

---

---

SENATE BILL NO. 276—SENATORS PARKS AND LESLIE

MARCH 18, 2011

---

Referred to Committee on Education

SUMMARY—Revises provisions governing safe and respectful learning environments in public schools. (BDR 34-643)

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

~

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 safe and respectful learning environments in public schools; requiring the Department of Education to establish training programs for members of the State Board of Education, boards of trustees of school districts, anti-bullying school district coordinators and anti-bullying school specialists on the prevention of bullying, cyber-bullying, harassment and intimidation in public schools; requiring the Department of Education to assign a grade to each school district and public school based upon certain reports on incidents of bullying, cyber-bullying, harassment and intimidation in public schools; creating the Bullying Prevention Fund in the State General Fund; requiring the board of trustees of each school district to appoint an anti-bullying school district coordinator; requiring the principal of each public school to appoint an anti-bullying school specialist and a school safety team; authorizing a parent or legal guardian of a pupil involved in an incident of bullying, cyber-bullying, harassment or intimidation to appeal a decision of the superintendent of schools of a school district or the board of trustees of a school district concerning the incident; requiring applicants for a license to teach and certain licensed teachers to complete course work in the prevention of bullying, cyber-bullying, harassment and intimidation in



\* S B 2 7 6 \*

public schools; revising provisions governing the grounds for disciplinary action against teachers and administrators; encouraging private schools to adopt policies governing safe and respectful learning environments; authorizing the Board of Regents of the University of Nevada to adopt a policy prohibiting bullying, cyber-bullying, harassment and intimidation; requiring the Governor to annually proclaim the first week in October to be “Week of Respect”; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law provides for a safe and respectful learning environment in public  
2 schools, which includes, without limitation, a prohibition on bullying, cyber-  
3 bullying, harassment and intimidation in public schools, the provision of training to  
4 school personnel and the reporting of incidents of bullying, cyber-bullying,  
5 harassment and intimidation in public schools. (NRS 388.121-388.139) This bill  
6 makes various revisions to those provisions and is modeled after the “Anti-Bullying  
7 Bill of Rights Act” enacted by the State of New Jersey on January 5, 2011. (2010  
8 N.J. Laws 122)

9 **Sections 1-3** of this bill revise the components of the annual reports of  
10 accountability prepared by the State Board of Education and the boards of trustees  
11 of school districts to include reports on incidents of bullying, cyber-bullying,  
12 harassment and intimidation.

13 **Section 7** of this bill requires the Department of Education to develop an  
14 informational pamphlet to assist pupils and the parents or legal guardians of pupils  
15 in resolving incidents of bullying, cyber-bullying, harassment and intimidation.

16 **Section 8** of this bill requires the Department to establish a program of training  
17 on the prevention of bullying, cyber-bullying, harassment and intimidation for: (1)  
18 members of the State Board; (2) members of the boards of trustees of school  
19 districts; and (3) persons who are appointed as anti-bullying school district  
20 coordinators and anti-bullying school specialists. **Section 8** also requires: (1) each  
21 member of the State Board and each member of a board of trustees to complete the  
22 training program within 1 year after the member is elected or appointed; and (2)  
23 each anti-bullying school district coordinator and anti-bullying school specialist to  
24 complete the program before the commencement of his or her duties in that  
25 position.

26 **Section 9** of this bill creates the Bullying Prevention Fund in the State General  
27 Fund to be administered by the Superintendent of Public Instruction. **Section 9** also  
28 authorizes school districts to apply to the State Board for a grant of money from the  
29 Fund, which must be used to establish programs, provide training and implement  
30 procedures that create a school environment which is free from bullying, cyber-  
31 bullying, harassment and intimidation.

32 **Section 10** of this bill requires the board of trustees of each school district to  
33 appoint an employee of the school district to serve as the anti-bullying school  
34 district coordinator and prescribes the duties of the coordinator.

35 **Sections 11 and 12** of this bill require the principal of each public school to  
36 appoint an anti-bullying school specialist and a school safety team and prescribes  
37 their qualifications and duties.

38 **Section 13** of this bill requires the principal of each public school to submit to  
39 the board of trustees of the school district a report on the number of incidents of  
40 bullying, cyber-bullying, harassment and intimidation occurring at the school or  
41 involving a pupil enrolled at the school during the previous school semester.



42 **Section 13** also requires the board of trustees to submit to the Department a  
43 compilation of the reports. **Section 13** further requires the Department to assign a  
44 grade to each school district and each public school based upon the report.

45 **Section 14** of this bill requires a teacher or other staff member of a school who  
46 witnesses a violation of the prohibition on bullying, cyber-bullying, harassment and  
47 intimidation occurring at the school or who receives information of such a  
48 violation, to report the violation to the principal. **Section 14** also requires the  
49 principal to initiate an investigation of the reported violation, which must be  
50 conducted by the anti-bullying school specialist and to submit a report of his or her  
51 recommendations to the superintendent of schools of the school district. A parent or  
52 legal guardian of a pupil involved in the reported violation may appeal the decision  
53 of the superintendent of schools to the board of trustees of the school district.

54 **Sections 15 and 16** of this bill authorize a parent or legal guardian of a pupil  
55 involved in a reported violation of an incident of bullying, cyber-bullying,  
56 harassment or intimidation to appeal a decision of the board of trustees of a school  
57 district to the State Board.

58 **Section 17** of this bill requires the board of trustees of each school district, in  
59 conjunction with the school police officers of the school district, if any, and the  
60 local law enforcement agencies that have jurisdiction over the school district, to  
61 establish a policy for the procedures which must be followed by an employee of the  
62 school district when reporting a violation of the prohibition of bullying, cyber-  
63 bullying, harassment and intimidation to a school police officer or local law  
64 enforcement agency.

65 **Section 27** of this bill requires applicants for a license to teach and licensed  
66 teachers to complete a course in the prevention of bullying, cyber-bullying,  
67 harassment or intimidation in schools.

68 **Section 28** of this bill revises the grounds for which a teacher or administrator  
69 may be demoted, suspended, dismissed or not reemployed to include an intentional  
70 failure to report a violation of the prohibition of bullying, cyber-bullying,  
71 harassment and intimidation. **Section 28** also provides that a principal may be  
72 demoted, suspended, dismissed or not reemployed for intentional failure to initiate  
73 or conduct an investigation into a reported incident of bullying, cyber-bullying,  
74 harassment or intimidation or failure to take appropriate action if he or she should  
75 have known of the violation.

76 **Section 30** of this bill encourages the private schools of this State to adopt  
77 policies and programs consistent with the provisions governing a safe and  
78 respectful learning environment in public schools to prevent bullying, cyber-  
79 bullying, harassment or intimidation in private schools.

80 **Section 31** of this bill authorizes the Board of Regents of the University of  
81 Nevada to adopt a policy to provide a safe and respectful learning environment that  
82 is free from bullying, cyber-bullying, harassment and intimidation in a university,  
83 state college or community college within the Nevada System of Higher Education.

84 Existing law sets forth certain days of observance in this State to commemorate  
85 certain persons or occasions or to publicize information regarding certain important  
86 topics. (Chapter 236 of NRS) **Section 32** of this bill requires the Governor to  
87 annually proclaim the first week in October to be "Week of Respect."

---

1       WHEREAS, Bullying is an aggressive behavior that is associated  
2 with violent behaviors such as carrying weapons, fighting,  
3 vandalism, theft and suicide; and



1 WHEREAS, Recent studies showed that 32 percent of children  
2 reported being bullied at school and 4 percent of children reported  
3 being cyber-bullied during the school year; and

4 WHEREAS, Children who are bullied are more likely than  
5 children who are not bullied to be depressed, lonely and anxious, to  
6 have low self-esteem and to contemplate suicide; and

7 WHEREAS, Research has shown that bullying can be a sign of  
8 other antisocial or violent behavior and children who bully other  
9 children are more likely to be truant from school or to drop out of  
10 school; and

11 WHEREAS, Acts of bullying create a school environment that  
12 negatively impacts the ability of children to learn not only for the  
13 children who are the victims of such acts but also for the children  
14 who witness those acts; and

15 WHEREAS, Improving the methods and procedures by which  
16 acts of bullying, cyber-bullying, harassment and intimidation are  
17 prevented, reported, investigated and responded to by the State  
18 Board of Education, the school districts in this State and the  
19 individual schools will help identify such acts and allow children  
20 who are the victims of such acts to receive help in dealing with the  
21 emotional and physical impacts of bullying, cyber-bullying,  
22 harassment and intimidation; now therefore,  
23

24 THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
25 SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:  
26

27 **Section 1.** NRS 385.3469 is hereby amended to read as  
28 follows:

29 385.3469 1. The State Board shall prepare an annual report  
30 of accountability that includes, without limitation:

31 (a) Information on the achievement of all pupils based upon the  
32 results of the examinations administered pursuant to NRS 389.015  
33 and 389.550, reported for each school district, including, without  
34 limitation, each charter school in the district, and for this State as a  
35 whole.

36 (b) Except as otherwise provided in subsection 2, pupil  
37 achievement, reported separately by gender and reported separately  
38 for the following groups of pupils:

39 (1) Pupils who are economically disadvantaged, as defined  
40 by the State Board;

41 (2) Pupils from major racial and ethnic groups, as defined by  
42 the State Board;

43 (3) Pupils with disabilities;

44 (4) Pupils who are limited English proficient; and



1 (5) Pupils who are migratory children, as defined by the State  
2 Board.

3 (c) A comparison of the achievement of pupils in each group  
4 identified in paragraph (b) of subsection 1 of NRS 385.361 with the  
5 annual measurable objectives of the State Board.

6 (d) The percentage of all pupils who were not tested, reported  
7 for each school district, including, without limitation, each charter  
8 school in the district, and for this State as a whole.

9 (e) Except as otherwise provided in subsection 2, the percentage  
10 of pupils who were not tested, reported separately by gender and  
11 reported separately for the groups identified in paragraph (b).

12 (f) The most recent 3-year trend in the achievement of pupils in  
13 each subject area tested and each grade level tested pursuant to NRS  
14 389.015 and 389.550, reported for each school district, including,  
15 without limitation, each charter school in the district, and for this  
16 State as a whole, which may include information regarding the trend  
17 in the achievement of pupils for more than 3 years, if such  
18 information is available.

19 (g) Information on whether each school district has made  
20 adequate yearly progress, including, without limitation, the name of  
21 each school district, if any, designated as demonstrating need for  
22 improvement pursuant to NRS 385.377 and the number of  
23 consecutive years that the school district has carried that  
24 designation.

25 (h) Information on whether each public school, including,  
26 without limitation, each charter school, has made:

27 (1) Adequate yearly progress, including, without limitation,  
28 the name of each public school, if any, designated as demonstrating  
29 need for improvement pursuant to NRS 385.3623 and the number of  
30 consecutive years that the school has carried that designation.

31 (2) Progress based upon the model adopted by the  
32 Department pursuant to NRS 385.3595, if applicable for the grade  
33 level of pupils enrolled at the school.

34 (i) Information on the results of pupils who participated in the  
35 examinations of the National Assessment of Educational Progress  
36 required pursuant to NRS 389.012.

37 (j) The ratio of pupils to teachers in kindergarten and at each  
38 grade level for all elementary schools, reported for each school  
39 district, including, without limitation, each charter school in the  
40 district, and for this State as a whole, and the average class size for  
41 each core academic subject, as set forth in NRS 389.018, for each  
42 secondary school, reported for each school district and for this State  
43 as a whole.

44 (k) For each school district, including, without limitation, each  
45 charter school in the district, and for this State as a whole,



1 information on the professional qualifications of teachers employed  
2 by the school districts and charter schools, including, without  
3 limitation:

4 (1) The percentage of teachers who are:

5 (I) Providing instruction pursuant to NRS 391.125;

6 (II) Providing instruction pursuant to a waiver of the  
7 requirements for licensure for the grade level or subject area in  
8 which the teachers are employed; or

9 (III) Otherwise providing instruction without an  
10 endorsement for the subject area in which the teachers are  
11 employed;

12 (2) The percentage of classes in the core academic subjects,  
13 as set forth in NRS 389.018, in this State that are not taught by  
14 highly qualified teachers;

15 (3) The percentage of classes in the core academic subjects,  
16 as set forth in NRS 389.018, in this State that are not taught by  
17 highly qualified teachers, in the aggregate and disaggregated by  
18 high-poverty compared to low-poverty schools, which for the  
19 purposes of this subparagraph means schools in the top quartile of  
20 poverty and the bottom quartile of poverty in this State;

21 (4) For each middle school, junior high school and high  
22 school:

23 (I) ~~{On and after July 1, 2005, the}~~ *The* number of  
24 persons employed as substitute teachers for 20 consecutive days or  
25 more in the same classroom or assignment, designated as long-term  
26 substitute teachers, including the total number of days long-term  
27 substitute teachers were employed at each school, identified by  
28 grade level and subject area; and

29 (II) ~~{On and after July 1, 2006, the}~~ *The* number of  
30 persons employed as substitute teachers for less than 20 consecutive  
31 days, designated as short-term substitute teachers, including the total  
32 number of days short-term substitute teachers were employed at  
33 each school, identified by grade level and subject area; and

34 (5) For each elementary school:

35 (I) ~~{On and after July 1, 2005, the}~~ *The* number of  
36 persons employed as substitute teachers for 20 consecutive days or  
37 more in the same classroom or assignment, designated as long-term  
38 substitute teachers, including the total number of days long-term  
39 substitute teachers were employed at each school, identified by  
40 grade level; and

41 (II) ~~{On and after July 1, 2006, the}~~ *The* number of  
42 persons employed as substitute teachers for less than 20 consecutive  
43 days, designated as short-term substitute teachers, including the total  
44 number of days short-term substitute teachers were employed at  
45 each school, identified by grade level.



1 (l) The total expenditure per pupil for each school district in this  
2 State, including, without limitation, each charter school in the  
3 district. If this State has a financial analysis program that is designed  
4 to track educational expenditures and revenues to individual  
5 schools, the State Board shall use that statewide program in  
6 complying with this paragraph. If a statewide program is not  
7 available, the State Board shall use the Department's own financial  
8 analysis program in complying with this paragraph.

9 (m) The total statewide expenditure per pupil. If this State has a  
10 financial analysis program that is designed to track educational  
11 expenditures and revenues to individual schools, the State Board  
12 shall use that statewide program in complying with this paragraph.  
13 If a statewide program is not available, the State Board shall use the  
14 Department's own financial analysis program in complying with  
15 this paragraph.

16 (n) For all elementary schools, junior high schools and middle  
17 schools, the rate of attendance, reported for each school district,  
18 including, without limitation, each charter school in the district, and  
19 for this State as a whole.

20 (o) The annual rate of pupils who drop out of school in grade 8  
21 and a separate reporting of the annual rate of pupils who drop out of  
22 school in grades 9 to 12, inclusive, reported for each school district,  
23 including, without limitation, each charter school in the district, and  
24 for this State as a whole. The reporting for pupils in grades 9 to 12,  
25 inclusive, excludes pupils who:

26 (1) Provide proof to the school district of successful  
27 completion of the examinations of general educational development.

28 (2) Are enrolled in courses that are approved by the  
29 Department as meeting the requirements for an adult standard  
30 diploma.

31 (3) Withdraw from school to attend another school.

32 (p) The attendance of teachers who provide instruction, reported  
33 for each school district, including, without limitation, each charter  
34 school in the district, and for this State as a whole.

35 (q) Incidents involving weapons or violence, reported for each  
36 school district, including, without limitation, each charter school in  
37 the district, and for this State as a whole.

38 (r) Incidents involving the use or possession of alcoholic  
39 beverages or controlled substances, reported for each school district,  
40 including, without limitation, each charter school in the district, and  
41 for this State as a whole.

42 (s) The suspension and expulsion of pupils required or  
43 authorized pursuant to NRS 392.466 and 392.467, reported for each  
44 school district, including, without limitation, each charter school in  
45 the district, and for this State as a whole.



1 (t) The number of pupils who are deemed habitual disciplinary  
2 problems pursuant to NRS 392.4655, reported for each school  
3 district, including, without limitation, each charter school in the  
4 district, and for this State as a whole.

5 (u) The number of pupils in each grade who are retained in the  
6 same grade pursuant to NRS 392.033 or 392.125, reported for each  
7 school district, including, without limitation, each charter school in  
8 the district, and for this State as a whole.

9 (v) The transiency rate of pupils, reported for each school  
10 district, including, without limitation, each charter school in the  
11 district, and for this State as a whole. For the purposes of this  
12 paragraph, a pupil is not a transient if the pupil is transferred to a  
13 different school within the school district as a result of a change in  
14 the zone of attendance by the board of trustees of the school district  
15 pursuant to NRS 388.040.

16 (w) Each source of funding for this State to be used for the  
17 system of public education.

18 (x) A compilation of the programs of remedial study purchased  
19 in whole or in part with money received from this State that are used  
20 in each school district, including, without limitation, each charter  
21 school in the district. The compilation must include:

22 (1) The amount and sources of money received for programs  
23 of remedial study.

24 (2) An identification of each program of remedial study,  
25 listed by subject area.

26 (y) The percentage of pupils who graduated from a high school  
27 or charter school in the immediately preceding year and enrolled in  
28 remedial courses in reading, writing or mathematics at a university,  
29 state college or community college within the Nevada System of  
30 Higher Education, reported for each school district, including,  
31 without limitation, each charter school in the district, and for this  
32 State as a whole.

33 (z) The technological facilities and equipment available for  
34 educational purposes, reported for each school district, including,  
35 without limitation, each charter school in the district, and for this  
36 State as a whole.

37 (aa) For each school district, including, without limitation, each  
38 charter school in the district, and for this State as a whole, the  
39 number and percentage of pupils who received:

40 (1) A standard high school diploma, reported separately for  
41 pupils who received the diploma pursuant to:

42 (I) Paragraph (a) of subsection 1 of NRS 389.805; and

43 (II) Paragraph (b) of subsection 1 of NRS 389.805.

44 (2) An adjusted diploma.

45 (3) A certificate of attendance.





1 (bb) For each school district, including, without limitation, each  
2 charter school in the district, and for this State as a whole, the  
3 number and percentage of pupils who failed to pass the high school  
4 proficiency examination.

5 (cc) The number of habitual truants who are reported to a school  
6 police officer or local law enforcement agency pursuant to  
7 paragraph (a) of subsection 2 of NRS 392.144 and the number of  
8 habitual truants who are referred to an advisory board to review  
9 school attendance pursuant to paragraph (b) of subsection 2 of NRS  
10 392.144, reported for each school district, including, without  
11 limitation, each charter school in the district, and for this State as a  
12 whole.

13 (dd) Information on the paraprofessionals employed at public  
14 schools in this State, including, without limitation, the charter  
15 schools in this State. The information must include:

16 (1) The number of paraprofessionals employed, reported for  
17 each school district, including, without limitation, each charter  
18 school in the district, and for this State as a whole; and

19 (2) For each school district, including, without limitation,  
20 each charter school in the district, and for this State as a whole, the  
21 number and percentage of all paraprofessionals who do not satisfy  
22 the qualifications set forth in 20 U.S.C. § 6319(c). The reporting  
23 requirements of this subparagraph apply to paraprofessionals who  
24 are employed in programs supported with Title I money and to  
25 paraprofessionals who are not employed in programs supported with  
26 Title I money.

27 (ee) An identification of appropriations made by the Legislature  
28 to improve the academic achievement of pupils and programs  
29 approved by the Legislature to improve the academic achievement  
30 of pupils.

31 (ff) A compilation of the special programs available for pupils at  
32 individual schools, listed by school and by school district, including,  
33 without limitation, each charter school in the district.

34 (gg) For each school district, including, without limitation, each  
35 charter school in the district and for this State as a whole,  
36 information on pupils enrolled in career and technical education,  
37 including, without limitation:

38 (1) The number of pupils enrolled in a course of career and  
39 technical education;

40 (2) The number of pupils who completed a course of career  
41 and technical education;

42 (3) The average daily attendance of pupils who are enrolled  
43 in a program of career and technical education;



1 (4) The annual rate of pupils who dropped out of school and  
2 were enrolled in a program of career and technical education before  
3 dropping out;

4 (5) The number and percentage of pupils who completed a  
5 program of career and technical education and who received a  
6 standard high school diploma, an adjusted diploma or a certificate of  
7 attendance; and

8 (6) The number and percentage of pupils who completed a  
9 program of career and technical education and who did not receive a  
10 high school diploma because the pupils failed to pass the high  
11 school proficiency examination.

12 *(hh) The number of reported violations of NRS 388.135 and a*  
13 *description of each violation, reported for each school district,*  
14 *including, without limitation, each charter school in the district,*  
15 *and for the State as a whole.*

16 2. A separate reporting for a group of pupils must not be made  
17 pursuant to this section if the number of pupils in that group is  
18 insufficient to yield statistically reliable information or the results  
19 would reveal personally identifiable information about an individual  
20 pupil. The State Board shall prescribe a mechanism for determining  
21 the minimum number of pupils that must be in a group for that  
22 group to yield statistically reliable information.

23 3. The annual report of accountability must:

24 (a) Comply with 20 U.S.C. § 6311(h)(1) and the regulations  
25 adopted pursuant thereto;

26 (b) Be prepared in a concise manner; and

27 (c) Be presented in an understandable and uniform format and,  
28 to the extent practicable, provided in a language that parents can  
29 understand.

30 4. On or before September 1 of each year, the State Board  
31 shall:

32 (a) Provide for public dissemination of the annual report of  
33 accountability by posting a copy of the report on the Internet  
34 website maintained by the Department; and

35 (b) Provide written notice that the report is available on the  
36 Internet website maintained by the Department. The written notice  
37 must be provided to the:

38 (1) Governor;

39 (2) Committee;

40 (3) Bureau;

41 (4) Board of Regents of the University of Nevada;

42 (5) Board of trustees of each school district; and

43 (6) Governing body of each charter school.

44 5. Upon the request of the Governor, an entity described in  
45 paragraph (b) of subsection 4 or a member of the general public, the



1 State Board shall provide a portion or portions of the annual report  
2 of accountability.

3 6. As used in this section:

4 (a) "Highly qualified" has the meaning ascribed to it in 20  
5 U.S.C. § 7801(23).

6 (b) "Paraprofessional" has the meaning ascribed to it in  
7 NRS 391.008.

8 **Sec. 2.** NRS 385.34692 is hereby amended to read as follows:

9 385.34692 1. The State Board shall prepare a summary of the  
10 annual report of accountability prepared pursuant to NRS 385.3469  
11 that includes, without limitation, a summary of the following  
12 information for each school district, each charter school and the  
13 State as a whole:

14 (a) Demographic information of pupils, including, without  
15 limitation, the number and percentage of pupils:

16 (1) Who are economically disadvantaged, as defined by the  
17 State Board;

18 (2) Who are from major racial or ethnic groups, as defined  
19 by the State Board;

20 (3) With disabilities;

21 (4) Who are limited English proficient; and

22 (5) Who are migratory children, as defined by the State  
23 Board;

24 (b) The average daily attendance of pupils, reported separately  
25 for the groups identified in paragraph (a);

26 (c) The transiency rate of pupils;

27 (d) The percentage of pupils who are habitual truants;

28 (e) The percentage of pupils who are deemed habitual  
29 disciplinary problems pursuant to NRS 392.4655;

30 (f) The number of incidents resulting in suspension or expulsion  
31 for:

32 (1) Violence to other pupils or to school personnel;

33 (2) Possession of a weapon;

34 (3) Distribution of a controlled substance;

35 (4) Possession or use of a controlled substance; ~~and~~

36 (5) Possession or use of alcohol; *and*

37 *(6) Bullying, cyber-bullying, harassment or intimidation;*

38 (g) For kindergarten through grade 8, the number and  
39 percentage of pupils who are retained in the same grade;

40 (h) For grades 9 to 12, inclusive, the number and percentage of  
41 pupils who are deficient in the number of credits required for  
42 promotion to the next grade or graduation from high school;

43 (i) The pupil-teacher ratio for kindergarten and grades 1 to 8,  
44 inclusive;



- 1 (j) The average class size for the subject area of mathematics,  
2 English, science and social studies in schools where pupils rotate to  
3 different teachers for different subjects;
- 4 (k) The number and percentage of pupils who graduated from  
5 high school;
- 6 (l) The number and percentage of pupils who received a:  
7 (1) Standard diploma;  
8 (2) Adult diploma;  
9 (3) Adjusted diploma; and  
10 (4) Certificate of attendance;
- 11 (m) The number and percentage of pupils who graduated from  
12 high school and enrolled in remedial courses at the Nevada System  
13 of Higher Education;
- 14 (n) Per pupil expenditures;
- 15 (o) Information on the professional qualifications of teachers;
- 16 (p) The average daily attendance of teachers and licensure  
17 information;
- 18 (q) Information on the adequate yearly progress of the schools  
19 and school districts;
- 20 (r) Pupil achievement based upon the:  
21 (1) Examinations administered pursuant to NRS 389.550,  
22 including, without limitation, whether public schools have made  
23 progress based upon the model adopted by the Department pursuant  
24 to NRS 385.3595; and  
25 (2) High school proficiency examination;
- 26 (s) To the extent practicable, pupil achievement based upon the  
27 examinations administered pursuant to NRS 389.015 for grades 4, 7  
28 and 10; and
- 29 (t) Other information required by the Superintendent of Public  
30 Instruction in consultation with the Bureau.
- 31 2. The summary prepared pursuant to subsection 1 must:
- 32 (a) Comply with 20 U.S.C. § 6311(h)(1) and the regulations  
33 adopted pursuant thereto;
- 34 (b) Be prepared in a concise manner; and
- 35 (c) Be presented in an understandable and uniform format and,  
36 to the extent practicable, provided in a language that parents will  
37 likely understand.
- 38 3. On or before September 7 of each year, the State Board  
39 shall:
- 40 (a) Provide for public dissemination of the summary prepared  
41 pursuant to subsection 1 by posting the summary on the Internet  
42 website maintained by the Department; and
- 43 (b) Submit a copy of the summary in an electronic format to the:  
44 (1) Governor;  
45 (2) Committee;



- 1 (3) Bureau;
- 2 (4) Board of Regents of the University of Nevada;
- 3 (5) Board of trustees of each school district; and
- 4 (6) Governing body of each charter school.

5 4. The board of trustees of each school district and the  
6 governing body of each charter school shall ensure that the parents  
7 and guardians of pupils enrolled in the school district or charter  
8 school, as applicable, have sufficient information concerning the  
9 availability of the summary prepared by the State Board pursuant to  
10 subsection 1, including, without limitation, information that  
11 describes how to access the summary on the Internet website  
12 maintained by the Department. Upon the request of a parent or  
13 guardian of a pupil, the Department shall provide the parent or  
14 guardian with a written copy of the summary.

15 5. The Department shall, in consultation with the Bureau and  
16 the school districts, prescribe a form for the summary required by  
17 this section.

18 **6. *As used in this section:***

19 (a) *“Bullying” has the meaning ascribed to it in NRS 388.122.*

20 (b) *“Cyber-bullying” has the meaning ascribed to it in*  
21 *NRS 388.123.*

22 (c) *“Harassment” has the meaning ascribed to it in*  
23 *NRS 388.125.*

24 (d) *“Intimidation” has the meaning ascribed to it in*  
25 *NRS 388.129.*

26 **Sec. 3.** NRS 385.347 is hereby amended to read as follows:

27 385.347 1. The board of trustees of each school district in  
28 this State, in cooperation with associations recognized by the State  
29 Board as representing licensed educational personnel in the district,  
30 shall adopt a program providing for the accountability of the school  
31 district to the residents of the district and to the State Board for the  
32 quality of the schools and the educational achievement of the pupils  
33 in the district, including, without limitation, pupils enrolled in  
34 charter schools in the school district. The board of trustees of each  
35 school district shall report the information required by subsection 2  
36 for each charter school that is located within the school district,  
37 regardless of the sponsor of the charter school. The information for  
38 charter schools must be reported separately and must denote the  
39 charter schools sponsored by the school district, the charter schools  
40 sponsored by the State Board and the charter schools sponsored by a  
41 college or university within the Nevada System of Higher  
42 Education.

43 2. The board of trustees of each school district shall, on or  
44 before August 15 of each year, prepare an annual report of  
45 accountability concerning:



- 1 (a) The educational goals and objectives of the school district.
- 2 (b) Pupil achievement for each school in the district and the  
3 district as a whole, including, without limitation, each charter school  
4 in the district. The board of trustees of the district shall base its  
5 report on the results of the examinations administered pursuant to  
6 NRS 389.015 and 389.550 and shall compare the results of those  
7 examinations for the current school year with those of previous  
8 school years. The report must include, for each school in the district,  
9 including, without limitation, each charter school in the district, and  
10 each grade in which the examinations were administered:
- 11 (1) The number of pupils who took the examinations.
- 12 (2) A record of attendance for the period in which the  
13 examinations were administered, including an explanation of any  
14 difference in the number of pupils who took the examinations and  
15 the number of pupils who are enrolled in the school.
- 16 (3) Except as otherwise provided in this paragraph, pupil  
17 achievement, reported separately by gender and reported separately  
18 for the following groups of pupils:
- 19 (I) Pupils who are economically disadvantaged, as  
20 defined by the State Board;
- 21 (II) Pupils from major racial and ethnic groups, as defined  
22 by the State Board;
- 23 (III) Pupils with disabilities;
- 24 (IV) Pupils who are limited English proficient; and
- 25 (V) Pupils who are migratory children, as defined by the  
26 State Board.
- 27 (4) A comparison of the achievement of pupils in each group  
28 identified in paragraph (b) of subsection 1 of NRS 385.361 with the  
29 annual measurable objectives of the State Board.
- 30 (5) The percentage of pupils who were not tested.
- 31 (6) Except as otherwise provided in this paragraph, the  
32 percentage of pupils who were not tested, reported separately by  
33 gender and reported separately for the groups identified in  
34 subparagraph (3).
- 35 (7) The most recent 3-year trend in pupil achievement in  
36 each subject area tested and each grade level tested pursuant to NRS  
37 389.015 and 389.550, which may include information regarding the  
38 trend in the achievement of pupils for more than 3 years, if such  
39 information is available.
- 40 (8) Information that compares the results of pupils in the  
41 school district, including, without limitation, pupils enrolled in  
42 charter schools in the district, with the results of pupils throughout  
43 this State. The information required by this subparagraph must be  
44 provided in consultation with the Department to ensure the accuracy  
45 of the comparison.



1 (9) For each school in the district, including, without  
2 limitation, each charter school in the district, information that  
3 compares the results of pupils in the school with the results of pupils  
4 throughout the school district and throughout this State. The  
5 information required by this subparagraph must be provided in  
6 consultation with the Department to ensure the accuracy of the  
7 comparison.

8 (10) Information on whether each school in the district,  
9 including, without limitation, each charter school in the district, has  
10 made progress based upon the model adopted by the Department  
11 pursuant to NRS 385.3595.

12 ↪ A separate reporting for a group of pupils must not be made  
13 pursuant to this paragraph if the number of pupils in that group is  
14 insufficient to yield statistically reliable information or the results  
15 would reveal personally identifiable information about an individual  
16 pupil. The State Board shall prescribe the mechanism for  
17 determining the minimum number of pupils that must be in a group  
18 for that group to yield statistically reliable information.

19 (c) The ratio of pupils to teachers in kindergarten and at each  
20 grade level for each elementary school in the district and the district  
21 as a whole, including, without limitation, each charter school in the  
22 district, and the average class size for each core academic subject, as  
23 set forth in NRS 389.018, for each secondary school in the district  
24 and the district as a whole, including, without limitation, each  
25 charter school in the district.

26 (d) Information on the professional qualifications of teachers  
27 employed by each school in the district and the district as a whole,  
28 including, without limitation, each charter school in the district. The  
29 information must include, without limitation:

30 (1) The percentage of teachers who are:

31 (I) Providing instruction pursuant to NRS 391.125;

32 (II) Providing instruction pursuant to a waiver of the  
33 requirements for licensure for the grade level or subject area in  
34 which the teachers are employed; or

35 (III) Otherwise providing instruction without an  
36 endorsement for the subject area in which the teachers are  
37 employed;

38 (2) The percentage of classes in the core academic subjects,  
39 as set forth in NRS 389.018, that are not taught by highly qualified  
40 teachers;

41 (3) The percentage of classes in the core academic subjects,  
42 as set forth in NRS 389.018, that are not taught by highly qualified  
43 teachers, in the aggregate and disaggregated by high-poverty  
44 compared to low-poverty schools, which for the purposes of this



1 subparagraph means schools in the top quartile of poverty and the  
2 bottom quartile of poverty in this State;

3 (4) For each middle school, junior high school and high  
4 school:

5 (I) ~~{On and after July 1, 2005, the}~~ *The* number of  
6 persons employed as substitute teachers for 20 consecutive days or  
7 more in the same classroom or assignment, designated as long-term  
8 substitute teachers, including the total number of days long-term  
9 substitute teachers were employed at each school, identified by  
10 grade level and subject area; and

11 (II) ~~{On and after July 1, 2006, the}~~ *The* number of  
12 persons employed as substitute teachers for less than 20 consecutive  
13 days, designated as short-term substitute teachers, including the total  
14 number of days short-term substitute teachers were employed at  
15 each school, identified by grade level and subject area; and

16 (5) For each elementary school:

17 (I) ~~{On and after July 1, 2005, the}~~ *The* number of  
18 persons employed as substitute teachers for 20 consecutive days or  
19 more in the same classroom or assignment, designated as long-term  
20 substitute teachers, including the total number of days long-term  
21 substitute teachers were employed at each school, identified by  
22 grade level; and

23 (II) ~~{On and after July 1, 2006, the}~~ *The* number of  
24 persons employed as substitute teachers for less than 20 consecutive  
25 days, designated as short-term substitute teachers, including the total  
26 number of days short-term substitute teachers were employed at  
27 each school, identified by grade level.

28 (e) The total expenditure per pupil for each school in the district  
29 and the district as a whole, including, without limitation, each  
30 charter school in the district. If this State has a financial analysis  
31 program that is designed to track educational expenditures and  
32 revenues to individual schools, each school district shall use that  
33 statewide program in complying with this paragraph. If a statewide  
34 program is not available, each school district shall use its own  
35 financial analysis program in complying with this paragraph.

36 (f) The curriculum used by the school district, including:

37 (1) Any special programs for pupils at an individual school;  
38 and

39 (2) The curriculum used by each charter school in the  
40 district.

41 (g) Records of the attendance and truancy of pupils in all grades,  
42 including, without limitation:

43 (1) The average daily attendance of pupils, for each school in  
44 the district and the district as a whole, including, without limitation,  
45 each charter school in the district.





1 (2) For each elementary school, middle school and junior  
2 high school in the district, including, without limitation, each charter  
3 school in the district that provides instruction to pupils enrolled in a  
4 grade level other than high school, information that compares the  
5 attendance of the pupils enrolled in the school with the attendance of  
6 pupils throughout the district and throughout this State. The  
7 information required by this subparagraph must be provided in  
8 consultation with the Department to ensure the accuracy of the  
9 comparison.

10 (h) The annual rate of pupils who drop out of school in grade 8  
11 and a separate reporting of the annual rate of pupils who drop out of  
12 school in grades 9 to 12, inclusive, for each such grade, for each  
13 school in the district and for the district as a whole. The reporting  
14 for pupils in grades 9 to 12, inclusive, excludes pupils who:

15 (1) Provide proof to the school district of successful  
16 completion of the examinations of general educational development.

17 (2) Are enrolled in courses that are approved by the  
18 Department as meeting the requirements for an adult standard  
19 diploma.

20 (3) Withdraw from school to attend another school.

21 (i) Records of attendance of teachers who provide instruction,  
22 for each school in the district and the district as a whole, including,  
23 without limitation, each charter school in the district.

24 (j) Efforts made by the school district and by each school in the  
25 district, including, without limitation, each charter school in the  
26 district, to increase:

27 (1) Communication with the parents of pupils in the district;  
28 and

29 (2) The participation of parents in the educational process  
30 and activities relating to the school district and each school,  
31 including, without limitation, the existence of parent organizations  
32 and school advisory committees.

33 (k) Records of incidents involving weapons or violence for each  
34 school in the district, including, without limitation, each charter  
35 school in the district.

36 (l) Records of incidents involving the use or possession of  
37 alcoholic beverages or controlled substances for each school in the  
38 district, including, without limitation, each charter school in the  
39 district.

40 (m) Records of the suspension and expulsion of pupils required  
41 or authorized pursuant to NRS 392.466 and 392.467.

42 (n) The number of pupils who are deemed habitual disciplinary  
43 problems pursuant to NRS 392.4655, for each school in the district  
44 and the district as a whole, including, without limitation, each  
45 charter school in the district.



1 (o) The number of pupils in each grade who are retained in the  
2 same grade pursuant to NRS 392.033 or 392.125, for each school in  
3 the district and the district as a whole, including, without limitation,  
4 each charter school in the district.

5 (p) The transiency rate of pupils for each school in the district  
6 and the district as a whole, including, without limitation, each  
7 charter school in the district. For the purposes of this paragraph, a  
8 pupil is not transient if the pupil is transferred to a different school  
9 within the school district as a result of a change in the zone of  
10 attendance by the board of trustees of the school district pursuant to  
11 NRS 388.040.

12 (q) Each source of funding for the school district.

13 (r) A compilation of the programs of remedial study that are  
14 purchased in whole or in part with money received from this State,  
15 for each school in the district and the district as a whole, including,  
16 without limitation, each charter school sponsored by the district. The  
17 compilation must include:

18 (1) The amount and sources of money received for programs  
19 of remedial study for each school in the district and the district as a  
20 whole, including, without limitation, each charter school in the  
21 district.

22 (2) An identification of each program of remedial study,  
23 listed by subject area.

24 (s) For each high school in the district, including, without  
25 limitation, each charter school in the district, the percentage of  
26 pupils who graduated from that high school or charter school in the  
27 immediately preceding year and enrolled in remedial courses in  
28 reading, writing or mathematics at a university, state college or  
29 community college within the Nevada System of Higher Education.

30 (t) The technological facilities and equipment available at each  
31 school, including, without limitation, each charter school, and the  
32 district's plan to incorporate educational technology at each school.

33 (u) For each school in the district and the district as a whole,  
34 including, without limitation, each charter school in the district, the  
35 number and percentage of pupils who received:

36 (1) A standard high school diploma, reported separately for  
37 pupils who received the diploma pursuant to:

38 (I) Paragraph (a) of subsection 1 of NRS 389.805; and

39 (II) Paragraph (b) of subsection 1 of NRS 389.805.

40 (2) An adjusted diploma.

41 (3) A certificate of attendance.

42 (v) For each school in the district and the district as a whole,  
43 including, without limitation, each charter school in the district, the  
44 number and percentage of pupils who failed to pass the high school  
45 proficiency examination.



1 (w) The number of habitual truants who are reported to a school  
2 police officer or law enforcement agency pursuant to paragraph (a)  
3 of subsection 2 of NRS 392.144 and the number of habitual truants  
4 who are referred to an advisory board to review school attendance  
5 pursuant to paragraph (b) of subsection 2 of NRS 392.144, for each  
6 school in the district and for the district as a whole.

7 (x) The amount and sources of money received for the training  
8 and professional development of teachers and other educational  
9 personnel for each school in the district and for the district as a  
10 whole, including, without limitation, each charter school in the  
11 district.

12 (y) Whether the school district has made adequate yearly  
13 progress. If the school district has been designated as demonstrating  
14 need for improvement pursuant to NRS 385.377, the report must  
15 include a statement indicating the number of consecutive years the  
16 school district has carried that designation.

17 (z) Information on whether each public school in the district,  
18 including, without limitation, each charter school in the district, has  
19 made adequate yearly progress, including, without limitation:

20 (1) The number and percentage of schools in the district, if  
21 any, that have been designated as needing improvement pursuant to  
22 NRS 385.3623; and

23 (2) The name of each school, if any, in the district that has  
24 been designated as needing improvement pursuant to NRS 385.3623  
25 and the number of consecutive years that the school has carried that  
26 designation.

27 (aa) Information on the paraprofessionals employed by each  
28 public school in the district, including, without limitation, each  
29 charter school in the district. The information must include:

30 (1) The number of paraprofessionals employed at the school;  
31 and

32 (2) The number and percentage of all paraprofessionals who  
33 do not satisfy the qualifications set forth in 20 U.S.C. § 6319(c). The  
34 reporting requirements of this subparagraph apply to  
35 paraprofessionals who are employed in positions supported with  
36 Title I money and to paraprofessionals who are not employed in  
37 positions supported with Title I money.

38 (bb) For each high school in the district, including, without  
39 limitation, each charter school that operates as a high school,  
40 information that provides a comparison of the rate of graduation of  
41 pupils enrolled in the high school with the rate of graduation of  
42 pupils throughout the district and throughout this State. The  
43 information required by this paragraph must be provided in  
44 consultation with the Department to ensure the accuracy of the  
45 comparison.



1 (cc) An identification of the appropriations made by the  
2 Legislature that are available to the school district or the schools  
3 within the district and programs approved by the Legislature to  
4 improve the academic achievement of pupils.

5 (dd) For each school in the district and the district as a whole,  
6 including, without limitation, each charter school in the district,  
7 information on pupils enrolled in career and technical education,  
8 including, without limitation:

9 (1) The number of pupils enrolled in a course of career and  
10 technical education;

11 (2) The number of pupils who completed a course of career  
12 and technical education;

13 (3) The average daily attendance of pupils who are enrolled  
14 in a program of career and technical education;

15 (4) The annual rate of pupils who dropped out of school and  
16 were enrolled in a program of career and technical education before  
17 dropping out;

18 (5) The number and percentage of pupils who completed a  
19 program of career and technical education and who received a  
20 standard high school diploma, an adjusted diploma or a certificate of  
21 attendance; and

22 (6) The number and percentage of pupils who completed a  
23 program of career and technical education and who did not receive a  
24 high school diploma because the pupils failed to pass the high  
25 school proficiency examination.

26 (ee) *The number of reported violations of NRS 388.135 and a*  
27 *description of each violation, for each school in the district and*  
28 *the district as a whole, including, without limitation, each charter*  
29 *school in the district.*

30 (ff) Such other information as is directed by the Superintendent  
31 of Public Instruction.

32 3. The records of attendance maintained by a school for  
33 purposes of paragraph (i) of subsection 2 must include the number  
34 of teachers who are in attendance at school and the number of  
35 teachers who are absent from school. A teacher shall be deemed in  
36 attendance if the teacher is excused from being present in the  
37 classroom by the school in which the teacher is employed for one of  
38 the following reasons:

39 (a) Acquisition of knowledge or skills relating to the  
40 professional development of the teacher; or

41 (b) Assignment of the teacher to perform duties for cocurricular  
42 or extracurricular activities of pupils.

43 4. The annual report of accountability prepared pursuant to  
44 subsection 2 must:



1 (a) Comply with 20 U.S.C. § 6311(h)(2) and the regulations  
2 adopted pursuant thereto; and

3 (b) Be presented in an understandable and uniform format and,  
4 to the extent practicable, provided in a language that parents can  
5 understand.

6 5. The Superintendent of Public Instruction shall:

7 (a) Prescribe forms for the reports required pursuant to  
8 subsection 2 and provide the forms to the respective school districts.

9 (b) Provide statistical information and technical assistance to the  
10 school districts to ensure that the reports provide comparable  
11 information with respect to each school in each district and among  
12 the districts throughout this State.

13 (c) Consult with a representative of the:

- 14 (1) Nevada State Education Association;  
15 (2) Nevada Association of School Boards;  
16 (3) Nevada Association of School Administrators;  
17 (4) Nevada Parent Teacher Association;  
18 (5) Budget Division of the Department of Administration;

19 and

20 (6) Legislative Counsel Bureau,

21 → concerning the program and consider any advice or  
22 recommendations submitted by the representatives with respect to  
23 the program.

24 6. The Superintendent of Public Instruction may consult with  
25 representatives of parent groups other than the Nevada Parent  
26 Teacher Association concerning the program and consider any  
27 advice or recommendations submitted by the representatives with  
28 respect to the program.

29 7. On or before August 15 of each year, the board of trustees of  
30 each school district shall submit to each advisory board to review  
31 school attendance created in the county pursuant to NRS 392.126  
32 the information required in paragraph (g) of subsection 2.

33 8. On or before August 15 of each year, the board of trustees of  
34 each school district shall:

35 (a) Provide written notice that the report required pursuant to  
36 subsection 2 is available on the Internet website maintained by  
37 the school district, if any, or otherwise provide written notice of the  
38 availability of the report. The written notice must be provided to the:

- 39 (1) Governor;  
40 (2) State Board;  
41 (3) Department;  
42 (4) Committee; and  
43 (5) Bureau.

44 (b) Provide for public dissemination of the annual report of  
45 accountability prepared pursuant to subsection 2 in the manner set



1 forth in 20 U.S.C. § 6311(h)(2)(E) by posting a copy of the report  
2 on the Internet website maintained by the school district, if any. If a  
3 school district does not maintain a website, the district shall  
4 otherwise provide for public dissemination of the annual report by  
5 providing a copy of the report to the schools in the school district,  
6 including, without limitation, each charter school in the district, the  
7 residents of the district, and the parents and guardians of pupils  
8 enrolled in schools in the district, including, without limitation, each  
9 charter school in the district.

10 9. Upon the request of the Governor, an entity described in  
11 paragraph (a) of subsection 8 or a member of the general public, the  
12 board of trustees of a school district shall provide a portion or  
13 portions of the report required pursuant to subsection 2.

14 10. As used in this section:

15 (a) "Highly qualified" has the meaning ascribed to it in 20  
16 U.S.C. § 7801(23).

17 (b) "Paraprofessional" has the meaning ascribed to it in  
18 NRS 391.008.

19 **Sec. 4.** Chapter 388 of NRS is hereby amended by adding  
20 thereto the provisions set forth as sections 5 to 18, inclusive, of this  
21 act.

22 **Sec. 5.** *"Anti-bullying school district coordinator" means the*  
23 *person appointed by the board of trustees of each school district*  
24 *pursuant to section 10 of this act.*

25 **Sec. 6.** *"Anti-bullying school specialist" means the person*  
26 *appointed by the principal of each public school pursuant to*  
27 *section 11 of this act.*

28 **Sec. 7. 1.** *The Department, in consultation with persons*  
29 *who possess knowledge and expertise in bullying, cyber-bullying,*  
30 *harassment and intimidation in public schools, shall develop an*  
31 *informational pamphlet to assist pupils and the parents or legal*  
32 *guardians of pupils enrolled in the public schools in this State in*  
33 *resolving incidents of bullying, cyber-bullying, harassment or*  
34 *intimidation. The pamphlet must include, without limitation:*

35 (a) *A summary of the policy prescribed by the Department*  
36 *pursuant to NRS 388.133 and the provisions of NRS 388.121 to*  
37 *388.139, inclusive, and sections 5 to 18, inclusive, of this act;*

38 (b) *A description of practices which have proven effective in*  
39 *preventing and resolving violations of NRS 388.135 in schools,*  
40 *which must include, without limitation, methods to identify and*  
41 *assist pupils who are at risk for bullying, cyber-bullying,*  
42 *harassment or intimidation; and*

43 (c) *An explanation that the parent or legal guardian of a pupil*  
44 *who is involved in a reported violation of NRS 388.135 may*  
45 *request an appeal of a decision of:*



1           (1) *The superintendent of schools of a school district*  
2 *concerning a violation of NRS 388.135 to the board of trustees of*  
3 *the school district pursuant to section 15 of this act; and*

4           (2) *The board of trustees of a school district to the State*  
5 *Board pursuant to section 16 of this act.*

6           2. *The Department shall review the pamphlet on an annual*  
7 *basis and make such revisions to the pamphlet as the Department*  
8 *determines are necessary to ensure the pamphlet contains current*  
9 *information.*

10          3. *The Department shall post a copy of the pamphlet on the*  
11 *Internet website maintained by the Department.*

12          4. *To extent the money is available, the Department shall*  
13 *develop a tutorial which must be made available on the Internet*  
14 *website maintained by the Department that includes, without*  
15 *limitation, the information contained in the pamphlet developed*  
16 *pursuant to subsection 1.*

17          **Sec. 8. 1.** *The Department, in consultation with persons*  
18 *who possess knowledge and expertise in bullying, cyber-bullying,*  
19 *harassment and intimidation in public schools, shall:*

20           (a) *Establish a program of training on methods to prevent,*  
21 *identify and report incidences of bullying, cyber-bullying,*  
22 *harassment and intimidation in public schools for members of the*  
23 *State Board.*

24           (b) *Establish a program of training on methods to prevent,*  
25 *identify and report incidences of bullying, cyber-bullying,*  
26 *harassment and intimidation in public schools for members of the*  
27 *boards of trustees of school districts.*

28           (c) *Establish a program of training for the persons appointed*  
29 *as anti-bullying school specialists and anti-bullying school district*  
30 *coordinators to assist those persons with carrying out their powers*  
31 *and duties pursuant to NRS 388.121 to 388.139, inclusive, and*  
32 *sections 5 to 18, inclusive, of this act.*

33          2. *Each member of the State Board shall, within 1 year after*  
34 *the member is elected or appointed to the State Board, complete*  
35 *the program of training on bullying, cyber-bullying, harassment*  
36 *and intimidation in public schools established pursuant to*  
37 *paragraph (a) of subsection 1 and undergo the training at least*  
38 *one additional time while the person is a member of the State*  
39 *Board.*

40          3. *Each member of a board of trustees of a school district*  
41 *shall, within 1 year after the member is elected or appointed to the*  
42 *board of trustees, complete the program of training on bullying,*  
43 *cyber-bullying, harassment and intimidation in public schools*  
44 *established pursuant to paragraph (b) of subsection 1 and undergo*



1 *the training at least one additional time while the person is a*  
2 *member of the board of trustees.*

3 *4. Each anti-bullying school specialist and anti-bullying*  
4 *school district coordinator shall complete the program of training*  
5 *established pursuant to paragraph (c) of subsection 1 before*  
6 *commencing his or her duties in that position.*

7 *5. Each program of training established pursuant to*  
8 *subsection 1 must, to the extent money is available, be made*  
9 *available on the Internet website maintained by the Department or*  
10 *through another provider on the Internet.*

11 *6. The board of trustees of a school district shall allow a*  
12 *person appointed as an anti-bullying school specialist or an anti-*  
13 *bullying school district coordinator to attend the program*  
14 *established pursuant to paragraph (c) of subsection 1 during*  
15 *regular school hours.*

16 *7. The Department shall review each program of training*  
17 *established pursuant to subsection 1 on an annual basis to ensure*  
18 *that the program contains current information concerning the*  
19 *prevention of bullying, cyber-bullying, harassment and*  
20 *intimidation.*

21 **Sec. 9. 1.** *The Bullying Prevention Fund is hereby created*  
22 *in the State General Fund, to be administered by the*  
23 *Superintendent of Public Instruction. The Superintendent of*  
24 *Public Instruction may accept gifts and grants from any source for*  
25 *deposit into the Fund. The interest and income earned on the*  
26 *money in the Fund must be credited to the Fund.*

27 *2. In accordance with the regulations adopted by the State*  
28 *Board pursuant to section 18 of this act, a school district that*  
29 *applies for and receives a grant of money from the Bullying*  
30 *Prevention Fund shall use the money for one or more of the*  
31 *following purposes:*

32 *(a) The establishment of programs to create a school*  
33 *environment that is free from bullying, cyber-bullying, harassment*  
34 *and intimidation;*

35 *(b) The provision of training on the policies adopted by the*  
36 *school district pursuant to NRS 388.134 and the provisions of*  
37 *NRS 388.121 to 388.139, inclusive, and sections 5 to 18, inclusive,*  
38 *of this act; or*

39 *(c) The development and implementation of procedures by*  
40 *which the public schools of the school district and the pupils*  
41 *enrolled in those schools can discuss the policies adopted pursuant*  
42 *to NRS 388.134 and the provisions of NRS 388.121 to 388.139,*  
43 *inclusive, and sections 5 to 18, inclusive, of this act.*





1       **Sec. 10. 1.** *The board of trustees of each school district*  
2 *shall appoint an employee of the school district to serve as the*  
3 *anti-bullying school district coordinator.*

4       **2.** *The anti-bullying school district coordinator shall:*

5       **(a)** *Coordinate and improve the policies adopted by the school*  
6 *district pursuant to NRS 388.134 to prevent, identify and address*  
7 *reported violations of NRS 388.135 in the public schools within*  
8 *the school district;*

9       **(b)** *Collaborate with each anti-bullying school specialist in the*  
10 *school district, the board of trustees of the school district, the*  
11 *superintendent of schools of the school district and the school*  
12 *safety team to prevent, identify and address reported violations of*  
13 *NRS 388.135;*

14       **(c)** *Assist the principals and anti-bullying school specialists at*  
15 *the public schools within the school district with investigations of*  
16 *reported violations of NRS 388.135 which are conducted pursuant*  
17 *to section 14 of this act;*

18       **(d)** *Assist the board of trustees of the school district with*  
19 *investigations which are necessary to prepare for hearings held*  
20 *pursuant to section 15 of this act;*

21       **(e)** *In consultation with the superintendent of schools of the*  
22 *school district, provide data to the Department regarding reported*  
23 *violations of NRS 388.135 in the public schools within the school*  
24 *district;*

25       **(f)** *Perform any other duties required by the board of trustees*  
26 *of the school district regarding bullying, cyber-bullying,*  
27 *harassment and intimidation in the public schools within the*  
28 *school district; and*

29       **(g)** *Meet with each anti-bullying school specialist within the*  
30 *school district at least two times each year to discuss and*  
31 *strengthen the policies adopted by the school district pursuant to*  
32 *NRS 388.134 to prevent, identify and address bullying, cyber-*  
33 *bullying, harassment and intimidation in the public schools within*  
34 *the school district.*

35       **Sec. 11. 1.** *The principal of each public school shall*  
36 *appoint a school counselor, school psychologist or other person*  
37 *who is similarly qualified and who is currently employed at the*  
38 *school to serve as the anti-bullying school specialist. If the public*  
39 *school does not currently employ a school counselor, school*  
40 *psychologist or other person who is similarly qualified, the*  
41 *principal shall appoint another school employee to serve as the*  
42 *anti-bullying school specialist.*

43       **2.** *The anti-bullying school specialist shall:*

44       **(a)** *Serve as the chair of the school safety team established*  
45 *pursuant to section 12 of this act;*



1       (b) Conduct investigations of violations of NRS 388.135  
2       occurring at the school; and

3       (c) Collaborate with the anti-bullying school district  
4       coordinator and the school safety team to prevent, identify and  
5       address reported violations of NRS 388.135 at the school.

6       **Sec. 12.** 1. Each public school shall establish a school  
7       safety team to develop, foster and maintain a school environment  
8       which is free from bullying, cyber-bullying, harassment and  
9       intimidation. The school safety team must consist of the principal  
10      or his or her designee and the following persons appointed by the  
11      principal:

12      (a) The anti-bullying school specialist;

13      (b) At least one teacher who teaches at the school;

14      (c) At least one parent or legal guardian of a pupil enrolled in  
15      the school; and

16      (d) Any other persons appointed by the principal.

17      2. The anti-bullying school specialist shall serve as the chair  
18      of the school safety team.

19      3. The school safety team shall:

20      (a) Meet at least two times each year;

21      (b) Review any reported violations of NRS 388.135 occurring  
22      at the school or otherwise involving a pupil enrolled in the school;

23      (c) Review any reports of the results of investigations  
24      conducted into reported violations of NRS 388.135 occurring at  
25      the school or otherwise involving a pupil enrolled in the school;

26      (d) Identify and address patterns of bullying, cyber-bullying,  
27      harassment or intimidation at the school;

28      (e) Review and strengthen school policies to prevent and  
29      address bullying, cyber-bullying, harassment or intimidation;

30      (f) Provide information to school personnel, pupils enrolled in  
31      the school and parents and legal guardians of pupils enrolled in  
32      the school on methods to address bullying, cyber-bullying,  
33      harassment and intimidation;

34      (g) Participate in any training conducted by the school district  
35      regarding bullying, cyber-bullying, harassment and intimidation;

36      (h) Collaborate with the anti-bullying school district  
37      coordinator and the anti-bullying school specialist to collect data  
38      and develop policies to prevent and address bullying, cyber-  
39      bullying, harassment and intimidation in the public schools; and

40      (i) Perform any other duties related to bullying, cyber-bullying,  
41      harassment and intimidation at the request of the principal or the  
42      anti-bullying school district coordinator.

43      4. A school safety team shall maintain the confidentiality of  
44      any information received by the school safety team which contains  
45      personally identifiable information about an individual pupil.



1       **Sec. 13. 1.** *On or before January 1 and June 30 of each*  
2 *year, the principal of each public school shall submit to the board*  
3 *of trustees of the school district and the school safety team*  
4 *established pursuant to section 12 of this act a report on the*  
5 *violations of NRS 388.135 which are reported during the previous*  
6 *school semester. The report must include, without limitation:*

7       *(a) The number of violations of NRS 388.135 occurring at the*  
8 *school or otherwise involving a pupil enrolled at the school which*  
9 *are reported during that period;*

10       *(b) The status of any investigation into reported violations of*  
11 *NRS 388.135 occurring at the school or otherwise involving a*  
12 *pupil enrolled at the school during that period;*

13       *(c) The names and titles, if any, of the persons who are*  
14 *investigating the reported violations of NRS 388.135;*

15       *(d) The result of each investigation into a reported violation of*  
16 *NRS 388.135 and any disciplinary measures which are imposed*  
17 *against a pupil or employee as a result of the investigation; and*

18       *(e) Any other actions taken at the school to reduce the number*  
19 *of incidences of bullying, cyber-bullying, harassment and*  
20 *intimidation, including, without limitation, training that was*  
21 *offered or other policies, practices and programs that were*  
22 *implemented.*

23       2. *The board of trustees of each school district shall review*  
24 *and compile the reports submitted pursuant to subsection 1 and,*  
25 *on or before August 1, submit a compilation of the reports to the*  
26 *Department.*

27       3. *The Department shall review each report submitted*  
28 *pursuant to subsection 2 and assign a grade to each school district*  
29 *and each public school within the school district in accordance*  
30 *with the regulations adopted by the State Board.*

31       4. *A grade assigned to a school district pursuant to subsection*  
32 *3 must be based upon:*

33       *(a) The average of all grades assigned to the public schools*  
34 *within the school district; and*

35       *(b) The ability and progress made by the school district in*  
36 *implementing policies, practices and programs that aid in the*  
37 *prevention of bullying, cyber-bullying, harassment and*  
38 *intimidation in the public schools within the school district.*

39       5. *A grade assigned to a school pursuant to subsection 3 must*  
40 *be based upon the ability and progress made by the school in*  
41 *implementing policies, practices and programs that aid in the*  
42 *prevention of bullying, cyber-bullying, harassment and*  
43 *intimidation at the school.*



1       6. *Not later than 10 days after a grade is assigned to a school*  
2 *district, the board of trustees of the school district shall post on the*  
3 *Internet website maintained by the school district:*

4       (a) *The grade assigned to the school district and each public*  
5 *school within the school district pursuant to this section; and*

6       (b) *The report prepared pursuant to subsection 1.*

7       7. *Each public school shall post the grade assigned to the*  
8 *school pursuant to this section on the Internet website maintained*  
9 *by the school, if any.*

10      8. *Each report prepared and posted pursuant to this section*  
11 *must not disclose any personally identifiable information about an*  
12 *individual pupil.*

13      **Sec. 14.** *1. A teacher or other staff member who witnesses a*  
14 *violation of NRS 388.135 or receives information that a violation*  
15 *of NRS 388.135 has occurred shall:*

16      (a) *Verbally report the violation to the principal the day on*  
17 *which the teacher or other staff member witnessed the violation or*  
18 *received information regarding the occurrence of a violation; and*

19      (b) *Submit a written report of the violation to the principal not*  
20 *later than 2 days after the teacher or other staff member witnessed*  
21 *the violation or received information regarding the occurrence of*  
22 *a violation.*

23      2. *Upon receipt of the notice pursuant to subsection 1 or, if*  
24 *the principal witnesses a violation of NRS 388.135 or receives*  
25 *information of such a violation, the principal shall provide written*  
26 *notice of a reported violation of NRS 388.135 to the parent or*  
27 *legal guardian of each pupil involved, which must include,*  
28 *without limitation, a statement that the principal will be*  
29 *conducting an investigation into the reported violation and that*  
30 *the parent or legal guardian may discuss with the principal or the*  
31 *anti-bullying school specialist any counseling and intervention*  
32 *services that are available to the pupils.*

33      3. *The principal shall initiate an investigation not later than 1*  
34 *day after receiving the written report of the violation. The*  
35 *investigation must:*

36      (a) *Be conducted by the anti-bullying school specialist and any*  
37 *additional school personnel appointed by the principal to assist in*  
38 *the investigation; and*

39      (b) *Be completed within 10 days after the date on which the*  
40 *investigation is initiated.*

41      4. *Upon completion of an investigation, the anti-bullying*  
42 *school specialist shall submit a written report of the results of the*  
43 *investigation to the principal. The anti-bullying school specialist*  
44 *may amend the written report if the anti-bullying school specialist*



1 *receives additional information concerning the violation after the*  
2 *initial report is submitted to the principal.*

3 *5. Upon receipt of the written report submitted pursuant to*  
4 *subsection 4, the principal shall review the written report not later*  
5 *than 5 days after receipt of the report and submit the report to the*  
6 *superintendent of schools of the school district which includes the*  
7 *specific actions that will be taken as a result of the investigation*  
8 *and any recommendations concerning the imposition of*  
9 *disciplinary actions or other measures.*

10 *6. Upon receipt of the written report submitted pursuant to*  
11 *subsection 5, the superintendent of schools of the school district*  
12 *shall:*

13 *(a) Issue a decision in writing to affirm, reject or modify the*  
14 *recommendations of the principal contained in the written report;*  
15 *and*

16 *(b) Provide written notice of the results of the investigation to*  
17 *the board of trustees of the school district and to the parent or*  
18 *legal guardian of each pupil involved in the reported violation of*  
19 *NRS 388.135, which must include, without limitation, the specific*  
20 *actions that will be taken as a result of the investigation.*

21 *7. The parent or legal guardian of a pupil involved in the*  
22 *reported violation of NRS 388.135 may appeal the decision of the*  
23 *superintendent of schools to the board of trustees of the school*  
24 *district pursuant to section 15 of this act.*

25 **Sec. 15.** *1. Upon receipt of the written notice provided*  
26 *pursuant to subsection 6 of section 14 of this act, the parent or*  
27 *legal guardian of a pupil involved in a reported violation of NRS*  
28 *388.135 may request a hearing on the matter by the board of*  
29 *trustees of the school district in accordance with the procedure*  
30 *prescribed pursuant to subsection 6.*

31 *2. The anti-bullying school district coordinator shall assist*  
32 *the board of trustees of the school district with any investigation*  
33 *that is necessary to prepare for a hearing conducted pursuant to*  
34 *this section. In conducting the investigation, the anti-bullying*  
35 *school district coordinator may request the assistance of the anti-*  
36 *bullying school specialist assigned for the school at which the*  
37 *reported violation occurred.*

38 *3. The board of trustees of the school district shall hold the*  
39 *hearing not later than 45 days after receipt of the request. The*  
40 *provisions of chapter 241 of NRS do not apply to a hearing*  
41 *conducted pursuant to this section. Such hearings must be closed*  
42 *to the public. Upon completion of the hearing, the board of*  
43 *trustees shall issue a decision in writing to affirm, reject or modify*  
44 *the recommendations of the superintendent of schools of the*  
45 *school district contained in the written report.*



1     **4. The board of trustees of a school district shall submit a**  
2 **report of the results of the hearing and the board's decision to the:**

3     **(a) The Department;**

4     **(b) Principal of each school in which the pupils involved in the**  
5 **reported violation of NRS 388.135 are enrolled; and**

6     **(c) Parents or legal guardians of the pupils involved in the**  
7 **reported violation of NRS 388.135.**

8     **5. The parent or legal guardian of a pupil involved in the**  
9 **reported violation of NRS 388.135 may appeal the decision of the**  
10 **board of trustees of the school district to the State Board.**

11     **6. The board of trustees of each school district shall:**

12     **(a) Prescribe a procedure for a parent or legal guardian of a**  
13 **pupil involved in a reported violation of NRS 388.135 to request a**  
14 **hearing by the board of trustees pursuant to this section,**  
15 **including, without limitation, the time period within which such a**  
16 **request must be made for timely consideration of the matter; and**

17     **(b) Provide a link to the procedure on its Internet website**  
18 **where the policy adopted by the school district pursuant to NRS**  
19 **388.134 is posted.**

20     **Sec. 16. 1. If the State Board determines that sufficient**  
21 **grounds exist for an appeal requested by a parent or legal**  
22 **guardian of a decision of the board of trustees of a school district**  
23 **pursuant to section 15 of this act, the State Board shall hold the**  
24 **hearing not later than 45 days after receipt of the request. The**  
25 **provisions of chapter 241 of NRS do not apply to a hearing**  
26 **conducted pursuant to this section. Such hearings must be closed**  
27 **to the public. Upon completion of the hearing, the State Board**  
28 **shall issue a decision in writing to affirm, reject or modify the**  
29 **decision of the board of trustees of the school district.**

30     **2. The State Board shall submit a report of the results of the**  
31 **hearing and its decision to the:**

32     **(a) Board of trustees of the school district whose decision was**  
33 **appealed;**

34     **(b) Principal of each school in which the pupils involved in the**  
35 **reported violation of NRS 388.135 are enrolled; and**

36     **(c) Parents or legal guardians of the pupils involved in the**  
37 **reported violation of NRS 388.135.**

38     **Sec. 17. The board of trustees of each school district, in**  
39 **conjunction with the school police officers of the school district, if**  
40 **any, and the local law enforcement agencies that have jurisdiction**  
41 **over the school district, shall establish a policy for the procedures**  
42 **which must be followed by an employee of the school district when**  
43 **reporting a violation of NRS 388.135 to a school police officer or**  
44 **local law enforcement agency.**

45     **Sec. 18. The State Board shall adopt regulations:**



1 *1. Establishing the process whereby school districts may*  
2 *apply to the State Board for a grant of money from the Bullying*  
3 *Prevention Fund pursuant to section 9 of this act.*

4 *2. Prescribing the procedure for a parent or legal guardian of*  
5 *a pupil involved in a reported violation of NRS 388.135 to request*  
6 *an appeal of a decision of the board of trustees of a school district*  
7 *pursuant to section 16 of this act to the State Board, including,*  
8 *without limitation, the time period within which such a request*  
9 *must be made for timely consideration of the matter.*

10 *3. Prescribing the procedure for complying with the*  
11 *requirements of NRS 388.121 to 388.139, inclusive, and sections 5*  
12 *to 18, inclusive, of this act if a reported violation of NRS 388.135*  
13 *involves pupils enrolled at different schools.*

14 *4. As are necessary to carry out the provisions of NRS*  
15 *388.121 to 388.139, inclusive, and sections 5 to 18, inclusive, of*  
16 *this act.*

17 **Sec. 19.** NRS 388.121 is hereby amended to read as follows:

18 388.121 As used in NRS 388.121 to 388.139, inclusive, *and*  
19 *sections 5 to 18, inclusive, of this act*, unless the context otherwise  
20 requires, the words and terms defined in NRS 388.122 to 388.129,  
21 inclusive, *and sections 5 and 6 of this act* have the meanings  
22 ascribed to them in those sections.

23 **Sec. 20.** NRS 388.122 is hereby amended to read as follows:

24 388.122 "Bullying" means a willful act *which is written,*  
25 *verbal or physical,* or *a* course of conduct on the part of one or more  
26 ~~[pupils]~~ *persons* which is not authorized by law and which exposes  
27 a ~~[pupil]~~ *person one time or* repeatedly and over time to one or  
28 more negative actions which is highly offensive to a reasonable  
29 person and ~~[is]~~ :

30 *1. Is intended to cause ~~[and]~~ or actually causes the ~~[pupil]~~*  
31 *person to suffer harm or serious emotional distress ~~[;]~~;*

32 *2. Places the person in reasonable fear of harm or serious*  
33 *emotional distress; or*

34 *3. Creates an environment which is hostile to a pupil by*  
35 *interfering with the education of the pupil.*

36 **Sec. 21.** NRS 388.125 is hereby amended to read as follows:

37 388.125 "Harassment" means a willful act *which is written,*  
38 *verbal or physical,* or *a* course of conduct that is not otherwise  
39 authorized by law ~~[and is:~~

40 ~~—1. Highly], is highly~~ offensive to a reasonable person ~~[;]~~ and  
41 ~~[2. Intended]~~ :

42 *1. Is intended* to cause ~~[and]~~ *or* actually causes another person  
43 to suffer serious emotional distress ~~[;]~~;

44 *2. Places a person in reasonable fear of harm or serious*  
45 *emotional distress; or*



1       **3. Creates an environment which is hostile to a pupil by**  
2 *interfering with the education of the pupil.*

3       **Sec. 22.** NRS 388.129 is hereby amended to read as follows:

4       388.129 “Intimidation” means a willful act *which is written,*  
5 *verbal or physical,* or a course of conduct that is not otherwise  
6 authorized by law ~~and:~~

7 ~~1. Is,~~ *is* highly offensive to a reasonable person ~~};~~ and

8 ~~{2. Poses} :~~

9       **1. Poses** a threat of immediate harm or actually inflicts harm to  
10 another person or to the property of another person ~~};~~ ;

11       **2. Places a person in reasonable fear of harm or serious**  
12 *emotional distress; or*

13       **3. Creates an environment which is hostile to a pupil by**  
14 *interfering with the education of the pupil.*

15       **Sec. 23.** NRS 388.133 is hereby amended to read as follows:

16       388.133 1. The Department shall, in consultation with the  
17 boards of trustees of school districts, educational personnel, local  
18 associations and organizations of parents whose children are  
19 enrolled in public schools throughout this State, and individual  
20 parents and legal guardians whose children are enrolled in public  
21 schools throughout this State, prescribe by regulation a policy for all  
22 school districts and public schools to provide a safe and respectful  
23 learning environment that is free of bullying, cyber-bullying,  
24 harassment and intimidation.

25       2. The policy must include, without limitation:

26       (a) *The name and contact information for each anti-bullying*  
27 *school district coordinator for each school district.*

28       (b) Requirements and methods for reporting violations of NRS  
29 388.135 ~~}; and~~

30 ~~—(b)} which must:~~

31       **(1) Authorize a pupil to report a violation of NRS 388.135**  
32 *anonymously.*

33       **(2) Set forth the actions that a principal may take against a**  
34 *pupil if the principal determines that a pupil intentionally makes a*  
35 *false report of a violation of NRS 388.135.*

36       **(c) The measures that the principal and anti-bullying school**  
37 *specialist must implement to respond to a reported violation of*  
38 *NRS 388.135, which may include, without limitation, counseling*  
39 *and support services or other programs to reduce bullying, cyber-*  
40 *bullying, harassment or intimidation within the school.*

41       **(d) A policy for use by school districts to train administrators,**  
42 *principals, teachers and all other personnel employed by the board*  
43 *of trustees of a school district. The policy must include, without*  
44 *limitation:*





1 (1) Training in the appropriate methods to facilitate positive  
2 human relations among pupils without the use of bullying, cyber-  
3 bullying, harassment and intimidation so that pupils may realize  
4 their full academic and personal potential;

5 (2) Methods to improve the school environment in a manner  
6 that will facilitate positive human relations among pupils; ~~[and]~~

7 (3) Methods to teach skills to pupils so that the pupils are  
8 able to replace inappropriate behavior with positive behavior ~~[and]~~;

9 (4) *Training in the prevention of suicide, including, without*  
10 *limitation, the relationship between the risk of suicide and a pupil*  
11 *who is bullied, cyber-bullied, harassed or intimidated; and*

12 (5) *Methods to reduce the risk of suicide in pupils.*

13 **Sec. 24.** NRS 388.134 is hereby amended to read as follows:

14 388.134 The board of trustees of each school district shall:

15 1. Adopt the policy prescribed pursuant to NRS 388.133 and  
16 the policy prescribed pursuant to subsection 2 of NRS 389.520. The  
17 board of trustees may adopt an expanded policy for one or both of  
18 the policies if each expanded policy complies with the policy  
19 prescribed pursuant to NRS 388.133 or pursuant to subsection 2 of  
20 NRS 389.520, as applicable.

21 2. Provide for the appropriate training of all administrators,  
22 principals, teachers and all other personnel employed by the board  
23 of trustees in accordance with the policies prescribed pursuant to  
24 NRS 388.133 and pursuant to subsection 2 of NRS 389.520.

25 3. ~~[On or before September 1 of each year, submit a report to~~  
26 ~~the Superintendent of Public Instruction that includes a description~~  
27 ~~of each violation of NRS 388.135 occurring in the immediately~~  
28 ~~preceding school year that resulted in personnel action against an~~  
29 ~~employee or suspension or expulsion of a pupil, if any.] Post the~~  
30 ~~policies adopted pursuant to subsection 1 on the Internet website~~  
31 ~~maintained by the school district, including, without limitation, the~~  
32 ~~name and contact information of the anti-bullying school district~~  
33 ~~coordinator.~~

34 4. *Ensure that the parents and legal guardians of pupils*  
35 *enrolled in the school district have sufficient information*  
36 *concerning the availability of the policies, including, without*  
37 *limitation, information that describes how to access the policies on*  
38 *the Internet website maintained by the school district. Upon the*  
39 *request of a parent or legal guardian, the school district shall*  
40 *provide the parent or legal guardian with a written copy of the*  
41 *policies.*

42 5. *In consultation with the anti-bullying school district*  
43 *coordinator and the anti-bullying school specialists, review the*  
44 *policies adopted pursuant to subsection 1 on an annual basis and*  
45 *update the policies if necessary. If the board of trustees of a school*



1 *district updates the policies, the board of trustees must submit a*  
2 *copy of the updated policies to the Department within 30 days after*  
3 *the update.*

4 **Sec. 25.** NRS 388.1345 is hereby amended to read as follows:

5 388.1345 The Superintendent of Public Instruction shall:

6 1. Compile the reports submitted pursuant to ~~NRS 388.134~~  
7 *section 13 of this act* and prepare a written report of the  
8 compilation.

9 2. On or before October 1 of each year, submit the written  
10 compilation to the Attorney General.

11 **Sec. 26.** NRS 388.139 is hereby amended to read as follows:

12 388.139 Each school district shall include the text of the  
13 provisions of NRS 388.121 to 388.135, inclusive, *and sections 5 to*  
14 *18, inclusive, of this act* and the policies adopted by the board of  
15 trustees of the school district pursuant to NRS 388.134 under the  
16 heading "Bullying, Cyber-Bullying, Harassment and Intimidation Is  
17 Prohibited in Public Schools," within each copy of the rules of  
18 behavior for pupils that the school district provides to pupils  
19 pursuant to NRS 392.463.

20 **Sec. 27.** Chapter 391 of NRS is hereby amended by adding  
21 thereto a new section to read as follows:

22 1. *On or after January 1, 2013, each applicant for an initial*  
23 *license to teach must submit with the application proof of the*  
24 *completion of a course in the prevention of bullying, cyber-*  
25 *bullying, harassment or intimidation in schools.*

26 2. *Except as otherwise provided in subsection 3, a licensed*  
27 *teacher who submits an application for renewal of his or her*  
28 *license to teach on or after January 1, 2013, shall submit with the*  
29 *application proof of the completion of a course in the prevention*  
30 *of bullying, cyber-bullying, harassment or intimidation in schools.*

31 3. *A licensed teacher is not required to submit proof of the*  
32 *completion of a course pursuant to subsection 2 if the teacher has*  
33 *previously completed such a course and filed proof of the*  
34 *completion with the Superintendent of Public Instruction.*

35 4. *The Commission shall adopt regulations that prescribe:*

36 (a) *The required contents of a course in the prevention of*  
37 *bullying, cyber-bullying, harassment or intimidation which must*  
38 *be completed pursuant to this section; and*

39 (b) *The number of credits which must be earned by the*  
40 *applicant or licensed teacher in a course in the prevention of*  
41 *bullying, cyber-bullying, harassment or intimidation.*

42 5. *As used in this section:*

43 (a) *"Bullying" has the meaning ascribed to it in NRS 388.122.*

44 (b) *"Cyber-bullying" has the meaning ascribed to it in*  
45 *NRS 388.123.*



1 (c) *“Harassment” has the meaning ascribed to it in*  
2 *NRS 388.125.*

3 (d) *“Intimidation” has the meaning ascribed to it in*  
4 *NRS 388.129.*

5 **Sec. 28.** NRS 391.312 is hereby amended to read as follows:

6 391.312 1. A teacher may be suspended, dismissed or not  
7 reemployed and an administrator may be demoted, suspended,  
8 dismissed or not reemployed for the following reasons:

9 (a) Inefficiency;

10 (b) Immorality;

11 (c) Unprofessional conduct;

12 (d) Insubordination;

13 (e) Neglect of duty;

14 (f) Physical or mental incapacity;

15 (g) A justifiable decrease in the number of positions due to  
16 decreased enrollment or district reorganization;

17 (h) Conviction of a felony or of a crime involving moral  
18 turpitude;

19 (i) Inadequate performance;

20 (j) Evident unfitness for service;

21 (k) Failure to comply with such reasonable requirements as a  
22 board may prescribe;

23 (l) Failure to show normal improvement and evidence of  
24 professional training and growth;

25 (m) Advocating overthrow of the Government of the United  
26 States or of the State of Nevada by force, violence or other unlawful  
27 means, or the advocating or teaching of communism with the intent  
28 to indoctrinate pupils to subscribe to communistic philosophy;

29 (n) Any cause which constitutes grounds for the revocation of a  
30 teacher’s license;

31 (o) Willful neglect or failure to observe and carry out the  
32 requirements of this title;

33 (p) Dishonesty;

34 (q) Breaches in the security or confidentiality of the questions  
35 and answers of the achievement and proficiency examinations that  
36 are administered pursuant to NRS 389.015;

37 (r) Intentional failure to observe and carry out the requirements  
38 of a plan to ensure the security of examinations adopted pursuant to  
39 NRS 389.616 or 389.620; ~~for~~

40 (s) An intentional violation of NRS 388.5265 or 388.527 ~~for~~; *or*

41 *(t) An intentional failure to report a violation of NRS 388.135*  
42 *if the teacher or administrator witnessed the violation.*

43 2. *In addition to the reasons identified in subsection 1, a*  
44 *principal may be demoted, suspended, dismissed or not reemployed*  
45 *if the principal:*



1       (a) *Intentionally fails to initiate or conduct an investigation*  
2 *into a reported violation of NRS 388.135 as required pursuant to*  
3 *section 14 of this act; or*

4       (b) *Reasonably should have known of a violation of NRS*  
5 *388.135 and failed to take appropriate action.*

6       3. In determining whether the professional performance of a  
7 licensed employee is inadequate, consideration must be given to the  
8 regular and special evaluation reports prepared in accordance with  
9 the policy of the employing school district and to any written  
10 standards of performance which may have been adopted by the  
11 board.

12       **Sec. 29.** NRS 391.3161 is hereby amended to read as follows:

13       391.3161 1. Each request for the appointment of a person to  
14 serve as a hearing officer must be submitted to the Superintendent of  
15 Public Instruction.

16       2. Within 10 days after receipt of such a request, the  
17 Superintendent of Public Instruction shall request that the Hearings  
18 Division of the Department of Administration appoint a hearing  
19 officer.

20       3. The State Board shall prescribe the procedures for exercising  
21 challenges to a hearing officer, including, without limitation, the  
22 number of challenges that may be exercised and the time limits in  
23 which the challenges must be exercised.

24       4. A hearing officer shall conduct hearings in cases of  
25 demotion, dismissal or a refusal to reemploy based on the grounds  
26 contained in subsection 1 *or 2* of NRS 391.312.

27       5. This section does not preclude the employee and the  
28 superintendent from mutually selecting an attorney who is a resident  
29 of this State, an arbitrator provided by the American Arbitration  
30 Association or a representative of an agency or organization that  
31 provides alternative dispute resolution services to serve as a hearing  
32 officer to conduct a particular hearing.

33       **Sec. 30.** Chapter 394 of NRS is hereby amended by adding  
34 thereto a new section to read as follows:

35       1. *The Legislature hereby encourages each private school to*  
36 *adopt policies and programs consistent, to the extent applicable,*  
37 *with the provisions of NRS 388.121 to 388.139, inclusive, and*  
38 *sections 5 to 18, inclusive, of this act, to prevent bullying, cyber-*  
39 *bullying, harassment or intimidation at private schools.*

40       2. *As used in this section:*

41       (a) *“Bullying” has the meaning ascribed to it in NRS 388.122.*

42       (b) *“Cyber-bullying” has the meaning ascribed to it in*  
43 *NRS 388.123.*

44       (c) *“Harassment” has the meaning ascribed to it in*  
45 *NRS 388.125.*



1       (d) *“Intimidation” has the meaning ascribed to it in*  
2 *NRS 388.129.*

3       **Sec. 31.** Chapter 396 of NRS is hereby amended by adding  
4 thereto a new section to read as follows:

5       1. *The Board of Regents may adopt a policy to provide a safe*  
6 *and respectful learning environment that is free from bullying,*  
7 *cyber-bullying, harassment and intimidation. The policy may*  
8 *include, without limitation:*

9       (a) *A statement which prohibits bullying, cyber-bullying,*  
10 *harassment and intimidation at a university, state college or*  
11 *community college within the System;*

12       (b) *The definition of bullying, cyber-bullying, harassment and*  
13 *intimidation consistent, to the extent applicable, with the*  
14 *definitions set forth in NRS 388.122, 388.123, 388.125 and*  
15 *388.129, respectively; and*

16       (c) *The disciplinary measures which the Board of Regents may*  
17 *take against a student or employee of the System who is found to*  
18 *have bullied, cyber-bullied, harassed or intimidated another*  
19 *student or employee.*

20       2. *If a policy is adopted pursuant to subsection 1:*

21       (a) *The policy must be included within each copy of the code*  
22 *of conduct that a university, state college or community college*  
23 *within the System provides to students.*

24       (b) *Each university, state college and community college*  
25 *within the System shall post the policy on the Internet website*  
26 *maintained by the university, state college or community college.*

27       **Sec. 32.** Chapter 236 of NRS is hereby amended by adding  
28 thereto a new section to read as follows:

29       1. *The Governor shall annually proclaim the first week in*  
30 *October to be “Week of Respect.”*

31       2. *The proclamation may call upon:*

32       (a) *News media, educators and appropriate government offices*  
33 *to bring to the attention of the residents of Nevada factual*  
34 *information regarding bullying, cyber-bullying, harassment and*  
35 *intimidation in schools, including, without limitation:*

36       (1) *Statistical information regarding the number of pupils*  
37 *who are bullied, cyber-bullied, harassed or intimidated in schools*  
38 *each year;*

39       (2) *The methods to identify and assist pupils who are at risk*  
40 *of bullying, cyber-bullying, harassment or intimidation; and*

41       (3) *The methods to prevent bullying, cyber-bullying,*  
42 *harassment and intimidation in schools; and*

43       (b) *School districts to provide instruction on the ways in which*  
44 *pupils can prevent bullying, cyber-bullying, harassment and*  
45 *intimidation during the Week of Respect and throughout the*



1 *school year that is appropriate for the grade level of pupils who*  
2 *receive the instruction.*

3 **3. As used in this section:**

4 (a) *“Bullying” has the meaning ascribed to it in NRS 388.122.*

5 (b) *“Cyber-bullying” has the meaning ascribed to it in*  
6 *NRS 388.123.*

7 (c) *“Harassment” has the meaning ascribed to it in*  
8 *NRS 388.125.*

9 (d) *“Intimidation” has the meaning ascribed to it in*  
10 *NRS 388.129.*

11 **Sec. 33.** 1. On or before December 31, 2011, the State Board  
12 of Education shall adopt the regulations required by section 18 of  
13 this act.

14 2. On or before December 31, 2011, the Commission on  
15 Professional Standards in Education shall adopt the regulations  
16 required by section 27 of this act.

17 **Sec. 34.** The provisions of subsection 2 of section 27 of this  
18 act apply to each licensed teacher regardless of the date on which  
19 his or her initial license was issued.

20 **Sec. 35.** This act becomes effective on July 1, 2011.

