
ASSEMBLY BILL NO. 64—COMMITTEE ON EDUCATION

(ON BEHALF OF THE CLARK COUNTY SCHOOL DISTRICT)

PREFILED DECEMBER 15, 2010

Referred to Concurrent Committees on
Education and Transportation

SUMMARY—Revises provisions governing education.
(BDR 34-302)

FISCAL NOTE: Effect on Local Government: Increases or Newly
Provides for Term of Imprisonment in County or City
Jail or Detention Facility.

Effect on the State: Yes.

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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 provisions governing the types of high school diplomas that may be issued to pupils; authorizing certain pupils to receive a standard high school diploma without passing all subject areas of the high school proficiency examination under certain circumstances; authorizing the board of trustees of a school district to adopt a policy that allows certain pupils enrolled in high school the opportunity to make up credit; revising provisions governing pupils who are habitual truants and habitual disciplinary problems; authorizing counties to increase the filing fees in certain civil actions to fund certain programs for the diversion of truancy; authorizing a juvenile court to impose certain penalties against a parent or legal guardian of a child who is adjudicated in need of supervision because the child is a habitual truant; increasing certain administrative assessments to fund certain programs for the diversion of truancy; revising provisions governing the issuance of drivers' licenses to persons who are 16 or 17 years of age; revising provisions governing employment of minors; and providing other matters properly relating thereto.



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Legislative Counsel's Digest:

Existing law prescribes a standard high school diploma and an adjusted diploma and requires that to receive a standard high school diploma, a pupil must satisfy the requirements for graduation from high school and either pass the high school proficiency examination in its entirety or fail to pass certain subject areas on the examination and satisfy certain alternative criteria. (NRS 389.805) **Section 8** of this bill adds a career preparatory diploma and a move-on-when-ready diploma and prescribes the requirements for receipt of those diplomas. **Section 8** also provides that a pupil who has failed the same subject area of the high school proficiency examination not less than six times may receive a standard high school diploma if he or she obtained a cumulative score that meets the required cumulative score prescribed by the State Board of Education and also satisfies certain additional conditions.

Sections 11, 14 and 15 of this bill authorize the imposition of administrative sanctions against a pupil who is a habitual truant, including the suspension of the pupil's driver's license.

Section 12 of this bill authorizes school districts to adopt a policy that allows a high school pupil who has failed to comply with minimum attendance requirements the opportunity to make up the credits which the pupil missed during his or her absence.

Section 17 of this bill revises the consequences for a pupil who is deemed a habitual disciplinary problem by authorizing the referral of the pupil to a school police officer, a law enforcement agency or a local social service agency for investigation and, if necessary, referral to the juvenile court.

Existing law authorizes the board of county commissioners of any county to impose an additional filing fee of not more than \$6 to be paid by the defendant in an action for divorce, annulment or separate maintenance. (NRS 19.033) **Section 18** of this bill revises the amount of the fee to not less than \$5 and not more than \$11 and authorizes the board of county commissioners to also impose an additional filing fee of not less than \$5 at the commencement of any action concerning child custody. **Section 18** also requires that \$5 of any such fee imposed be deposited for programs for the diversion of truancy in the county school district.

Section 20 of this bill prescribes the actions a juvenile court may take against the parent or legal guardian of a child who has been adjudicated in need of supervision because the child is a habitual disciplinary problem.

Existing law prescribes the actions which must be taken by a juvenile court against a child who has been adjudicated in need of supervision because the child is a habitual truant. (NRS 62E.430) **Section 22** of this bill authorizes a juvenile court to take certain actions against the parent or legal guardian of such a child.

Existing law requires a defendant who pleads guilty or guilty but mentally ill or is found guilty or guilty but mentally ill of a felony or gross misdemeanor to pay an administrative assessment in the amount of \$25. (NRS 176.062) **Section 23** of this bill increases the amount of the assessment to \$30 for a defendant for the crime of abuse, neglect or endangerment of a child. (NRS 200.508) The additional \$5 collected must be deposited for programs for the diversion of truancy in the county school district.

Existing law prescribes the requirements for the issuance of a driver's license to a person who is 16 or 17 years of age and the requirements for the issuance of a restricted driver's license to a person who is between the ages of 14 and 18 years. (NRS 483.2521, 483.267, 483.270) **Sections 25-27** of this bill revise the requirements for the issuance of those driver's licenses to require the applicant to submit to the Department of Motor Vehicles written verification that the person: (1) complies with the minimum attendance and academic requirements in public school; (2) is exempt from compulsory public school attendance; (3) has received a high school diploma or certificate of attendance; or (4) passed the tests of general



educational development. **Section 25** also revises the time period for which a driver's license issued to a person who is 16 years of age is valid from 4 years to 1 year and prescribes the process for renewal of that license.

Section 34 of this bill prohibits an employer from employing a child who is between the ages of 14 and 18 years unless the child submits written verification that he or she: (1) complies with the minimum attendance and academic requirements in public school; (2) is exempt from compulsory public school attendance; (3) has received a high school diploma or certificate of attendance; or (4) passed the tests of general educational development. Exceptions are made for certain types of employment of the child.

Section 35 of this bill authorizes the parent or legal guardian of a child between the ages of 16 and 18 years to indicate on a work permit that is issued to the child by the county, if any, the maximum number of hours that his or her child may work and the particular hours in which that work may occur during the week or on the weekend.

Existing law provides that a child under the age of 16 years may be employed in certain occupations for no more than 48 hours in any 1 week and 8 hours in any 1 day. (NRS 609.240) **Section 36** of this bill revises the hours that a child may be employed to 20 hours in any 1 week when school is in session and 48 hours in any 1 week when school is not in session.

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 groups 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.

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



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

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

(f) The most recent 3-year trend in the achievement of pupils in each subject area tested and each grade level tested 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, which may include information regarding the trend in the achievement of pupils for more than 3 years, if such information is available.

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

(h) Information on whether each public school, including, without limitation, each charter school, has made:

(1) Adequate yearly progress, including, without limitation, the name of each public school, if any, designated as demonstrating need for improvement pursuant to NRS 385.3623 and the number of consecutive years that the school has carried that designation.

(2) Progress based upon the model adopted by the Department pursuant to NRS 385.3595, if applicable for the grade level of pupils enrolled at the school.

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

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

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

(1) The percentage of teachers who are:

(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}~~ **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}~~ **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}~~ **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}~~ **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 grade 8
16 and a separate reporting of the annual rate of pupils who drop out of
17 school in grades 9 to 12, inclusive, reported for each school district,
18 including, without limitation, each charter school in the district, and
19 for this State as a whole. The reporting for pupils in grades 9 to 12,
20 inclusive, excludes pupils who:

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

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

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

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

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

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

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

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



(1) School police officer or local law enforcement agency pursuant to paragraph (a) of subsection 9 of NRS 392.4655; and

(2) Local law enforcement agency or the appropriate local social services agency in the county pursuant to paragraph (b) of subsection 9 of NRS 392.4655.

(u) The number of pupils in each grade who are retained in the same grade pursuant to NRS 392.033 or 392.125, reported for each school district, including, without limitation, each charter school in the district, and for this State as a whole.

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

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

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

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

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

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

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

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

(1) A standard high school diploma, reported separately for pupils who received the diploma pursuant to:

(I) Paragraph (a) of subsection 1 of NRS 389.805; ~~and~~

(II) Paragraph (b) of subsection 1 of NRS 389.805 ~~and~~ ;

and



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(III) Subsection 7 of NRS 389.805.

(2) An adjusted diploma.

(3) ***A career preparatory diploma.***

(4) ***A move-on-when-ready diploma.***

(5) ***An adult diploma.***

(6) A certificate of attendance.

(bb) For each school district, including, without limitation, each charter school in the district, and for this State as a whole, the number and percentage of pupils who failed to pass the high school proficiency examination.

(cc) The number of habitual truants ***reported for each school district, including, without limitation, each charter school in the district, and for this State as a whole, including, without limitation, the number*** who are ~~reported~~ :

(1) ***Reported*** to a school police officer or local law enforcement agency pursuant to paragraph (a) of subsection 2 of NRS 392.144 ~~[and the number of habitual truants who are referred]~~ ;

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

(3) ***Referred for the imposition of administrative sanctions pursuant to paragraph (c) of subsection 2 of NRS 392.144.***

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

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

(2) For each school district, including, without limitation, each charter school in the district, and for this State as a whole, 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 programs supported with Title I money and to paraprofessionals who are not employed in programs supported with Title I money.

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



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

(gg) For each school district, including, without limitation, each charter school in the district and for this State as a whole, information on pupils enrolled in career and technical education, including, without limitation:

(1) The number of pupils enrolled in a course of career and technical education;

(2) The number of pupils who completed a course of career and technical education;

(3) The average daily attendance of pupils who are enrolled in a program of career and technical education;

(4) The annual rate of pupils who dropped out of school and were enrolled in a program of career and technical education before dropping out;

(5) The number and percentage of pupils who completed a program of career and technical education and who received a standard high school diploma, an adjusted diploma, *a career preparatory diploma, a move-on-when-ready diploma* or a certificate of attendance; and

(6) The number and percentage of pupils who completed a program of career and technical education and who did not receive a high school diploma because the pupils failed to pass the high school proficiency examination ~~H~~ *or otherwise failed to satisfy the requirements of NRS 389.805.*

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

3. The annual report of accountability must:

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

(b) Be prepared in a concise manner; and

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

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

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



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

- (1) Governor;
- (2) Committee;
- (3) Bureau;
- (4) Board of Regents of the University of Nevada;
- (5) Board of trustees of each school district; and
- (6) Governing body of each charter school.

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

6. As used in this section:

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

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

Sec. 2. NRS 385.34692 is hereby amended to read as follows:

385.34692 1. The State Board shall prepare a summary of the annual report of accountability prepared pursuant to NRS 385.3469 that includes, without limitation, a summary of the following information for each school district, each charter school and the State as a whole:

(a) Demographic information of pupils, including, without limitation, the number and percentage of pupils:

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

(2) Who are from major racial or ethnic groups, as defined by the State Board;

(3) With disabilities;

(4) Who are limited English proficient; and

(5) Who are migratory children, as defined by the State Board;

(b) The average daily attendance of pupils, reported separately for the groups identified in paragraph (a);

(c) The transiency rate of pupils;

(d) The percentage of pupils who are habitual truants;

(e) The percentage of pupils who are deemed habitual disciplinary problems pursuant to NRS 392.4655;

(f) The number of incidents resulting in suspension or expulsion for:

(1) Violence to other pupils or to school personnel;

(2) Possession of a weapon;

(3) Distribution of a controlled substance;



- 1 (4) Possession or use of a controlled substance; and
- 2 (5) Possession or use of alcohol;
- 3 (g) For kindergarten through grade 8, the number and
- 4 percentage of pupils who are retained in the same grade;
- 5 (h) For grades 9 to 12, inclusive, the number and percentage of
- 6 pupils who are deficient in the number of credits required for
- 7 promotion to the next grade or graduation from high school;
- 8 (i) The pupil-teacher ratio for kindergarten and grades 1 to 8,
- 9 inclusive;
- 10 (j) The average class size for the subject area of mathematics,
- 11 English, science and social studies in schools where pupils rotate to
- 12 different teachers for different subjects;
- 13 (k) The number and percentage of pupils who graduated from
- 14 high school;
- 15 (l) The number and percentage of pupils who received a:
- 16 (1) Standard diploma;
- 17 (2) Adult diploma;
- 18 (3) Adjusted diploma; ~~and~~
- 19 (4) *Career preparatory diploma;*
- 20 (5) *Move-on-when-ready diploma; and*
- 21 (6) Certificate of attendance;
- 22 (m) The number and percentage of pupils who graduated from
- 23 high school and enrolled in remedial courses at the Nevada System
- 24 of Higher Education;
- 25 (n) Per pupil expenditures;
- 26 (o) Information on the professional qualifications of teachers;
- 27 (p) The average daily attendance of teachers and licensure
- 28 information;
- 29 (q) Information on the adequate yearly progress of the schools
- 30 and school districts;
- 31 (r) Pupil achievement based upon the:
- 32 (1) Examinations administered pursuant to NRS 389.550,
- 33 including, without limitation, whether public schools have made
- 34 progress based upon the model adopted by the Department pursuant
- 35 to NRS 385.3595; and
- 36 (2) High school proficiency examination;
- 37 (s) To the extent practicable, pupil achievement based upon the
- 38 examinations administered pursuant to NRS 389.015 for grades 4, 7
- 39 and 10; and
- 40 (t) Other information required by the Superintendent of Public
- 41 Instruction in consultation with the Bureau.
- 42 2. The summary prepared pursuant to subsection 1 must:
- 43 (a) Comply with 20 U.S.C. § 6311(h)(1) and the regulations
- 44 adopted pursuant thereto;
- 45 (b) Be prepared in a concise manner; and



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

3. On or before September 7 of each year, the State Board shall:

(a) Provide for public dissemination of the summary prepared pursuant to subsection 1 by posting the summary on the Internet website maintained by the Department; and

(b) Submit a copy of the summary in an electronic format to the:

(1) Governor;

(2) Committee;

(3) Bureau;

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

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

(6) Governing body of each charter school.

4. The board of trustees of each school district and the governing body of each charter school shall ensure that the parents and guardians of pupils enrolled in the school district or charter school, as applicable, have sufficient information concerning the availability of the summary prepared by the State Board pursuant to subsection 1, including, without limitation, information that describes how to access the summary on the Internet website maintained by the Department. Upon the request of a parent or guardian of a pupil, the Department shall provide the parent or guardian with a written copy of the summary.

5. The Department shall, in consultation with the Bureau and the school districts, prescribe a form for the summary required by this section.

Sec. 3. NRS 385.347 is hereby amended to read as follows:

385.347 1. The board of trustees of each school district in this State, in cooperation with associations recognized by the State Board as representing licensed educational personnel in the district, shall adopt a program providing for the accountability of the school district to the residents of the district and to the State Board for the quality of the schools and the educational achievement of the pupils in the district, including, without limitation, pupils enrolled in charter schools in the school district. The board of trustees of each school district shall report the information required by subsection 2 for each charter school that is located within the school district, regardless of the sponsor of the charter school. The information for charter schools must be reported separately and must denote the charter schools sponsored by the school district, the charter schools sponsored by the State Board and the charter schools sponsored by a college or university within the Nevada System of Higher Education.



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2. The board of trustees of each school district shall, on or before August 15 of each year, prepare an annual report of 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 groups 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 group 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 groups 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



1 this State. The information required by this subparagraph must be
2 provided in consultation with the Department to ensure the accuracy
3 of the comparison.

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

11 (10) Information on whether each school in the district,
12 including, without limitation, each charter school in the district, has
13 made progress based upon the model adopted by the Department
14 pursuant to NRS 385.3595.

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

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

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

33 (1) The percentage of teachers who are:

34 (I) Providing instruction pursuant to NRS 391.125;

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

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

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

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



1 teachers, in the aggregate and disaggregated by high-poverty
2 compared to low-poverty schools, which for the purposes of this
3 subparagraph means schools in the top quartile of poverty and the
4 bottom quartile of poverty in this State;

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

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

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

18 (5) For each elementary school:

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

25 (II) ~~{On and after July 1, 2006, the}~~ **The** number of
26 persons employed as substitute teachers for less than 20 consecutive
27 days, designated as short-term substitute teachers, including the total
28 number of days short-term substitute teachers were employed at
29 each school, identified by grade level.

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

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

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

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

43 (g) Records of the attendance and truancy of pupils in all grades,
44 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 attendance of the pupils enrolled in the school with the attendance of pupils throughout the 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.

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

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

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

(3) Withdraw from school to attend another school.

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

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

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

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

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

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

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



(n) The number of pupils who are deemed habitual disciplinary problems pursuant to NRS 392.4655, for each school in the district and the district as a whole, including, without limitation, each charter school in the district ~~§~~, *including, without limitation, the number who are reported to the:*

(1) School police officer or local law enforcement agency pursuant to paragraph (a) of subsection 9 of NRS 392.4655; and

(2) Local law enforcement agency or the appropriate local social services agency in the county pursuant to paragraph (b) of subsection 9 of NRS 392.4655.

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

(p) The transiency rate of pupils for each school in the district and the district as a whole, including, without limitation, each charter school in the district. For the purposes of this paragraph, a pupil is not transient if the pupil is transferred to a different school within the school district as a result of a change in the zone of attendance by the board of trustees of the school district pursuant to NRS 388.040.

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

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

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

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

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

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

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



(1) A standard high school diploma, reported separately for pupils who received the diploma pursuant to:

(I) Paragraph (a) of subsection 1 of NRS 389.805; ~~and~~

(II) Paragraph (b) of subsection 1 of NRS 389.805 ~~and~~ ;

and

(III) Subsection 7 of NRS 389.805.

(2) An adjusted diploma.

(3) *A career preparatory diploma.*

(4) *A move-on-when-ready diploma.*

(5) *An adult diploma.*

(6) A certificate of attendance.

(v) For each school in the district and the district as a whole, including, without limitation, each charter school in the district, the number and percentage of pupils who failed to pass the high school proficiency examination.

(w) The number of habitual truants *reported for each school in the district and for the district as a whole, including, without limitation, each charter school in the district, including without limitation, the number* who are ~~reported~~ :

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

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

(3) *Referred for the imposition of administrative sanctions pursuant to paragraph (c) of subsection 2 of NRS 392.144.*

(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) For each school in the district and the district as a whole, including, without limitation, each charter school in the district, information on pupils enrolled in career and technical education, including, without limitation:

(1) The number of pupils enrolled in a course of career and technical education;


(2) The number of pupils who completed a course of career and technical education;

(3) The average daily attendance of pupils who are enrolled in a program of career and technical education;

(4) The annual rate of pupils who dropped out of school and were enrolled in a program of career and technical education before dropping out;

(5) The number and percentage of pupils who completed a program of career and technical education and who received a standard high school diploma, an adjusted diploma, *a career preparatory diploma, a move-on-when-ready diploma* or a certificate of attendance; and



(6) The number and percentage of pupils who completed a program of career and technical education and who did not receive a high school diploma because the pupils failed to pass the high school proficiency examination  or otherwise failed to satisfy the requirements of NRS 389.805.

(ee) 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 the teacher 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



1 Teacher Association concerning the program and consider any
2 advice or recommendations submitted by the representatives with
3 respect to the program.

4 7. On or before August 15 of each year, the board of trustees of
5 each school district shall submit to each advisory board to review
6 school attendance created in the county pursuant to NRS 392.126
7 the information required in paragraph (g) of subsection 2.

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

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

- 14 (1) Governor;
15 (2) State Board;
16 (3) Department;
17 (4) Committee; and
18 (5) Bureau.

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

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

34 10. As used in this section:

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

37 (b) "Paraprofessional" has the meaning ascribed to it in
38 NRS 391.008.

39 **Sec. 4.** NRS 388.537 is hereby amended to read as follows:

40 388.537 1. The board of trustees of a school district may,
41 subject to the approval of the Superintendent of Public Instruction,
42 operate an alternative program for the education of pupils at risk of
43 dropping out of school, including pupils who are enrolled in
44 kindergarten or grades 1 to 12, inclusive.



2. The board of trustees of a school district may submit to the Department, in the form prescribed by the Department, a plan to operate an alternative program.

3. The Superintendent of Public Instruction shall review each plan to operate an alternative program submitted to the Department and approve or deny the plan. Approval by the Superintendent constitutes approval of each component of the plan for the alternative program.

4. If a plan for an alternative program is denied by the Superintendent of Public Instruction, the board of trustees of a school district may appeal the decision of the Superintendent to the State Board. The State Board may approve or deny the plan for the alternative program upon appeal.

5. An alternative program may include:

(a) A shorter school day or an opportunity for pupils to attend a longer school day than that regularly provided in the school district. The alternative program must provide for a number of minutes of instruction that is equal to or greater than that which would be provided under a program consisting of 180 school days.

(b) An opportunity for pupils to attend classes of instruction during any part of the calendar year.

(c) A comprehensive curriculum that includes elective classes of instruction and career and technical education.

(d) An opportunity for pupils to obtain academic credit through experience gained at work or while engaged in other activities.

(e) An opportunity for pupils to satisfy ~~either:~~ :

(1) The requirements for a regular high school diploma; ~~for~~

(2) The requirements for an adult standard diploma ~~for~~ ;

(3) *The requirements for a career preparatory diploma; or*

(4) *The requirements for a move-on-when-ready diploma.*

(f) The provision of child care for the children of pupils.

(g) The transportation of pupils to and from classes of instruction.

(h) The placement of pupils for independent study pursuant to NRS 389.155, if the board of trustees of the school district determines that the pupil would benefit from such placement.

6. The board of trustees of a school district may operate an alternative program pursuant to this section through a program of distance education pursuant to NRS 388.820 to 388.874, inclusive.

Sec. 5. NRS 389.015 is hereby amended to read as follows:

389.015 1. The board of trustees of each school district shall administer examinations in all public schools of the school district. The governing body of a charter school shall administer the same examinations in the charter school. The examinations administered



1 by the board of trustees and governing body must determine the
2 achievement and proficiency of pupils in:

- 3 (a) Reading;
- 4 (b) Mathematics; and
- 5 (c) Science.

6 2. The examinations required by subsection 1 must be:

7 (a) Administered before the completion of grades 4, 7, 10
8 and 11.

9 (b) Administered in each school district and each charter school
10 at the same time during the spring semester. The time for the
11 administration of the examinations must be prescribed by the State
12 Board.

13 (c) Administered in each school in accordance with uniform
14 procedures adopted by the State Board. The Department shall
15 monitor the compliance of school districts and individual schools
16 with the uniform procedures.

17 (d) Administered in each school in accordance with the plan
18 adopted pursuant to NRS 389.616 by the Department and with the
19 plan adopted pursuant to NRS 389.620 by the board of trustees of
20 the school district in which the examinations are administered. The
21 Department shall monitor the compliance of school districts and
22 individual schools with:

23 (1) The plan adopted by the Department; and

24 (2) The plan adopted by the board of trustees of the
25 applicable school district, to the extent that the plan adopted by the
26 board of trustees of the school district is consistent with the plan
27 adopted by the Department.

28 (e) Scored by a single private entity that has contracted with the
29 State Board to score the examinations. The private entity that scores
30 the examinations shall report the results of the examinations in the
31 form and by the date required by the Department.

32 3. Not more than 14 working days after the results of the
33 examinations are reported to the Department by a private entity that
34 scored the examinations, the Superintendent of Public Instruction
35 shall certify that the results of the examinations have been
36 transmitted to each school district and each charter school. Not more
37 than 10 working days after a school district receives the results of
38 the examinations, the superintendent of schools of each school
39 district shall certify that the results of the examinations have been
40 transmitted to each school within the school district. Except as
41 otherwise provided in this subsection, not more than 15 working
42 days after each school receives the results of the examinations, the
43 principal of each school and the governing body of each charter
44 school shall certify that the results for each pupil have been
45 provided to the parent or legal guardian of the pupil:



(a) During a conference between the teacher of the pupil or administrator of the school and the parent or legal guardian of the pupil; or

(b) By mailing the results of the examinations to the last known address of the parent or legal guardian of the pupil.

➤ If a pupil fails the high school proficiency examination, the school shall notify the pupil and the parents or legal guardian of the pupil of each subject area that the pupil failed as soon as practicable but not later than 15 working days after the school receives the results of the examination.

4. If a pupil fails to demonstrate at least adequate achievement on the examination administered before the completion of grade 4, 7 or 10, the pupil may be promoted to the next higher grade, but the results of the pupil's examination must be evaluated to determine what remedial study is appropriate. If such a pupil is enrolled at a school that has failed to make adequate yearly progress or in which less than 60 percent of the pupils enrolled in grade 4, 7 or 10 in the school who took the examinations administered pursuant to this section received an average score on those examinations that is at least equal to the 26th percentile of the national reference group of pupils to which the examinations were compared, the pupil must, in accordance with the requirements set forth in this subsection, complete remedial study that is determined to be appropriate for the pupil.

5. Except as otherwise provided in subsection 6, if a pupil fails to pass the high school proficiency examination, the pupil must not be graduated unless he or she:

(a) Is able, through remedial study, to pass the proficiency examination; ~~or~~

(b) *Failed to pass the same subject area of the proficiency examination not less than six times and satisfies the requirements of subsection 7 of NRS 389.805; or*

(c) Passes the subject areas of mathematics and reading tested on the proficiency examination, has at least a 2.75 grade point average on a 4.0 grading scale and satisfies the alternative criteria prescribed by the State Board pursuant to NRS 389.805,

➤ but the pupil may be given a certificate of attendance, in place of a diploma, if the pupil has reached the age of 18 years.

6. A pupil who transfers during grade 12 to a school in this State from a school outside this State because of the military transfer of the parent or legal guardian of the pupil may receive a waiver from the requirements of subsection 5 if, in accordance with the provisions of NRS 392C.010, the school district in which the pupil is enrolled:



(a) Accepts the results of the exit or end-of-course examinations required for graduation in the local education agency in which the pupil was previously enrolled;

(b) Accepts the results of a national norm-referenced achievement examination taken by the pupil; or

(c) Establishes an alternative test for the pupil which demonstrates proficiency in the subject areas tested on the high school proficiency examination, and the pupil successfully passes that test.

7. The State Board shall prescribe standard examinations of achievement and proficiency to be administered pursuant to subsection 1. The high school proficiency examination must include the subjects of reading, mathematics and science and, except for the writing portion prescribed pursuant to NRS 389.550, must be developed, printed and scored by a nationally recognized testing company in accordance with the process established by the testing company. The examinations on reading, mathematics and science prescribed for grades 4, 7 and 10 must be selected from examinations created by private entities and administered to a national reference group, and must allow for a comparison of the achievement and proficiency of pupils in grades 4, 7 and 10 in this State to that of a national reference group of pupils in grades 4, 7 and 10. The questions contained in the examinations and the approved answers used for grading them are confidential, and disclosure is unlawful except:

(a) To the extent necessary for administering and evaluating the examinations.

(b) That a disclosure may be made to a:

(1) State officer who is a member of the Executive or Legislative Branch to the extent that it is necessary for the performance of his or her duties;

(2) Superintendent of schools of a school district to the extent that it is necessary for the performance of his or her duties;

(3) Director of curriculum of a school district to the extent that it is necessary for the performance of his or her duties; and

(4) Director of testing of a school district to the extent that it is necessary for the performance of his or her duties.

(c) That specific questions and answers may be disclosed if the Superintendent of Public Instruction determines that the content of the questions and answers is not being used in a current examination and making the content available to the public poses no threat to the security of the current examination process.

(d) As required pursuant to NRS 239.0115.



Sec. 6. NRS 389.0173 is hereby amended to read as follows:

389.0173 1. The Department shall develop an informational pamphlet concerning the high school proficiency examination for pupils who are enrolled in junior high, middle school and high school, and their parents and legal guardians. The pamphlet must include a written explanation of the:

(a) Importance of passing the examination, including, without limitation, an explanation that if the pupil fails the examination, or does not satisfy the requirements of paragraph (b) of subsection 1 **or subsection 7** of NRS 389.805, the pupil is not eligible to receive a standard high school diploma;

(b) Subject areas tested on the examination;

(c) Format for the examination, including, without limitation, the range of items that are contained on the examination;

(d) Manner by which the scaled score, as reported to pupils and their parents or legal guardians, is derived from the raw score;

(e) Timeline by which the results of the examination must be reported to pupils and their parents or legal guardians;

(f) Maximum number of times that a pupil is allowed to take the examination if the pupil fails to pass the examination after the first administration;

(g) Courses of study that the Department recommends that pupils take to prepare the pupils to successfully meet the academic challenges of the examination and pass the examination; and

(h) Courses of study which the Department recommends that pupils take in high school to successfully prepare for the college entrance examinations.

2. The Department shall review the pamphlet on an annual basis and make such revisions to the pamphlet as it considers necessary to ensure that pupils and their parents or legal guardians fully understand the examination.

3. On or before September 1, the Department shall provide a copy of the pamphlet or revised pamphlet to the board of trustees of each school district and the governing body of each charter school that includes pupils enrolled in a junior high, middle school or high school grade level.

4. The board of trustees of each school district shall provide a copy of the pamphlet to each junior high, middle school or high school within the school district for posting. The governing body of each charter school shall ensure that a copy of the pamphlet is posted at the charter school. Each principal of a junior high, middle school, high school or charter school shall ensure that the teachers, counselors and administrators employed at the school fully understand the contents of the pamphlet.

5. On or before January 15, the:



(a) Board of trustees of each school district shall provide a copy of the pamphlet to each pupil who is enrolled in a junior high, middle school or high school of the school district and to the parents or legal guardians of such a pupil.

(b) Governing body of each charter school shall provide a copy of the pamphlet to each pupil who is enrolled in the charter school at a junior high, middle school or high school grade level and to the parents or legal guardians of such a pupil.

Sec. 7. NRS 389.018 is hereby amended to read as follows:

389.018 1. The following subjects are designated as the core academic subjects that must be taught, as applicable for grade levels, in all public schools, the Caliente Youth Center, the Nevada Youth Training Center and any other state facility for the detention of children that is operated pursuant to title 5 of NRS:

(a) English, including reading, composition and writing;

(b) Mathematics;

(c) Science; and

(d) Social studies, which includes only the subjects of history, geography, economics and government.

2. Except as otherwise provided in this subsection, a pupil enrolled in a public high school must enroll in a minimum of:

(a) Four units of credit in English;

(b) Four units of credit in mathematics, including, without limitation, Algebra I and geometry, or an equivalent course of study that integrates Algebra I and geometry;

(c) Three units of credit in science, including two laboratory courses; and

(d) Three units of credit in social studies, including, without limitation:

(1) American government;

(2) American history; and

(3) World history or geography.

➔ A pupil is not required to enroll in the courses of study and credits required by this subsection if the pupil, the parent or legal guardian of the pupil and an administrator or a counselor at the school in which the pupil is enrolled mutually agree to a modified course of study for the pupil and that modified course of study satisfies at least the requirements for a standard high school diploma, ~~for~~ an adjusted diploma, *a career preparatory diploma or a move-on-when-ready diploma*, as applicable.

3. Except as otherwise provided in this subsection, in addition to the core academic subjects, the following subjects must be taught as applicable for grade levels and to the extent practicable in all public schools, the Caliente Youth Center, the Nevada Youth



1 Training Center and any other state facility for the detention of
2 children that is operated pursuant to title 5 of NRS:

- 3 (a) The arts;
- 4 (b) Computer education and technology;
- 5 (c) Health; and
- 6 (d) Physical education.

7 ➔ If the State Board requires the completion of course work in a
8 subject area set forth in this subsection for graduation from high
9 school or promotion to the next grade, a public school shall offer the
10 required course work. Unless a subject is required for graduation
11 from high school or promotion to the next grade, a charter school is
12 not required to comply with this subsection.

13 **Sec. 8.** NRS 389.805 is hereby amended to read as follows:

14 389.805 1. Except as otherwise provided in ~~subsection 3,~~
15 *subsections 6 and 7*, a pupil must receive a standard high school
16 diploma if the pupil:

17 (a) Passes all subject areas of the high school proficiency
18 examination administered pursuant to NRS 389.015 and otherwise
19 satisfies the requirements for graduation from high school; or

20 (b) Has failed to pass the high school proficiency examination
21 administered pursuant to NRS 389.015 in its entirety not less than
22 two times before beginning grade 12 and the pupil:

23 (1) Passes the subject areas of mathematics and reading on
24 the proficiency examination;

25 (2) Has an overall grade point average of not less than 2.75
26 on a 4.0 grading scale;

27 (3) Satisfies the alternative criteria prescribed by the State
28 Board pursuant to subsection ~~4;~~ 8; and

29 (4) Otherwise satisfies the requirements for graduation from
30 high school.

31 2. A pupil with a disability who does not satisfy the
32 requirements for receipt of a standard high school diploma may
33 receive a diploma designated as an adjusted diploma if the pupil
34 satisfies the requirements set forth in his or her individualized
35 education program. As used in this subsection, "individualized
36 education program" has the meaning ascribed to it in 20 U.S.C. §
37 1414(d)(1)(A).

38 3. *A pupil who wishes to exit high school after completion of*
39 *3 years of high school may receive a diploma designated as a*
40 *career preparatory diploma if the pupil:*

41 (a) *Completes 18 units of credit, as prescribed by the State*
42 *Board;*

43 (b) *Passes the high school proficiency examination*
44 *administered pursuant to NRS 389.015 in its entirety; and*

45 (c) *Obtains the consent of his or her parent or legal guardian.*



1 ↪ *A pupil who wishes to obtain such a diploma must indicate his*
2 *or her plan to pursue this option upon the completion of 12 units*
3 *of credit.*

4 4. *A pupil who wishes to exit high school after completion of*
5 *12 units of credit and enroll in a postsecondary educational*
6 *institution may receive a diploma designated as a move-on-when-*
7 *ready diploma if the pupil:*

8 (a) *Completes 12 units of credit, as prescribed by the State*
9 *Board;*

10 (b) *Passes an examination prescribed by the State Board; and*

11 (c) *Obtains the consent of his or her parent or legal guardian.*

12 5. *The State Board shall ensure that the examination*
13 *prescribed pursuant to paragraph (b) of subsection 4 is more*
14 *rigorous than the high school proficiency examination*
15 *administered pursuant to NRS 389.015.*

16 6. *A pupil who transfers during grade 12 to a school in this*
17 *State from a school outside this State because of the military transfer*
18 *of the parent or legal guardian of the pupil may receive a waiver*
19 *from the requirements of paragraphs (a) and (b) of subsection 1 if, in*
20 *accordance with the provisions of NRS 392C.010, the school district*
21 *in which the pupil is enrolled:*

22 (a) *Accepts the results of the exit or end-of-course examinations*
23 *required for graduation in the local education agency in which the*
24 *pupil was previously enrolled;*

25 (b) *Accepts the results of a national norm-referenced*
26 *achievement examination taken by the pupil; or*

27 (c) *Establishes an alternative test for the pupil which*
28 *demonstrates proficiency in the subject areas tested on the high*
29 *school proficiency examination, and the pupil successfully passes*
30 *that test.*

31 ~~4.1~~ 7. *A pupil must receive a standard high school diploma if*
32 *the pupil has failed to pass one subject area of the high school*
33 *proficiency examination administered pursuant to NRS 389.015*
34 *not less than six times and the pupil:*

35 (a) *Has earned sufficient credits to receive a standard high*
36 *school diploma;*

37 (b) *Has an overall grade point average of not less than 2.75 on*
38 *a 4.0 grading scale;*

39 (c) *Satisfies the minimum attendance requirements established*
40 *by the board of trustees of the school district pursuant to*
41 *NRS 392.122;*

42 (d) *Does not have a disciplinary action pending against him or*
43 *her; and*

44 (e) *Has obtained a cumulative score on the high school*
45 *proficiency examinations that meets the required cumulative score*



prescribed by the State Board, which must be calculated using the highest scores received over all instances in which the examination was taken.

8. The State Board shall adopt regulations that prescribe the alternative criteria for a pupil to receive a standard high school diploma pursuant to paragraph (b) of subsection 1, including, without limitation:

- (a) An essay;
- (b) A senior project; or
- (c) A portfolio of work,

or any combination thereof, that demonstrate proficiency in the subject areas on the high school proficiency examination which the pupil failed to pass.

Sec. 9. Chapter 392 of NRS is hereby amended by adding thereto the provisions set forth as sections 10 and 11 of this act.

Sec. 10. 1. *The principal of a public school shall, upon written request by a pupil who is between the ages of 14 and 18 years and enrolled in the school, provide the pupil a written statement signed by the principal verifying that the pupil has:*

(a) Complied with the minimum attendance requirements established by the board of trustees of the school district pursuant to NRS 392.122; and

(b) Maintained passing grades for the school district in which the pupil is enrolled.

2. *The principal of a public school shall not provide a written statement pursuant to subsection 1 unless the pupil satisfies paragraphs (a) and (b) of that subsection.*

3. *The written statement provided to the pupil pursuant to subsection 1 may be used for the purposes of submitting materials:*

(a) That must accompany an application for a driver's license pursuant to NRS 483.2521 or an application for a restricted license pursuant to NRS 483.267 and 483.270.

(b) Required for employment of the pupil pursuant to section 34 of this act.

4. *The board of trustees of each school district shall prescribe a standard form for use by the principals employed by the school district pursuant to this section.*

Sec. 11. 1. *Upon receipt of a report pursuant to NRS 392.144 or 392.147, if it appears after investigation and a hearing that a pupil is a habitual truant, a school police officer or a person designated pursuant to subsection 8 may issue an order imposing the following administrative sanctions against a pupil:*

(a) If it is the first time that administrative sanctions have been issued pursuant to this section because the pupil is a habitual truant, if the pupil is 14 years of age or older, order the suspension



1 of the driver's license of the pupil for at least 30 days but not more
2 than 6 months. If the pupil does not possess a driver's license, the
3 order must provide that the pupil is prohibited from applying for a
4 driver's license for 30 days:

5 (1) Immediately following the date of the order if the pupil
6 is eligible to apply for a driver's license; or

7 (2) After the date the pupil becomes eligible to apply for a
8 driver's license if the pupil is not eligible to apply for a driver's
9 license.

10 (b) If it is the second time or any subsequent time that
11 administrative sanctions have been issued pursuant to this section
12 because the pupil is a habitual truant, if the pupil is 14 years of
13 age or older, order the suspension of the driver's license of the
14 pupil for at least 60 days but not more than 1 year. If the pupil
15 does not possess a driver's license, the order must provide that the
16 pupil is prohibited from applying for a driver's license for 60 days:

17 (1) Immediately following the date of the order if the pupil
18 is eligible to apply for a driver's license; or

19 (2) After the date the pupil becomes eligible to apply for a
20 driver's license if the pupil is not eligible to apply for a driver's
21 license.

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

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

26 (b) Require the pupil to sign an affidavit acknowledging that
27 the pupil is aware that his or her driver's license may be
28 suspended pursuant to this section.

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

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

35 (a) The pupil shall surrender his or her driver's license to the
36 school police officer or the person designated pursuant to
37 subsection 8.

38 (b) Not later than 5 days after issuing the order, the school
39 police officer or the designated person shall forward to the
40 Department of Motor Vehicles a copy of the order and the driver's
41 license of the pupil.

42 (c) The Department of Motor Vehicles:

43 (1) Shall report the suspension of the driver's license of the
44 pupil to an insurance company or its agent inquiring about the



pupil's driving record, but such a suspension must not be considered for the purpose of rating or underwriting.

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

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

6. The parent or legal guardian of a pupil may request a hearing before the principal of the school in which the pupil is enrolled or the principal's designee to appeal the imposition of any administrative sanctions pursuant to this section. Upon the request for a hearing, the principal or the principal's designee shall, not later than 30 days after receipt of the request, hold a hearing to review the reason for the imposition of any administrative sanctions. Not later than 30 days after the hearing, the principal shall issue a written decision affirming, denying or modifying the decision to impose administrative sanctions and mail a copy of the decision to the parent or legal guardian.

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

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

Sec. 12. NRS 392.122 is hereby amended to read as follows:

392.122 1. The board of trustees of each school district shall prescribe a minimum number of days that a pupil who is subject to compulsory attendance and enrolled in a school in the district must be in attendance for the pupil to obtain credit or to be promoted to the next higher grade. The board of trustees of a school district may adopt a policy prescribing a minimum number of days that a pupil who is enrolled in kindergarten or first grade in the school district must be in attendance for the pupil to obtain credit or to be promoted to the next higher grade.

2. For the purposes of this section, the days on which a pupil is not in attendance because the pupil is absent for up to 10 days within 1 school year with the approval of the teacher or principal of the school pursuant to NRS 392.130, must be credited towards the required days of attendance if the pupil has completed course-work requirements. The teacher or principal of the school may approve the absence of a pupil for deployment activities of the parent or legal guardian of the pupil, as defined in NRS 392C.010. If the



board of trustees of a school district has adopted a policy pursuant to subsection 5, the 10-day limitation on absences does not apply to absences that are excused pursuant to that policy.

3. Except as otherwise provided in ~~[subsection 5.]~~ *subsections 5 and 6*, before a pupil is denied credit or promotion to the next higher grade for failure to comply with the attendance requirements prescribed pursuant to subsection 1, the principal of the school in which the pupil is enrolled or the principal's designee shall provide written notice of the intended denial to the parent or legal guardian of the pupil. The notice must include a statement indicating that the pupil and the pupil's parent or legal guardian may request a review of the absences of the pupil and a statement of the procedure for requesting such a review. Upon the request for a review by the pupil and the pupil's parent or legal guardian, the principal or the principal's designee shall review the reason for each absence of the pupil upon which the intended denial of credit or promotion is based. After the review, the principal or the principal's designee shall credit towards the required days of attendance each day of absence for which:

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

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

4. A pupil and the pupil's parent or legal guardian may appeal a decision of a principal or the principal's designee pursuant to subsection 3 to the board of trustees of the school district in which the pupil is enrolled.

5. The board of trustees of a school district may adopt a policy to exempt pupils who are physically or mentally unable to attend school from the limitations on absences set forth in subsection 1. If a board of trustees adopts a policy pursuant to this subsection:

(a) A pupil who receives an exemption pursuant to this subsection is not exempt from the minimum number of days of attendance prescribed pursuant to subsection 1.

(b) The days on which a pupil is physically or mentally unable to attend school must be credited towards the required days of attendance if the pupil has completed course-work requirements.

(c) The procedure for review of absences set forth in subsection 3 does not apply to days on which the pupil is absent because the pupil is physically or mentally unable to attend school.

6. *The board of trustees of a school district may adopt a policy that allows a pupil enrolled in high school who has failed to comply with the minimum attendance requirements pursuant to subsection 1 for which he or she will be denied credit the opportunity to make up those credits. The policy must provide that*



1 *such a pupil may obtain credit if the pupil is not absent from*
2 *school for any additional days during the current grading period*
3 *for which credit may be earned and the pupil:*

4 (a) *Enrolls in a program in addition to the regular high school*
5 *program that provides additional time and instruction for the pupil*
6 *to make up the material missed due to the pupil's absences; or*

7 (b) *Passes a comprehensive examination demonstrating*
8 *competence in the subject area for which the pupil would*
9 *otherwise be denied credit.*

10 *↪ A pupil who does not satisfy the requirements of paragraph (a)*
11 *or (b) will be denied credit, and the principal of the school shall*
12 *provide notice of the intended denial pursuant to subsection 3.*

13 7. A school shall inform the parents or legal guardian of each
14 pupil who is enrolled in the school that the parents or legal guardian
15 and the pupil are required to comply with the provisions governing
16 the attendance and truancy of pupils set forth in NRS 392.040 to
17 392.160, inclusive, and any other rules concerning attendance and
18 truancy adopted by the board of trustees of the school district.

19 **Sec. 13.** NRS 392.141 is hereby amended to read as follows:

20 392.141 The provisions of NRS 392.144, 392.146 and 392.147
21 *and section 11 of this act* apply to all pupils who are required to
22 attend school pursuant to NRS 392.040.

23 **Sec. 14.** NRS 392.144 is hereby amended to read as follows:

24 392.144 1. If a pupil has one or more unapproved absences
25 from school, the school in which the pupil is enrolled shall take
26 reasonable actions designed, as applicable, to encourage, enable or
27 convince the pupil to attend school.

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

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

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

37 (c) *Refer the pupil for the imposition of administrative*
38 *sanctions in accordance with section 11 of this act.*

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

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

43 (b) *Refer* a pupil to an advisory board to review school
44 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 ~~H~~ ;
or

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

Sec. 15. 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 the pupil's parents or legal guardian shall attend the hearing held by the advisory board. The hearing must be closed to the public. The chair 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 the pupil's parents or legal guardian do not attend the hearing, the chair 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 ~~H~~ ; *or*

(b) Refer the pupil for the imposition of administrative sanctions in accordance with section 11 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



1 chair of the advisory board shall report the pupil to a school police
2 officer or to the appropriate local law enforcement agency for
3 investigation and issuance of a citation, if warranted in accordance
4 with NRS 392.149 ~~or~~ *or refer the pupil for the imposition of*
5 *administrative sanctions in accordance with section 11 of this act.*
6 If the pupil agrees to participate in such programs and services, the
7 advisory board, the pupil and the parents or legal guardian of the
8 pupil shall enter into a written agreement that:

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

10 (b) Sets forth the terms and conditions of the pupil's
11 participation in the programs and services designated by the
12 advisory board; and

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

21 ➔ The parents or legal guardian of the pupil shall, upon the request
22 of the advisory board, provide proof satisfactory to the advisory
23 board that the pupil is participating in the programs and services set
24 forth in the written agreement.

25 4. The chair of an advisory board to review school attendance
26 shall report a pupil to a school police officer or to the appropriate
27 local law enforcement agency *or refer the pupil for the imposition*
28 *of administrative sanctions in accordance with section 11 of this*
29 *act* if:

30 (a) The pupil and the pupil's parents or legal guardian fail to
31 attend a hearing set by the advisory board pursuant to subsection 1;

32 (b) The advisory board determines that the status of a pupil as a
33 habitual truant cannot be adequately addressed by requiring the
34 pupil to participate in programs and services available in the
35 community;

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

38 (d) The pupil or the pupil's parents or legal guardian violates the
39 terms of the written agreement entered into pursuant to subsection 3.

40 5. If the chair of an advisory board makes ~~such~~ a report to a
41 school police officer or local law enforcement agency ~~or~~ *pursuant*
42 *to subsection 4*, the chair shall:

43 (a) Submit to the school police officer or law enforcement
44 agency, as applicable, written documentation of all efforts made by



1 the advisory board to address the status of the pupil as a habitual
2 truant; and

3 (b) Make recommendations to the school police officer or law
4 enforcement agency, as applicable, regarding the appropriate
5 disposition of the case.

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

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

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

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

21 ~~7.7~~ 8. The board of trustees of each school district shall adopt
22 policies and rules to protect the confidentiality of the deliberations,
23 findings and determinations made by an advisory board and
24 information concerning a pupil and the family of a pupil. An
25 advisory board shall not disclose information concerning the records
26 of a pupil or services provided to a pupil or the pupil's family unless
27 the disclosure is specifically authorized by statute or by the policies
28 and rules of the board of trustees and is necessary for the advisory
29 board to carry out its duties.

30 **Sec. 16.** NRS 392.149 is hereby amended to read as follows:

31 392.149 1. Upon receipt of a report pursuant to NRS 392.144
32 , ~~for~~ 392.147 ~~or~~ **392.4655**, if it appears after investigation that a
33 pupil is a habitual truant ~~or~~ **or a habitual disciplinary problem**, the
34 school police officer or law enforcement agency to whom the report
35 is made shall prepare manually or electronically a citation directing
36 the pupil to appear in the proper juvenile court.

37 2. A copy of the citation must be delivered to the pupil and to
38 the parent, guardian or any other person who has control or charge
39 of the pupil by:

40 (a) The local law enforcement agency;

41 (b) A school police officer employed by the board of trustees of
42 the school district; or

43 (c) An attendance officer appointed by the board of trustees of
44 the school district.



3. The citation must be in the form prescribed for misdemeanor citations in NRS 171.1773.

4. The provisions of this section apply to all pupils who are required to attend school pursuant to NRS 392.040.

Sec. 17. NRS 392.4655 is hereby amended to read as follows:

392.4655 1. Except as otherwise provided in this section, a principal of a school shall deem a pupil enrolled in the school a habitual disciplinary problem if the school has written evidence which documents that in 1 school year:

(a) The pupil has threatened or extorted, or attempted to threaten or extort, another pupil or a teacher or other personnel employed by the school;

(b) The pupil has been suspended for initiating at least two fights on school property, at an activity sponsored by a public school, on a school bus or, if the fight occurs within 1 hour of the beginning or end of a school day, on the pupil's way to or from school; or

(c) The pupil has a record of five suspensions from the school for any reason.

2. At least one teacher of a pupil who is enrolled in elementary school and at least two teachers of a pupil who is enrolled in junior high, middle school or high school may request that the principal of the school deem a pupil a habitual disciplinary problem. Upon such a request, the principal of the school shall meet with each teacher who made the request to review the pupil's record of discipline. If, after the review, the principal of the school determines that the provisions of subsection 1 do not apply to the pupil, a teacher who submitted a request pursuant to this subsection may appeal that determination to the board of trustees of the school district. Upon receipt of such a request, the board of trustees shall review the initial request and determination pursuant to the procedure established by the board of trustees for such matters.

3. If a pupil is suspended for initiating a fight described in paragraph (b) of subsection 1 and the fight is the first such fight that the pupil has initiated during that school year, or if a pupil receives one suspension on the pupil's record, the school in which the pupil is enrolled shall provide written notice to the parent or legal guardian of the pupil that contains:

(a) A description of the acts committed by the pupil and the dates on which those acts were committed;

(b) An explanation that if the pupil is suspended for initiating one additional fight or if the pupil receives five suspensions on his or her record during the current school year, the pupil will be deemed a habitual disciplinary problem;



* A B 6 4 *

(c) An explanation that, pursuant to subsection 3 of NRS 392.466, a pupil who is deemed a habitual disciplinary problem must be suspended or expelled from school for a period equal to at least one school semester ~~and~~ *and that, pursuant to subsection 9, the principal may report the pupil to the school police officer, the local law enforcement agency or the local social services agency of the county, as applicable;*

(d) If the pupil has a disability and is participating in a program of special education pursuant to NRS 388.520, an explanation of the effect of subsection 6 of NRS 392.466, including, without limitation, that if it is determined in accordance with 20 U.S.C. § 1415 that the pupil's behavior is not a manifestation of the pupil's disability, he or she may be suspended or expelled from school in the same manner as a pupil without a disability; and

(e) If applicable, a summary of the provisions of subsection 4.

➔ A school shall provide the notice required by this subsection for each suspension on the record of a pupil during a school year. A school may include the notice required by this subsection with notice that is otherwise provided to the parent or legal guardian of a pupil which informs the parent or legal guardian of the act committed by the pupil.

4. If a pupil is suspended for initiating a fight described in paragraph (b) of subsection 1 and the fight is the first such fight that the pupil has initiated during that school year, or if a pupil receives four suspensions on the pupil's record within 1 school year, the school in which the pupil is enrolled may develop, in consultation with the pupil and the parent or legal guardian of the pupil, a plan of behavior for the pupil. Such a plan must be designed to prevent the pupil from being deemed a habitual disciplinary problem and may include, without limitation, a voluntary agreement by:

(a) The parent or legal guardian to attend school with his or her child.

(b) The pupil and the pupil's parent or legal guardian to attend counseling, programs or services available in the school district or community.

(c) The pupil and the pupil's parent or legal guardian that the pupil will attend summer school, intersession school or school on Saturday, if any of those alternatives are offered by the school district.


➔ If the pupil commits the same act for which notice was provided pursuant to subsection 3 after he or she enters into a plan of behavior, the pupil shall be deemed a habitual disciplinary problem.

5. If a pupil commits an act the commission of which qualifies the pupil to be deemed a habitual disciplinary problem pursuant to



subsection 1, the school shall provide written notice to the parent or legal guardian of the pupil that contains:

(a) A description of the qualifying act and any previous such acts committed by the pupil and the dates on which those acts were committed;

(b) An explanation that pursuant to subsection 3 of NRS 392.466, a pupil who is a habitual disciplinary problem must be suspended or expelled from school for a period equal to at least one school semester  *and that, pursuant to subsection 9, the principal may report the pupil to the school police officer, the local law enforcement agency or the local social services agency of the county, as applicable;*

(c) If the pupil has a disability and is participating in a program of special education pursuant to NRS 388.520, an explanation of the effect of subsection 6 of NRS 392.466, including, without limitation, that if it is determined in accordance with 20 U.S.C. § 1415 that the pupil's behavior is not a manifestation of the pupil's disability, he or she may be suspended or expelled from school in the same manner as a pupil without a disability; and

(d) If applicable, a summary of the provisions of subsection 6.
➔ The school shall provide the notice at least 7 days before the school deems the pupil a habitual disciplinary problem. A school may include the notice required by this subsection with notice that is otherwise provided to the parent or legal guardian of a pupil which informs the parent or legal guardian of the act committed by the pupil.

6. Before a school deems a pupil a habitual disciplinary problem and suspends or expels the pupil, the school may develop, in consultation with the pupil and the parent or legal guardian of the pupil, a plan of behavior for the pupil. Such a plan must be designed to prevent the pupil from being deemed a habitual disciplinary problem and may include, without limitation, a voluntary agreement by:

(a) The parent or legal guardian to attend school with his or her child.

(b) The pupil and the pupil's parent or legal guardian to attend counseling, programs or services available in the school district or community.

(c) The pupil and the pupil's parent or legal guardian that the pupil will attend summer school, intersession school or school on Saturday, if any of those alternatives are offered by the school district.

➔ If the pupil violates the conditions of the plan or commits the same act for which notice was provided pursuant to subsection 5



1 after he or she enters into a plan of behavior, the pupil shall be
2 deemed a habitual disciplinary problem.

3 7. A pupil may, pursuant to the provisions of this section, enter
4 into one plan of behavior per school year.

5 8. The parent or legal guardian of a pupil who has entered into
6 a plan of behavior with a school pursuant to this section may appeal
7 to the board of trustees of the school district a determination made
8 by the school concerning the contents of the plan of behavior or
9 action taken by the school pursuant to the plan of behavior. Upon
10 receipt of such a request, the board of trustees of the school district
11 shall review the determination in accordance with the procedure
12 established by the board of trustees for such matters.

13 *9. In addition to the suspension or expulsion of a pupil*
14 *pursuant to NRS 392.466, if a pupil is deemed a habitual*
15 *disciplinary problem, the principal of the school may report the*
16 *pupil to:*

17 *(a) A school police officer or to the local law enforcement*
18 *agency for issuance of a citation, if warranted, in accordance with*
19 *NRS 392.149; or*

20 *(b) The local law enforcement agency or the appropriate local*
21 *social services agency in the county for investigation as to whether*
22 *the pupil:*

23 *(1) Should be deemed a delinquent;*

24 *(2) Should be deemed in need of supervision; or*

25 *(3) Is being abused, neglected or endangered.*

26 *10. If the principal makes a report pursuant to subsection 9,*
27 *the principal shall:*

28 *(a) Submit to the local school police officer, law enforcement*
29 *agency or social services agency, as applicable, written*
30 *documentation of all efforts made by the principal to address the*
31 *status of the pupil as a habitual disciplinary problem; and*

32 *(b) Make recommendations to the school police officer, law*
33 *enforcement agency or social services agency, as applicable,*
34 *regarding the appropriate disposition of the case.*

35 **Sec. 18.** NRS 19.033 is hereby amended to read as follows:

36 19.033 1. In each county, on the commencement of any
37 action for divorce in the district court, the county clerk shall charge
38 and collect, in addition to other fees required by law, a fee of \$20.
39 The fee must be paid by the party commencing the action.

40 2. On or before the first Monday of each month, the county
41 clerk shall pay over to the county treasurer an amount equal to all
42 fees collected by the county clerk pursuant to subsection 1, and the
43 county treasurer shall place that amount to the credit of the State
44 General Fund. Quarterly, the county treasurer shall remit all money
45 so collected to the State Controller, who shall place the money in an



1 account in the State General Fund for use by the Director of the
2 Department of Employment, Training and Rehabilitation to
3 administer the provisions of NRS 388.605 to 388.655, inclusive.

4 3. The board of county commissioners of any county may
5 impose by ordinance an additional filing fee of ~~not~~:

6 (a) *Not less than \$5 and not* more than ~~\$6~~ *\$11* to be paid by
7 the defendant in an action for divorce, annulment or separate
8 maintenance.

9 (b) *Not less than \$5 on the commencement of any action*
10 *pursuant to chapter 125C of NRS or the filing of any motion or*
11 *paper that seeks to modify or adjust a final order that was issued*
12 *pursuant to chapter 125C of NRS.*

13 4. In a county where ~~this~~ a fee has been imposed ~~it~~ *pursuant*
14 *to subsection 3:*

15 (a) On the appearance of a defendant in the action in the district
16 court, the county clerk, in addition to any other fees provided by
17 law, shall charge and collect from the defendant the ~~prescribed~~ fee
18 *prescribed pursuant to paragraph (a) of subsection 3*, to be paid
19 upon the filing of the first paper in the action by the defendant.

20 (b) On or before the fifth day of each month, the county clerk
21 shall account for and pay to the county treasurer all fees collected
22 during the preceding month pursuant to paragraph (a) ~~of this~~
23 *subsection and paragraph (b) of subsection 3. The county*
24 *treasurer shall credit, on or before the 15th day of that month, \$5*
25 *of each fee received to an account in the county general fund for*
26 *court programs for the diversion of truancy in the county school*
27 *district. The money in the account must be used only to support*
28 *programs for the diversion of truancy in the county school district,*
29 *as developed and operated in conjunction with the board of*
30 *trustees of the school district, including, without limitation, the*
31 *compensation of attendance officers appointed by the board of*
32 *trustees pursuant to NRS 392.150.*

33 **Sec. 19.** NRS 62B.320 is hereby amended to read as follows:

34 62B.320 1. Except as otherwise provided in this title, the
35 juvenile court has exclusive original jurisdiction in proceedings
36 concerning any child living or found within the county who is
37 alleged or adjudicated to be in need of supervision because the
38 child:

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

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

43 (c) Deserts, abandons or runs away from the home or usual
44 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 11 of this act against a child who is subject to compulsory school attendance and is a habitual truant from school.

Sec. 20. Chapter 62E of NRS is hereby amended by adding thereto a new section to read as follows:

If a child is adjudicated to be in need of supervision because the child is a habitual disciplinary problem, the juvenile court shall order the parent or legal guardian of the child to attend conferences with the appropriate school administrators to address the issues which contributed to the child's disciplinary problems and to develop a plan for the child to reenter public school after his or her period of suspension or expulsion.

Sec. 21. NRS 62E.400 is hereby amended to read as follows:

62E.400 1. The provisions of this section and NRS 62E.410, 62E.420 and 62E.430 *and section 20 of this act* apply to the disposition of a case involving a child who is found to be within the purview of this title because the child is or is alleged to be in need of supervision.

2. If such a child is found to be within the purview of this title:

(a) The juvenile court may issue any orders or take any actions set forth in NRS 62E.410, 62E.420 and 62E.430 *and section 20 of this act* that the juvenile court deems proper for the disposition of the case; and

(b) If required by a specific statute, the juvenile court shall issue the appropriate orders or take the appropriate actions set forth in the statute.

Sec. 22. NRS 62E.430 is hereby amended to read as follows:

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

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

(1) Order ~~[-] the child to:~~

(I) ~~[-The child to pay-]~~ *Pay* a fine of not more than \$100 and the administrative assessment required by NRS 62E.270 or if the parent or guardian of the child knowingly induced the child to be a habitual truant, order the parent or guardian to pay the fine and the administrative assessment; or

(II) ~~[-The child to perform-]~~ *Perform* not less than 8 hours but not more than 16 hours of community service; and



(2) If the child is 14 years of age or older, order the suspension of the driver's license of the child for at least 30 days but not more than 6 months. If the child does not possess a driver's license, the juvenile court shall prohibit the child from applying for a driver's license for 30 days:

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

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

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

(1) Order:

(I) The child to pay a fine of not more than \$200 and the administrative assessment required by NRS 62E.270 or if the parent or guardian of the child knowingly induced the child to be a habitual truant, order the parent or guardian to pay the fine and the administrative assessment;

(II) The child to perform not more than 10 hours of community service; or

(III) Compliance with the requirements set forth in both sub-subparagraphs (I) and (II); and

(2) If the child is 14 years of age or older, order the suspension of the driver's license of the child for at least 60 days but not more than 1 year. If the child does not possess a driver's license, the juvenile court shall prohibit the child from applying for a driver's license for 60 days:

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

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

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

3. The juvenile court may suspend the payment of a fine ordered pursuant to this section if the parent or guardian of a child is ordered to pay a fine by another court of competent jurisdiction in a case relating to or arising out of the same circumstances that caused the juvenile court to adjudicate the child in need of supervision.



4. The community service ordered *to be performed by the child* pursuant to this section must be performed at the child's school of attendance, if practicable.

5. *If a child is adjudicated in need of supervision because the child is a habitual truant, the juvenile court may, the first time, the second time or any subsequent time the child is adjudicated to be in need of supervision because the child is a habitual truant, order:*

(a) *That any license to hunt or fish issued to the parent or legal guardian of the child pursuant to chapter 502 of NRS must be revoked by the Department of Wildlife for the remainder of the open season;*

(b) *The parent or legal guardian of the child to perform not less than 8 hours but not more than 16 hours of community service;*

(c) *The parent or legal guardian of the child to attend and pay for counseling sessions with or without the child to improve his or her parenting skills;*

(d) *The parent or legal guardian of the child to attend classes with the child to ensure the child receives credit for the course work he or she missed; or*

(e) *The parent or legal guardian of the child to attend conferences with the child's teacher and appropriate school administrators to address the status of the child as a habitual truant and to develop a plan to ensure that the child attends school.*

6. *If the juvenile court issues an order for the revocation of a license to hunt or fish pursuant to subsection 5, the juvenile court shall, not later than 5 days after issuing the order, forward to the Department of Wildlife any license to hunt or fish surrendered by the parent or legal guardian and a copy of the order.*

7. *As used in this section "open season" has the meaning ascribed to it in NRS 501.065.*

Sec. 23. NRS 176.062 is hereby amended to read as follows:

176.062 1. ~~[When]~~ *Except as otherwise provided in subsection 2, when* a defendant pleads guilty or guilty but mentally ill or is found guilty or guilty but mentally ill of a felony or gross misdemeanor, the judge shall include in the sentence the sum of \$25 as an administrative assessment and render a judgment against the defendant for the assessment.

2. *When a defendant pleads guilty or guilty but mentally ill or is found guilty or guilty but mentally ill of a felony pursuant to NRS 200.508, the judge shall include in the sentence a sum of \$30 as an administrative assessment and render a judgment against the defendant for the assessment.*



1 ~~[2-]~~ 3. The money collected for an administrative assessment:
2 (a) Must not be deducted from any fine imposed by the judge;
3 (b) Must be taxed against the defendant in addition to the fine;
4 and

5 (c) Must be stated separately on the court's docket.

6 ~~[3-]~~ 4. The money collected for administrative assessments in
7 district courts must be paid by the clerk of the court to the county
8 treasurer on or before the fifth day of each month for the preceding
9 month. The county treasurer shall distribute, on or before the 15th
10 day of that month, the money received in the following amounts for
11 each assessment received:

12 (a) Five dollars for credit to a special account in the county
13 general fund for the use of the district court.

14 (b) *Pursuant to subsection 2, \$5 for credit to an account in the*
15 *county general fund for court programs for the diversion of*
16 *truancy in the county school district.*

17 (c) The remainder of each assessment to the State Controller.

18 ~~[4-]~~ 5. The State Controller shall credit the money received
19 pursuant to *paragraph (c) of* subsection ~~[3]~~ 4 to a special account
20 for the assistance of criminal justice in the State General Fund, and
21 distribute the money from the account to the Attorney General as
22 authorized by the Legislature. Any amount received in excess of the
23 amount authorized by the Legislature for distribution must remain in
24 the account.

25 *6. The money credited to the account pursuant to paragraph*
26 *(b) of subsection 4 must be used only to support programs for the*
27 *diversion of truancy in the county school district, as developed and*
28 *operated in conjunction with the board of trustees of the school*
29 *district, including, without limitation, the compensation of*
30 *attendance officers appointed by the board of trustees pursuant to*
31 *NRS 392.150.*

32 **Sec. 24.** NRS 483.250 is hereby amended to read as follows:

33 483.250 The Department shall not issue any license pursuant to
34 the provisions of NRS 483.010 to 483.630, inclusive:

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

37 (a) A restricted license to a person between the ages of 14 and
38 18 years pursuant to the provisions of NRS 483.267 and 483.270.

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

41 (c) A restricted instruction permit to a person under the age of
42 18 years pursuant to the provisions of subsection 3 of NRS 483.280.

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



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

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

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

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

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

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

8. To any child who is the subject of a court order issued pursuant to title 5 of NRS *or section 11 of this act* which delays the child's privilege to drive.

9. To any person who is the subject of a court order issued pursuant to NRS 206.330 which delays the person's privilege to drive until the expiration of the period of delay.

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

Sec. 25. NRS 483.2521 is hereby amended to read as follows:

483.2521 1. The Department may issue a driver's license to a person who is 16 or 17 years of age if the person:

(a) Except as otherwise provided in subsection 2, has completed:

(1) A course in automobile driver education pursuant to NRS 389.090; or

(2) A course provided by a school for training drivers which is licensed pursuant to NRS 483.700 to 483.780, inclusive, and which complies with the applicable regulations governing the establishment, conduct and scope of automobile driver education adopted by the State Board of Education pursuant to NRS 389.090;

(b) Has at least 50 hours of supervised experience in driving a motor vehicle with a restricted license, instruction permit or restricted instruction permit issued pursuant to NRS 483.267, 483.270 or 483.280, including, without limitation, at least 10 hours of experience in driving a motor vehicle during darkness;

(c) Submits to the Department, on a form provided by the Department, a log which contains the dates and times of the hours of supervised experience required pursuant to this section and which is signed:



- 1 (1) By his or her parent or legal guardian; or
2 (2) If the person applying for the driver's license is an
3 emancipated minor, by a licensed driver who is at least 21 years of
4 age or by a licensed driving instructor,
5 who attests that the person applying for the driver's license has
6 completed the training and experience required pursuant to
7 paragraphs (a) and (b);

8 (d) *Submits to the Department:*

9 (1) *A written statement signed by the principal of the public*
10 *school in which the person is enrolled and which is provided to the*
11 *person pursuant to section 10 of this act;*

12 (2) *A written statement signed by the parent or legal*
13 *guardian of the person which states that the person is excused*
14 *from compulsory school attendance pursuant to NRS 392.070;*

15 (3) *A copy of the person's high school diploma or*
16 *certificate of attendance; or*

17 (4) *A copy of the person's certificate of general educational*
18 *development;*

19 (e) Has not been found to be responsible for a motor vehicle
20 accident during the 6 months before applying for the driver's
21 license;

22 ~~(f)~~ (f) Has not been convicted of a moving traffic violation or
23 a crime involving alcohol or a controlled substance during the 6
24 months before applying for the driver's license; and

25 ~~(g)~~ (g) Has held an instruction permit for not less than 6
26 months before applying for the driver's license.

27 2. If a course described in paragraph (a) of subsection 1 is not
28 offered within a 30-mile radius of a person's residence, the person
29 may, in lieu of completing such a course as required by that
30 paragraph, complete an additional 50 hours of supervised experience
31 in driving a motor vehicle in accordance with paragraph (b) of
32 subsection 1.

33 3. *If a driver's license is issued pursuant to this section to a*
34 *person who is 16 years of age, the license expires on the first*
35 *anniversary of the licensee's birthday, measured in the case of an*
36 *original license and a renewal of an expired license, from the*
37 *birthday nearest the date of issuance. Any person whose date of*
38 *birth was on February 29 in a leap year is, for the purposes of*
39 *NRS 483.010 to 483.630, inclusive, considered to have the*
40 *anniversary of the applicant's birth fall on February 28.*

41 4. *If a driver's license is issued pursuant to this section to a*
42 *person who is 17 years of age, the license expires on the date*
43 *prescribed in NRS 483.380.*

44 5. *If the Department issues a license pursuant to this section*
45 *to a person who is 16 years of age, in addition to any additional*



1 *tests the Department finds reasonably necessary to determine the*
2 *person's qualifications, the Department shall require the person to*
3 *submit the information required pursuant to paragraph (d) of*
4 *subsection 1 for a renewal license. Such a renewal license expires*
5 *on the date prescribed in NRS 483.380.*

6 **Sec. 26.** NRS 483.267 is hereby amended to read as follows:

7 483.267 1. The Department may issue a restricted license to
8 any applicant between the ages of 14 and 18 years which entitles the
9 applicant to drive a motor vehicle upon a highway if a member of
10 his or her household has a medical condition which renders that
11 member unable to operate a motor vehicle, and a hardship exists
12 which requires the applicant to drive.

13 2. An application for a restricted license under this section
14 must:

15 (a) Be made upon a form provided by the Department.

16 (b) Contain a statement that a person living in the same
17 household with the applicant suffers from a medical condition which
18 renders that person unable to operate a motor vehicle and explaining
19 the need for the applicant to drive.

20 (c) Be signed and verified as provided in NRS 483.300.

21 (d) ***Include:***

22 (1) *A written statement signed by the principal of the public*
23 *school in which the applicant is enrolled and which is provided to*
24 *the applicant pursuant to section 10 of this act;*

25 (2) *A written statement signed by the parent or legal*
26 *guardian of the applicant which states that the applicant is*
27 *excused from compulsory school attendance pursuant to*
28 *NRS 392.070;*

29 (3) *A copy of the applicant's high school diploma or*
30 *certificate of attendance; or*

31 (4) *A copy of the applicant's certificate of general*
32 *educational development.*

33 (e) Contain such other information as may be required by the
34 Department.

35 3. A restricted license issued pursuant to this section:

36 (a) Is effective for the period specified by the Department;

37 (b) Authorizes the licensee to operate a motor vehicle on a street
38 or highway only under conditions specified by the Department; and

39 (c) May contain other restrictions which the Department deems
40 necessary.

41 4. No license may be issued under this section until the
42 Department is satisfied fully as to the applicant's competency and
43 fitness to drive a motor vehicle.



Sec. 27. NRS 483.270 is hereby amended to read as follows:

483.270 1. The Department may issue a restricted license to any pupil between the ages of 14 and 18 years who is attending:

(a) A public school in a school district in this State in a county whose population is less than 50,000 or in a city or town whose population is less than 25,000 when transportation to and from school is not provided by the board of trustees of the school district, if the pupil meets the requirements for eligibility adopted by the Department pursuant to subsection 5; or

(b) A private school meeting the requirements for approval under NRS 392.070 when transportation to and from school is not provided by the private school,

↳ and it is impossible or impracticable to furnish such pupil with private transportation to and from school.

2. An application for the issuance of a restricted license under this section must:

(a) Be made upon a form provided by the Department.

(b) Be signed and verified as provided in NRS 483.300.

(c) *Include a written statement signed by the:*

(1) Principal of the public school in which the pupil is enrolled and which is provided to the applicant pursuant to section 10 of this act; or

(2) Parent or legal guardian of the pupil which states that the pupil is excused from compulsory school attendance pursuant to NRS 392.070.

(d) Contain such other information as may be required by the Department.

3. Any restricted license issued pursuant to this section:

(a) Is effective only for the school year during which it is issued or for a more restricted period.

(b) Authorizes the licensee to drive a motor vehicle on a street or highway only while going to and from school, and at a speed not in excess of the speed limit set by law for school buses.

(c) May contain such other restrictions as the Department may deem necessary and proper.

(d) May authorize the licensee to transport as passengers in a motor vehicle driven by the licensee, only while the licensee is going to and from school, members of his or her immediate family, or other minor persons upon written consent of the parents or guardians of such minors, but in no event may the number of passengers so transported at any time exceed the number of passengers for which the vehicle was designed.

4. No restricted license may be issued under the provisions of this section until the Department is satisfied fully as to the applicant's competency and fitness to drive a motor vehicle.



* A B 6 4 *

5. The Department shall adopt regulations that set forth the requirements for eligibility of a pupil to receive a restricted license pursuant to paragraph (a) of subsection 1.

Sec. 28. NRS 483.380 is hereby amended to read as follows:

483.380 1. Except as otherwise provided in NRS 483.2521 and 483.283, every driver's license expires on the fourth anniversary of the licensee's birthday, measured in the case of an original license, a renewal license and a renewal of an expired license, from the birthday nearest the date of issuance or renewal. Any applicant whose date of birth was on February 29 in a leap year is, for the purposes of NRS 483.010 to 483.630, inclusive, considered to have the anniversary of the applicant's birth fall on February 28.

2. Every license is renewable at any time before its expiration upon application and payment of the required fee.

3. The Department may, by regulation, defer the expiration of the driver's license of a person who is on active duty in the Armed Forces upon such terms and conditions as it may prescribe. The Department may similarly defer the expiration of the license of the spouse or dependent son or daughter of that person if the spouse or child is residing with the person.

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

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

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

(1) A violation of subsection 5 of NRS 484B.653.

(2) A third or subsequent violation within 7 years of NRS 484C.110 or 484C.120.

(3) A violation of NRS 484C.110 or 484C.120 resulting in a felony conviction pursuant to NRS 484C.400 or 484C.410.

(4) A violation of NRS 484C.430 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 484C.110, 484C.130 or 484C.430.

➔ The period during which such a driver is not eligible for a license, permit or privilege to drive must be set aside during any period of imprisonment and the period of revocation must resume when the Department is notified pursuant to NRS 209.517 or 213.12185 that the person has completed the period of



1 imprisonment or that the person has been placed on residential
2 confinement or parole.

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

4 (1) Any other manslaughter, including vehicular
5 manslaughter as described in NRS 484B.657, resulting from the
6 driving of a motor vehicle or felony in the commission of which a
7 motor vehicle is used, including the unlawful taking of a motor
8 vehicle.

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

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

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

18 (5) A second violation within 7 years of NRS 484C.110 or
19 484C.120 and the driver is not eligible for a restricted license during
20 any of that period.

21 (6) A violation of NRS 484B.550.

22 (c) For a period of 90 days, if the offense is a first violation
23 within 7 years of NRS 484C.110 or 484C.120.

24 2. The Department shall revoke the license, permit or privilege
25 of a driver convicted of violating NRS 484C.110 or 484C.120 who
26 fails to complete the educational course on the use of alcohol and
27 controlled substances within the time ordered by the court and shall
28 add a period of 90 days during which the driver is not eligible for a
29 license, permit or privilege to drive.

30 3. When the Department is notified by a court that a person
31 who has been convicted of a first violation within 7 years of NRS
32 484C.110 has been permitted to enter a program of treatment
33 pursuant to NRS 484C.320, the Department shall reduce by one-half
34 the period during which the person is not eligible for a license,
35 permit or privilege to drive, but shall restore that reduction in time if
36 notified that the person was not accepted for or failed to complete
37 the treatment.

38 4. The Department shall revoke the license, permit or privilege
39 to drive of a person who is required to install a device pursuant to
40 NRS 484C.460 but who operates a motor vehicle without such a
41 device:

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

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



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

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

7. As used in this section, "device" has the meaning ascribed to it in NRS 484C.450.

Sec. 30. NRS 483.490 is hereby amended to read as follows:

483.490 1. Except as otherwise provided in this section, after a driver's license has been suspended or revoked for an offense other than a second violation within 7 years of NRS 484C.110, and one-half of the period during which the driver is not eligible for a license has expired, the Department may, unless the statute authorizing the suspension prohibits the issuance of a restricted license, issue a restricted driver's license to an applicant permitting the applicant to drive a motor vehicle:

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

(b) To acquire supplies of medicine or food or receive regularly scheduled medical care for himself, herself or a member of his or her immediate family.

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

2. A person who has been ordered to install a device in a motor vehicle pursuant to NRS 484C.460:

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

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

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

(I) A violation of NRS 484C.430 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 484C.110, 484C.130 or 484C.430; or



(II) A violation of NRS 484C.110 that is punishable as a felony pursuant to NRS 484C.410 or 484C.420;

(2) After at least 180 days of the period during which the person is not eligible for a license, if the person was convicted of a violation of subsection 5 of NRS 484B.653; or

(3) After at least 45 days of the period during which the person is not eligible for a license, if the person was convicted of a first violation within 7 years of NRS 484C.110.

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 484C.460, 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 11 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 or her 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 or her work, or both;

(b) To receive regularly scheduled medical care for himself, herself or a member of his or her 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 484C.110, 484C.210 or 484C.430;

(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 484C.110, 484C.130 or 484C.430; 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 484C.210 must run consecutively,



1 except as otherwise provided in NRS 483.465 and 483.475, when
2 the suspensions must run concurrently.

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

7 **Sec. 31.** NRS 483.580 is hereby amended to read as follows:

8 483.580 A person shall not cause or knowingly permit his or
9 her child or ward under the age of 18 years to drive a motor vehicle
10 upon any highway when the minor is not authorized under the
11 provisions of NRS 483.010 to 483.630, inclusive, or is in violation
12 of any of the provisions of NRS 483.010 to 483.630, inclusive, or if
13 the minor's license is revoked or suspended pursuant to title 5 of
14 NRS ~~§~~ *or section 11 of this act.*

15 **Sec. 32.** NRS 502.118 is hereby amended to read as follows:

16 502.118 *1.* Upon receipt of a copy of an order of the juvenile
17 court, entered ~~[pursuant]~~ :

18 *(a) Pursuant to NRS 62E.430, to revoke the license to hunt or*
19 *fish of a parent or legal guardian of a child adjudicated to be in*
20 *need of supervision because the child is a habitual truant; or*

21 *(b) Pursuant to NRS 62E.660, to revoke the license to hunt of a*
22 *child,*

23 *↳ the Department shall revoke the license.*

24 *2.* The revocation of the license ~~[to-hunt]~~ shall be deemed
25 effective as of the date of the order. The Department shall retain the
26 copy of the order.

27 **Sec. 33.** Chapter 609 of NRS is hereby amended by adding
28 thereto the provisions set forth as sections 34 and 35 of this act.

29 **Sec. 34. 1.** *Except as otherwise provided in subsection 3, a*
30 *person shall not employ a child who is between the ages of 14 and*
31 *18 years in any gainful occupation unless the child submits:*

32 *(a) A written statement signed by the principal of the public*
33 *school in which the child is enrolled and which is provided to the*
34 *child pursuant to section 10 of this act;*

35 *(b) A written statement signed by the parent or legal guardian*
36 *of the child which states that the child is excused from compulsory*
37 *school attendance pursuant to NRS 392.070;*

38 *(c) A copy of the child's high school diploma or certificate of*
39 *attendance;*

40 *(d) A copy of the child's certificate of general educational*
41 *development; or*

42 *(e) A written statement from the board of trustees of the school*
43 *district in which the pupil resides which states that the child must*
44 *work for his or her own or his or her parent's support.*



2. A person who employs a child between the ages of 14 and 18 years pursuant to this section shall maintain a copy of the information submitted pursuant to subsection 1 for the period during which the child is employed and for any appropriate period thereafter.

3. A child between the ages of 14 and 18 years is not required to submit the information required pursuant to subsection 1 if the child seeks employment in domestic service, as a performer in the production of a motion picture, in a business owned by the child's family or on a farm.

Sec. 35. If a county requires the issuance of work permits and a work permit is issued to a child between the ages of 16 and 18 years, the parent or legal guardian of the child may indicate on the work permit the maximum number of hours that his or her child may work and specify the time periods in which that work may occur during the week and on the weekend.

Sec. 36. NRS 609.240 is hereby amended to read as follows:

609.240 1. No child under the age of 16 years may be employed, permitted or suffered to work at any gainful occupation, other than domestic service, employment as a performer in the production of a motion picture or work on a farm, more than ~~[48]~~:

(a) *Twenty* hours in any 1 week ~~[;]~~ *when school is in session;*

(b) *Forty-eight hours in any 1 week when school is not in session;* or ~~[more than 8]~~

(c) *Eight* hours in any 1 day.

2. The presence of a child in any establishment during working hours is prima facie evidence of employment of the child therein.

Sec. 37. 1. This act becomes effective on July 1, 2011.

2. Section 28 of this act expires by limitation on the date of the expiration of any extension of time granted to this State by the Secretary of Homeland Security to comply with the provisions of the Real ID Act of 2005.

