

AB 178 NSEA Proposed Amendment

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.

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Statement of Intent:

Prior to a pupil being deemed a habitual disciplinary problem or for fighting or previous suspensions, NRS 392.4655 subsections 4 and 6 provide that a behavior plan may be developed by the school in consultation with the pupil and parent or legal guardian.

The amendments specify that a corrective behavior plan must be developed in conjunction with each teacher assigned to a pupil who has been suspended four times in the same school year or who commits infractions that warrant being deemed a habitual disciplinary problem, before the pupil is returned to class. Requiring a behavior plan that is developed collaboratively with the teacher(s) assigned to the pupil will lead to better outcomes for the pupil and reduce the potential for repeated occurrences which lead to the proposed suspension.

Amendment: Sec. 1. Subsection 4., page 3 beginning on line 28 through page 4 ending on line 4.

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4. If a pupil is suspended for initiating a fight described in paragraph (b) of subsection 1 and the fight is the first such fight that the pupil has initiated during that school year, ~~or~~ the school in which the pupil is enrolled may develop in conjunction with each teacher assigned to the student, and in consultation with the pupil and the parent or legal guardian of the pupil, a plan of corrective behavior for the pupil prior to the pupil being returned to class. ~~if~~ If a pupil receives four suspensions on the pupil's record within 1 school year, the school in which the pupil is enrolled ~~may~~ must develop in conjunction with each teacher assigned to the pupil, and in consultation with the pupil and the parent or legal guardian of the pupil, a plan of corrective behavior for the pupil prior to the pupil being returned to class if the plan includes allowing the pupil to remain at the same school. Such a plan must be designed to prevent the pupil from being deemed a habitual disciplinary problem and may include, without limitation, a voluntary agreement by:

- (a) The parent or legal guardian to attend school with his or her child.
- (b) The pupil and the pupil's parent or legal guardian to attend counseling, programs or services available in the school district or community.
- (c) The pupil and the pupil's parent or legal guardian that the pupil will attend summer school, intersession school or school on Saturday, if any of those alternatives are offered by the school district.

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– If the pupil commits the same act for which notice was provided pursuant to subsection 3 after he or she enters into a plan of behavior, the pupil ~~{shall}~~ may be deemed a habitual disciplinary problem.

Amendment: Sec. 1. Subsection 6., page 4 beginning on line 35 through page 5 ending on line 11.

6. Before a school deems a pupil a habitual disciplinary problem and suspends or expels the pupil, the school ~~may~~ **must** develop **in conjunction with each teacher assigned to the pupil, and** in consultation with the pupil and the parent or legal guardian of the pupil, a plan of **corrective** behavior for the pupil, **prior to the pupil being returned to class if the plan includes allowing the pupil to remain at the same school.** Such a plan must be designed to prevent the pupil from being deemed a habitual disciplinary problem and may include, without limitation, a voluntary agreement by:

(a) The parent or legal guardian to attend **that** school with his or her child.

(b) The pupil and the pupil's parent or legal guardian to attend counseling, programs or services available in the school district or community.

(c) The pupil and the pupil's parent or legal guardian that the pupil will attend summer school, intersession school or school on Saturday, if any of those alternatives are offered by the school district.

– If the pupil violates the conditions of the plan or commits the same act for which notice was provided pursuant to subsection 5 after he or she enters into a plan of behavior, the pupil ~~[shall]~~ **may** be deemed a habitual disciplinary problem.