

Amendment No. 180

Assembly Amendment to Assembly Bill No. 342	(BDR 34-624)
Proposed by: Assembly 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	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

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.

IK/EGO



Date: 4/9/2019

A.B. No. 342—Revises provisions governing pupils who are children of military personnel. (BDR 34-624)



ASSEMBLY BILL NO. 342—ASSEMBLYMEN ROBERTS, HAFEN, LEAVITT, EDWARDS;
GORELOW, KRAMER, KRASNER, MONROE-MORENO, NGUYEN AND WATTS

MARCH 18, 2019

JOINT SPONSORS: SENATORS HAMMOND AND SPEARMAN

Referred to Committee on Education

SUMMARY—Revises provisions governing pupils who are children of military personnel. (BDR 34-624)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

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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 the eligibility of a pupil who transfers schools pursuant to the Interstate Compact on Educational Opportunity for Military Children to participate and practice in a sanctioned sport or other interscholastic event; revising provisions relating to the administration and implementation of the Compact; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

The Interstate Compact on Educational Opportunity for Military Children addresses issues relating to the education of children of certain military families in states that are members of the Compact, including guidelines for the enrollment, placement, graduation and extracurricular activities of those children. (Chapter 388F of NRS) Existing law requires the appointment of a liaison to assist military families and the State of Nevada in facilitating the implementation of the Compact. (NRS 388F.030) **Section 4** of this bill requires each school district to designate an employee of the school district to serve as a liaison between the school district and military families within the school district to facilitate the implementation and administration of the Compact.

Existing law creates a State Council for the Coordination of the Interstate Compact on Educational Opportunity for Military Children for the purpose of coordinating and furthering the provisions contained in the Compact. (NRS 388F.020) Additionally, existing law requires the Governor to appoint a Commissioner to administer and manage the participation of this State in the Compact. (NRS 388F.040) **Section 5** of this bill requires the State Council to meet at least twice per year and at the call of the Commissioner.

The Compact requires education agencies in states who participate in the Compact to facilitate the opportunity for transitioning children of military families to be included in extracurricular activities to the extent the children are otherwise qualified, regardless of application deadlines. (Art. VI, NRS 388F.010) Existing law establishes the Nevada Interscholastic Activities Association, which governs, among other matters, the eligibility and participation of certain children in interscholastic activities and events. (NRS 385B.050, 385B.060, 385B.130) Under existing regulation, any pupil who transfers to another school is

presumed ineligible to participate in any sanctioned sport at the school to which the pupil transfers for 180 school days. (NAC 385B.716) ~~[Section]~~ **Sections 1 and 1.7** of this bill ~~[provides]~~ **provide** that a pupil who is a **school-aged** child ~~[of a military family]~~ **enrolled in kindergarten or grades 1 through 12, inclusive, in the household of a person on active duty** and transfers schools pursuant to the Compact is immediately eligible to participate and practice in any sanctioned sport or other interscholastic activity or event at the school to which the pupil transfers. **Sections 2 and 3** of this bill make conforming changes.

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

Section 1. Chapter 385B of NRS is hereby amended by adding thereto a new section to read as follows:

“Child of a military family” has the meaning ascribed to it in NRS 388F.010.

Sec. 1.5. NRS 385B.010 is hereby amended to read as follows:

385B.010 As used in this chapter, unless the context otherwise requires, the words and terms defined in NRS 385B.020 to 385B.045, inclusive, ***and section 1 of this act*** have the meanings ascribed to them in those sections.

Sec. 1.7. NRS 385B.130 is hereby amended to read as follows:

385B.130 ***1.*** Any rules and regulations adopted by the Nevada Interscholastic Activities Association governing the eligibility of a pupil who transfers from one school to another school to participate in an interscholastic activity or event must apply equally to public schools and to private schools that are members of the Association.

2. Notwithstanding any provision of law to the contrary, a pupil who is a child of a military family and transferred schools pursuant to the provisions of chapter 388F of NRS is immediately eligible to participate and practice in any sanctioned sport or other interscholastic activity or event at the school to which the pupil transfers.

Sec. 2. NRS 385B.160 is hereby amended to read as follows:

385B.160 No challenge may be brought by the Nevada Interscholastic Activities Association, a school district, a public school or a private school, a parent or guardian of a pupil enrolled in a public school or a private school, a pupil enrolled in a public school or private school, or any other entity or person claiming that an interscholastic activity or event is invalid because homeschooled children, ~~[or]~~ opt-in children ***or children of a military family who transferred schools pursuant to the provisions of chapter 388F of NRS*** are allowed to participate in the interscholastic activity or event.

Sec. 3. NRS 385B.170 is hereby amended to read as follows:

385B.170 A school district, public school or private school shall not prescribe any regulations, rules, policies, procedures or requirements governing the:

1. Eligibility of homeschooled children, ~~[or]~~ opt-in children ***or children of a military family who transferred schools pursuant to the provisions of chapter 388F of NRS*** to participate in interscholastic activities and events pursuant to this chapter; or

2. Participation of homeschooled children, ~~[or]~~ opt-in children ***or children of a military family who transferred schools pursuant to the provisions of chapter 388F of NRS*** in interscholastic activities and events pursuant to this chapter,
↳ that are more restrictive than the provisions governing eligibility and participation prescribed by the Nevada Interscholastic Activities Association pursuant to NRS 385B.060 ~~[and]~~ ***and 385B.130.***

1 **Sec. 4.** Chapter 388F of NRS is hereby amended by adding thereto a new
2 section to read as follows:

3 1. *Each school district shall designate an employee of the school district to*
4 *serve as a liaison between the school district and military families within the*
5 *school district to facilitate the implementation and administration of the*
6 *Interstate Compact on Educational Opportunity for Military Children within the*
7 *school district. The liaison designated by the school district shall:*

8 (a) *Coordinate with the liaison appointed pursuant to NRS 388F.030 and*
9 *other liaisons designated pursuant to this section regarding the provision of*
10 *information about the Compact;*

11 (b) *Provide support to parents and guardians of children of military families*
12 *in understanding the provisions of and protections provided by the Compact; and*

13 (c) *Take such other actions as necessary to facilitate the proper*
14 *administration of the Compact within the school district.*

15 2. *Each school district shall ensure that the person designated to serve as a*
16 *liaison pursuant to subsection 1 possesses knowledge of the Compact and has the*
17 *necessary training, skills and experience to carry out the duties of the liaison.*

18 **Sec. 5.** NRS 388F.020 is hereby amended to read as follows:

19 388F.020 1. In furtherance of the provisions contained in the Interstate
20 Compact on Educational Opportunity for Military Children, there is hereby created
21 a State Council for the Coordination of the Interstate Compact on Educational
22 Opportunity for Military Children, consisting of the following members:

23 (a) One representative of the Nevada National Guard, appointed by the
24 Governor.

25 (b) One representative of each military installation in this State, appointed by
26 the commanding officer of that military installation.

27 (c) The Superintendent of Public Instruction.

28 (d) The superintendent of each school district in which a military installation is
29 located.

30 (e) One Legislator or other person appointed by the Legislative Commission to
31 represent the interests of the Legislature.

32 (f) One person appointed by the Governor to represent the interests of the
33 Governor.

34 2. A member of the State Council serves a term of 2 years and until his or her
35 successor is appointed. A member may be reappointed.

36 3. A member of the State Council may be removed from office by the
37 appointing authority at any time.

38 4. A vacancy on the State Council must be filled in the same manner as the
39 original appointment.

40 5. The members of the State Council serve without compensation and are not
41 entitled to any per diem or travel expenses.

42 6. *The State Council shall meet at least twice per year, with at least one*
43 *meeting held before the beginning of each school semester, and may meet at*
44 *other times upon the call of the Commissioner appointed pursuant to NRS*
45 *388F.040.*

46 **Sec. 6.** This act becomes effective on July 1, 2019.