AN ACT relating to education; requiring the board of trustees of each school district, the governing body of each charter school and the governing body of each university school for profoundly gifted pupils to adopt a written policy relating to the distribution of and right of expression for pupils working as journalists on pupil publications; authorizing the Board of Regents of the University of Nevada to adopt a similar policy for student publications; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:
Existing law provides that each pupil of a public school, including a pupil enrolled in a charter school or a university school for profoundly gifted pupils, is entitled to express himself or herself in a manner consistent with the rights guaranteed by the First and Fourteenth Amendments to the United States Constitution. (NRS 388.077) Section 1 of this bill requires the board of trustees of each school district, the governing body of each charter school and the governing body of each university school for profoundly gifted pupils to adopt a written policy for pupil publications which: (1) establishes reasonable provisions governing the time, place and manner for the distribution of those publications; and (2) protects the right of expression for pupils working on those publications as journalists. Section 2 of this bill authorizes the Board of Regents of the University of Nevada to adopt a similar written policy for student publications.
THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 388.077 is hereby amended to read as follows:

388.077 1. Each pupil of a public school, including, without
limitation, each pupil of a university school for profoundly gifted
pupils, is entitled to express himself or herself in a manner
consistent with the rights guaranteed by the First and Fourteenth
Amendments to the United States Constitution.
2. Any expression described in subsection 1 must not be
disruptive of instruction at a public school, including, without
limitation, a university school for profoundly gifted pupils, must not
be used to bully or intimidate any person and must not be organized,
broadcast or endorsed by a public school, including, without
limitation, a university school for profoundly gifted pupils.
3. The board of trustees of each school district, the governing
body of each charter school and the governing body of each
university school for profoundly gifted pupils shall adopt a written
policy for pupil publications which:
   (a) Establishes reasonable provisions governing the time, place
and manner for the distribution of pupil publications; and
   (b) Protects the right of expression described in subsection 1
for pupils working on pupil publications as journalists in their
determination of the news, opinions, feature content, advertising
content and other content of pupil publications.
4. The board of trustees of each school district, the governing
body of each charter school and the governing body of each
university school for profoundly gifted pupils [must] shall adopt a
policy prescribing procedures for the resolution of a complaint by a
pupil of the school district, charter school or university school for
profoundly gifted pupils that the rights of the pupil described in
subsection 1 or 3 have been violated. The policy required by this
subsection may be part of a comprehensive discrimination grievance
policy of the school district, charter school or university school for
profoundly gifted pupils or may be a separate policy.

Sec. 2. Chapter 396 of NRS is hereby amended by adding
thereto a new section to read as follows:

The Board of Regents may adopt a written policy for student
publications which:
1. Establishes reasonable provisions governing the time,
place and manner for the distribution of student publications; and
2. Protects the right of expression in a manner consistent
with the rights guaranteed by the First and Fourteenth
Amendments to the United States Constitution for students
working on student publications as journalists in their
determination of the news, opinions, feature content, advertising
content and other content of the student publications.
Sec. 3. This act becomes effective on July 1, 2017.

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