the policy.*

(c) *Provisions which* prohibit:

~~{(a)}~~ (1) A pupil from wearing any clothing or carrying any symbol on school property that denotes membership in or an affiliation with a criminal gang; and

~~{(b)}~~ (2) Any activity that encourages participation in a criminal gang or facilitates illegal acts of a criminal gang.

~~{2. — Each policy that prohibits the activities of criminal gangs on school property may}~~



(d) Provisions which provide for the suspension or expulsion of pupils who violate the policy.

3. *The board of trustees of each school district may develop the policy required pursuant to subsection 1 in consultation with:*

(a) Local law enforcement agencies;

(b) School police officers, if any;

(c) Persons who have experience regarding the actions and activities of criminal gangs;

(d) Organizations which are dedicated to alleviating criminal gangs or assisting members of criminal gangs who wish to disassociate from the gang; and

(e) Any other person deemed necessary by the board of trustees.

4. As used in this section, "criminal gang" has the meaning ascribed to it in NRS 213.1263.

Sec. 2. 1. On or before June 30, 2010, the board of trustees of each school district shall submit to the Legislative Committee on Education a report concerning the policy that prohibits the activities of criminal gangs on school property established pursuant to NRS 392.4635, as amended by section 1 of this act.

2. The report must include, without limitation:

(a) A copy of the policy adopted by the board of trustees of the school district; and

(b) A summary of the activities of the board of trustees to ensure that the policy is carried out.

Sec. 3. This act becomes effective on July 1, 2009.

