
ASSEMBLY BILL NO. 17—COMMITTEE ON EDUCATION

(ON BEHALF OF THE DEPARTMENT OF CORRECTIONS)

PREFILED DECEMBER 19, 2012

Referred to Committee on Education

SUMMARY—Revises provisions governing interagency panels convened when a school district employee operating a program of education for incarcerated persons is excluded from a facility or institution operated by the Department of Corrections. (BDR 34-319)

FISCAL NOTE: Effect on Local Government: No.
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 education; revising provisions governing interagency panels convened when a school district employee operating a program of education for incarcerated persons is excluded from a facility or institution operated by the Department of Corrections; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law requires the Department of Education to establish a statewide
2 program of education for incarcerated persons. (NRS 388.575) Existing law also
3 requires that if a manager or warden excludes from a facility or institution operated
4 by the Department of Corrections a person employed by a school district to operate
5 a program of education for incarcerated persons in the facility or institution, an
6 interagency panel must be convened to conduct a hearing to determine whether to
7 uphold the exclusion. (NRS 388.583) Instead of having the panel render a final
8 decision, this bill requires the Director of the Department of Corrections to render a
9 written decision affirming or disaffirming, in whole or in part, the determination of
10 the interagency panel within 10 business days after such a hearing is conducted and
11 provides that the decision of the Director is not subject to appeal.



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

Section 1. NRS 388.583 is hereby amended to read as follows:
388.583 1. If a manager or warden excludes from the facility
or institution a person employed by a school district to operate a
program of education for incarcerated persons in the facility or
institution, an interagency panel must be convened.

2. The interagency panel must:

(a) Consist of:

(1) The Director of the Department of Corrections or the
Director's designee;

(2) The Superintendent of Public Instruction or the
Superintendent's designee; and

(3) The immediate supervisor of the person employed by the
school district.

(b) Conduct a hearing in compliance with all applicable
provisions of chapter 233B of NRS.

3. *Upon conclusion of the hearing conducted pursuant to
subsection 2, the Director shall render a written decision affirming
or disaffirming, in whole or in part, the determination made by the
interagency panel within 10 business days after the hearing.* The
decision of the ~~interagency panel~~ *Director* is a final decision ~~in a
contested case~~ *and is not subject to appeal.*

Sec. 2. This act becomes effective upon passage and approval.

