

SENATE BILL NO. 59—COMMITTEE ON EDUCATION
(ON BEHALF OF THE CLARK COUNTY SCHOOL DISTRICT)

PREFILED DECEMBER 20, 2012

Referred to Committee on Education

SUMMARY—Eliminates a restriction on times during which a charter school may use school buildings owned by a school district. (BDR 34-397)

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; eliminating a restriction on times during which a charter school may use school buildings owned by a school district; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 This bill eliminates a restriction which limits a charter school to using school
2 buildings owned by a school district to times that are not regular school hours.

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

- 1 **Section 1.** NRS 386.560 is hereby amended to read as follows:
2 386.560 1. The governing body of a charter school may
3 contract with the board of trustees of the school district in which the
4 charter school is located or in which a pupil enrolled in the charter
5 school resides or with the Nevada System of Higher Education for
6 the provision of facilities to operate the charter school or to perform
7 any service relating to the operation of the charter school, including,
8 without limitation, transportation, the provision of health services
9 for the pupils who are enrolled in the charter school and the
10 provision of school police officers. If the board of trustees of a
11 school district or a college or university within the Nevada System



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1 of Higher Education is the sponsor of the charter school, the
2 governing body and the sponsor must enter into a service agreement
3 pursuant to NRS 386.561 before the provision of such services.

4 2. A charter school may use any public facility located within
5 the school district in which the charter school is located. A charter
6 school may use school buildings owned by the school district only
7 upon approval of the board of trustees of the school district . ~~and~~
8 ~~during times that are not regular school hours.~~

9 3. The board of trustees of a school district may donate surplus
10 personal property of the school district to a charter school that is
11 located within the school district.

12 4. Except as otherwise provided in this subsection, upon the
13 request of a parent or legal guardian of a pupil who is enrolled in a
14 charter school, the board of trustees of the school district in which
15 the pupil resides shall authorize the pupil to participate in a class
16 that is not available to the pupil at the charter school or participate in
17 an extracurricular activity, excluding sports, at a public school
18 within the school district if:

19 (a) Space for the pupil in the class or extracurricular activity is
20 available; and

21 (b) The parent or legal guardian demonstrates to the satisfaction
22 of the board of trustees that the pupil is qualified to participate in the
23 class or extracurricular activity.

24 ➤ If the board of trustees of a school district authorizes a pupil to
25 participate in a class or extracurricular activity, excluding sports,
26 pursuant to this subsection, the board of trustees is not required to
27 provide transportation for the pupil to attend the class or activity.
28 The provisions of this subsection do not apply to a pupil who is
29 enrolled in a charter school and who desires to participate on a part-
30 time basis in a program of distance education provided by the board
31 of trustees of a school district pursuant to NRS 388.820 to 388.874,
32 inclusive. Such a pupil must comply with NRS 388.858.

33 5. Upon the request of a parent or legal guardian of a pupil who
34 is enrolled in a charter school, the board of trustees of the school
35 district in which the pupil resides shall authorize the pupil to
36 participate in sports at the public school that he or she would
37 otherwise be required to attend within the school district, or upon
38 approval of the board of trustees, any public school within the same
39 zone of attendance as the charter school if:

40 (a) Space is available for the pupil to participate; and

41 (b) The parent or legal guardian demonstrates to the satisfaction
42 of the board of trustees that the pupil is qualified to participate.

43 ➤ If the board of trustees of a school district authorizes a pupil to
44 participate in sports pursuant to this subsection, the board of trustees
45 is not required to provide transportation for the pupil to participate.



1 6. The board of trustees of a school district may revoke its
2 approval for a pupil to participate in a class, extracurricular activity
3 or sports at a public school pursuant to subsections 4 and 5 if the
4 board of trustees or the public school determines that the pupil has
5 failed to comply with applicable statutes, or applicable rules and
6 regulations of the board of trustees, the public school or the Nevada
7 Interscholastic Activities Association. If the board of trustees so
8 revokes its approval, neither the board of trustees nor the public
9 school is liable for any damages relating to the denial of services to
10 the pupil.
11 **Sec. 2.** This act becomes effective upon passage and approval.

