

Amendment No. 422

Assembly Amendment to Assembly Bill No. 227

(BDR 34-36)

Proposed by: Assembly Committee on Education**Amends:** Summary: Yes Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date
Adopted	☐	Lost	☐ _____	Adopted	☐	Lost	☐ _____
Concurred In	☐	Not	☐ _____	Concurred In	☐	Not	☐ _____
Receded	☐	Not	☐ _____	Receded	☐	Not	☐ _____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold underlining* is newly added transitory language.

MSM/KCR



Date: 4/17/2011

A.B. No. 227—Requires boards of trustees of school districts to grant the use of certain athletic fields to nonprofit organizations which provide programs for youth sports. (BDR 34-36)



ASSEMBLY BILL NO. 227—ASSEMBLYMEN HAMBRICK; AIZLEY, ANDERSON, BROOKS,
GOEDHART, GOICOECHEA, GRADY, HAMMOND, HARDY, HICKEY, HOGAN,
KIRNER, MCARTHUR, STEWART AND WOODBURY

MARCH 2, 2011

JOINT SPONSORS: SENATORS HALSETH AND KIHUEN

Referred to Committee on Education

SUMMARY—Requires boards of trustees of school districts to grant the use of certain athletic fields to **certain** nonprofit organizations. ~~which provide programs for youth sports.~~ (BDR 34-36)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: No.

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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 school property; requiring boards of trustees of school districts to grant the use of certain athletic fields to nonprofit organizations which **serve adults and children with disabilities or which** provide programs for youth sports; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, the board of trustees of a school district is authorized to grant the use of school buildings and grounds to the general public for certain purposes. (NRS 393.071-393.0719)

Section 1 of this bill requires the board of trustees of a school district to **upon request by a nonprofit organization and subject to availability**, grant the use of any athletic field that does not contain lights at an elementary, middle or junior high school within the school district ~~to a~~ **if the** nonprofit organization ~~which~~ **: (1) serves adults and children with disabilities; or (2) provides programs for youth sports.** ~~upon request by the organization and subject to the availability of the field.~~ The provisions of **section 1** do not apply if a school district has entered into an agreement with a local government to provide the use of the athletic fields or playgrounds of the school district to a community organization which provides programs for youth sports.

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

Section 1. Chapter 393 of NRS is hereby amended by adding thereto a new section to read as follows:

1. Except as otherwise provided in subsections 3 and 4 and subject to the limitations, requirements and restrictions set forth in this section and in NRS 393.071 to 393.0719, inclusive, the board of trustees of a school district shall, upon request, grant the use of any athletic field at each elementary, middle or junior high school within the school district to a nonprofit organization which serves adults and children with disabilities or which provides programs for youth sports, including, without limitation, baseball, football, soccer or softball. The organization may use the field at any time that:

(a) Is not during regular school hours; and

(b) Use of the field is not required for school-related activities.

2. ~~1A~~ If a nonprofit organization which serves adults and children with disabilities or which provides programs for youth sports ~~and~~ is granted use of an athletic field pursuant to subsection 1, the nonprofit organization shall comply with any insurance coverage and indemnification provisions required by the board of trustees of the school district.

3. If the board of trustees of a school district has entered into an agreement with one or more local governments to provide the use of the athletic fields or playgrounds of the school district to a community organization which provides programs for youth sports, the board of trustees is not required to comply with the provisions of subsection 1.

4. The provisions of this section do not apply to an athletic field that contains lights.

Sec. 2. NRS 393.071 is hereby amended to read as follows:

393.071 ~~The~~ *Except as otherwise provided in section 1 of this act, the board of trustees of any school district may grant the use of school buildings or grounds for public, literary, scientific, recreational or educational meetings, or for the discussion of matters of general or public interest upon such terms and conditions as the board deems proper, subject to the limitations, requirements and restrictions set forth in NRS 393.071 to 393.0719, inclusive ~~1~~, and section 1 of this act.*

Sec. 3. This act becomes effective on July 1, 2011.