

Amendment No. 12

Senate Amendment to Senate Bill No. 119 (BDR 34-322)

Proposed by: Senate Committee on Education

Amends: Summary: No Title: No 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.

BJE/RBL



Date: 4/4/2017

S.B. No. 119—Provides immunity from civil liability to certain volunteers who serve on an organizational team established by the principal of a public school as part of the reorganization of the school district. (BDR 34-322)



SENATE BILL NO. 119—SENATOR FORD

PREFILED FEBRUARY 13, 2017

Referred to Committee on Education

SUMMARY—Provides immunity from civil liability to certain volunteers who serve on an organizational team established by the principal of a public school as part of the reorganization of the school district. (BDR 34-322)

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; providing immunity from civil liability to certain volunteers who serve on an organizational team established by the principal of a public school as part of the reorganization of the school district; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law provides certain immunity from civil liability to the officers and employees of this State and its agencies and political subdivisions, including, without limitation, school districts and charter schools. (NRS 41.032, ~~41.033~~ 41.0335) Existing law further provides immunity from civil liability to certain volunteers. (NRS 41.485, 41.507) This bill provides immunity from civil liability to a volunteer member of an organizational team established by the principal of a public school as part of the reorganization of a school district for any damages caused by ~~an act or omission~~ certain acts or omissions of the volunteer member of the organizational team, another volunteer member or the organizational team itself. Section 2 of this bill makes this immunity apply retroactively.

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

Section 1. Chapter 386 of NRS is hereby amended by adding thereto a new section to read as follows:

1. If the principal of a public school establishes an organizational team as part of the reorganization of the school district in which the public school is located to assist in the development of a plan of operation for the public school or to provide other assistance and advice relating to the school, ~~a volunteer member who serves on the organizational team is immune from civil liability for any damages resulting from an act or omission of the volunteer member, another volunteer member or the organizational team.~~ except as otherwise provided in subsection 2, the organizational team and its volunteer members are immune

1 from liability for civil damages as a result of an act or omission in performing the
2 following duties:

3 (a) Providing assistance and advice to the principal of the school regarding
4 the development of the plan of operation for the school;

5 (b) Providing continued assistance and advice to the principal of the school
6 in carrying out the plan of operation for the school;

7 (c) Establishing a list of qualifications for the principal of the school and
8 assisting with the selection of the next principal if a vacancy occurs;

9 (d) Providing input regarding the principal to the superintendent or his or
10 her designee;

11 (e) Recommending candidates for the position of principal to the
12 superintendent;

13 (f) Reviewing the plan of operation for the school and making
14 recommendations for revisions to the plan; and

15 (g) Requesting the superintendent or his or her designee to revise the plan of
16 operation for the school submitted by the principal.

17 2. This section does not restrict the liability of a public school or a school
18 district for an act or omission of an organizational team or its volunteer members
19 in performing the duties described in subsection 1.

20 **Sec. 2.** The provisions of this act apply to any act or omission that occurs
21 before, on or after the effective date of this act.

22 **Sec. 3.** This act becomes effective upon passage and approval.