

ASSEMBLY BILL NO. 120—ASSEMBLYMEN WHEELER, ELLISON,  
JONES, OSCARSON; DICKMAN, DOOLING, MOORE AND  
O'NEILL

FEBRUARY 6, 2015

Referred to Committee on Education

SUMMARY—Clarifies rights of public school pupils regarding the  
free exercise of religion and freedom of expression.  
(BDR 34-520)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to education; clarifying the rights of pupils at  
public schools regarding the free exercise of religion and  
freedom of expression; requiring the governing body of  
each public school to adopt a policy providing a grievance  
process for pupils claiming that those rights have been  
violated; and providing other matters properly relating  
thereto.

**Legislative Counsel's Digest:**

1 **Section 2** of this bill clarifies that pupils at public schools are entitled to  
2 express themselves in a manner consistent with the rights guaranteed by the First  
3 and Fourteenth Amendments to the United States Constitution, provided that such  
4 expression does not disrupt instruction at a public school, is not used to bully or  
5 intimidate any person and is not organized, broadcast or endorsed by the public  
6 school. **Section 2** also requires the board of trustees of each school district and the  
7 governing body of each charter school and university school for profoundly gifted  
8 pupils to adopt a grievance policy prescribing procedures for the resolution of a  
9 complaint that the rights described in **section 2** have been violated.

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

1 **Section 1.** (Deleted by amendment.)



\* A B 1 2 0 R 1 \*

1     **Sec. 2.** Chapter 388 of NRS is hereby amended by adding  
2 thereto a new section to read as follows:

3     *1. Each pupil of a public school, including, without*  
4 *limitation, each pupil of a university school for profoundly gifted*  
5 *pupils, is entitled to express himself or herself in a manner*  
6 *consistent with the rights guaranteed by the First and Fourteenth*  
7 *Amendments to the United States Constitution.*

8     *2. Any expression described in subsection 1 must not be*  
9 *disruptive of instruction at a public school, including, without*  
10 *limitation, a university school for profoundly gifted pupils, must*  
11 *not be used to bully or intimidate any person and must not be*  
12 *organized, broadcast or endorsed by a public school, including,*  
13 *without limitation, a university school for profoundly gifted pupils.*

14     *3. The board of trustees of each school district, the governing*  
15 *body of each charter school and the governing body of each*  
16 *university school for profoundly gifted pupils must adopt a policy*  
17 *prescribing procedures for the resolution of a complaint by a pupil*  
18 *of the school district, charter school or university school for*  
19 *profoundly gifted pupils that the rights of the pupil described in*  
20 *subsection 1 have been violated. The policy required by this*  
21 *subsection may be part of a comprehensive discrimination*  
22 *grievance policy of the school district, charter school or university*  
23 *school for profoundly gifted pupils or may be a separate policy.*

24     **Sec. 3.** (Deleted by amendment.)

25     **Sec. 4.** This act becomes effective on July 1, 2015.

