

Amendment No. 76

Assembly Amendment to Assembly Bill No. 221	(BDR 34-594)
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) variations of green bold underlining is language proposed to be added 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 proposed to be retained in this amendment.

ASSEMBLY BILL NO. 221—ASSEMBLYWOMAN BILBRAY-AXELROD

PREFILED FEBRUARY 13, 2017

Referred to Committee on Education

SUMMARY—~~[Requires a school district to allow pupils and employees]~~ Revises provisions governing the model plan developed for the management of a crisis or an emergency that involves a public school to include a procedure for the evacuation of a charter school . ~~[to evacuate to a public school in the district during a crisis or emergency.]~~ (BDR 34-594)

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 schools; requiring ~~[each public school in a school district]~~ the model plan developed for the management of a crisis or an emergency that involves a public school to include a procedure for ~~[allow]~~ evacuating pupils and employees of a charter school ~~[to evacuate]~~ to ~~[the]~~ an identified public school if necessary during a crisis or emergency; ~~[requiring the model plan for the management of a crisis or emergency that involves a public school to include procedures for such an evacuation;]~~ requiring a charter school to indemnify a school district to which it evacuates during a crisis or emergency; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Department of Education, with the assistance of other state agencies, to develop a model plan for the management of a crisis or an emergency that involves a public school and to review and update that plan at least once each year. (NRS 388.253) This bill requires the Department of Education to include in the model plan for the management of a crisis or an emergency that involves public school procedures for the evacuation of the pupils and employees of a charter school during a crisis or an emergency to a designated space within an identified public school in a school district ~~[that is separate from the general population of the school]~~. This bill further requires the school district to ensure that ~~[each]~~ such a school in the school district is prepared to allow such an evacuation in accordance with the procedure in the model plan when necessary during a crisis or an emergency. Additionally, this bill requires a charter school to hold harmless, indemnify and defend a school district against any claim or liability arising from an evacuation of pupils and employees of the charter school to a school in the school district during a crisis or an emergency.

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

Section 1. NRS 388.253 is hereby amended to read as follows:

388.253 1. The Department shall, with assistance from other state agencies, including, without limitation, the Division of Emergency Management, the Investigation Division, and the Nevada Highway Patrol Division of the Department of Public Safety, develop a model plan for the management of a crisis or an emergency that involves a public school, including, without limitation, a charter school, or a private school and that requires immediate action. The model plan must include, without limitation, a procedure for:

(a) Coordinating the resources of local, state and federal agencies, officers and employees, as appropriate;

(b) Accounting for all persons within a school;

(c) Assisting persons within a school in a school district, a charter school or a private school to communicate with each other;

(d) Assisting persons within a school in a school district, a charter school or a private school to communicate with persons located outside the school, including, without limitation, relatives of pupils and relatives of employees of such a school, the news media and persons from local, state or federal agencies that are responding to a crisis or an emergency;

(e) Assisting pupils of a school in the school district, a charter school or a private school, employees of such a school and relatives of such pupils and employees to move safely within and away from the school, including, without limitation, a procedure for evacuating the school and a procedure for securing the school;

(f) Reunifying a pupil with his or her parent or legal guardian;

(g) Providing any necessary medical assistance;

(h) Recovering from a crisis or an emergency;

(i) Carrying out a lockdown at a school in which persons are not allowed to enter or exit the school;

(j) Providing shelter in specific areas of a school; ~~and~~

(k) ~~Providing for the evacuation of~~ Evacuating pupils and employees of a charter school to a designated space within an identified public middle school, junior high school or high school in a school district ~~that is separate from the general population of the school and large enough to accommodate the charter school, and such a space may include, without limitation, a gymnasium or multipurpose room of the public school; and~~

(l) Providing specific information relating to managing a crisis or an emergency that is a result of:

(1) An incident involving hazardous materials;

(2) An incident involving mass casualties;

(3) An incident involving an active shooter;

(4) An outbreak of disease;

(5) Any threat or hazard identified in the hazard mitigation plan of the county in which the school district is located, if such a plan exists; or

(6) Any other situation, threat or hazard deemed appropriate.

2. In developing the model plan, the Department shall consider the plans developed pursuant to NRS 388.243 and 394.1687 and updated pursuant to NRS 388.245 and 394.1688.

3. The Department shall require a school district to ensure that each public school in the school district identified pursuant to paragraph (k) of subsection 1

1 *is prepared to allow a charter school to evacuate to ~~for~~ the school ~~in a school~~*
2 *~~district~~ when necessary in accordance with the procedure included in the model*
3 *plan developed pursuant to subsection 1. A charter school shall hold harmless,*
4 *indemnify and defend the school district to which it evacuates during a crisis or*
5 *an emergency against any claim or liability arising from an act or omission by*
6 *the school district or an employee or officer of the school district.*

7 4. The Department may disseminate to any appropriate local, state or federal
8 agency, officer or employee, as the Department determines is necessary:

9 (a) The model plan developed by the Department pursuant to subsection 1;

10 (b) A plan developed pursuant to NRS 388.243 or updated pursuant to NRS
11 388.245;

12 (c) A plan developed pursuant to NRS 394.1687 or updated pursuant to NRS
13 394.1688; and

14 (d) A deviation approved pursuant to NRS 388.251 or 394.1692.

15 ~~4.4~~ 5. The Department shall, at least once each year, review and update as
16 appropriate the model plan developed pursuant to subsection 1.

17 Sec. 2. This act becomes effective on July 1, 2017.