

Amendment No. 539

Senate Amendment to Assembly Bill No. 88 First Reprint	(BDR 34-147)
<b>Proposed by:</b> Senate Committee on Education	
<b>Amends:</b> Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

AMM/AAK



Date: 5/13/2021

A.B. No. 88—Makes various changes relating to governmental entities.  
(BDR 34-147)





ASSEMBLY BILL NO. 88—ASSEMBLYMEN WATTS, NGUYEN, GONZÁLEZ, PETERS, TORRES; ANDERSON, BILBRAY-AXELROD AND FLORES

FEBRUARY 2, 2021

Referred to Committee on Education

SUMMARY—Makes various changes relating to governmental entities. (BDR 34-147)

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

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to governmental entities; requiring the board of trustees of a school district, governing body of a charter school or governing body of a university school for profoundly gifted pupils to adopt a policy prohibiting the use of certain racially discriminatory identifiers; authorizing the board of trustees of a school district, governing body of a charter school or governing body of a university school for profoundly gifted pupils to use an identifier associated with a federally recognized Indian tribe in certain circumstances; prohibiting a county, city or unincorporated town from sounding certain sirens, alarms or bells; requiring the Nevada State Board on Geographic Names to recommend changes to the names of geographic features or places that are racially discriminatory; requiring the Board to report annually to the Legislature or the Legislative Commission, as applicable, on any recommendations; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 **Section 1** of this bill requires the board of trustees of each school district, governing body  
2 of each charter school and governing body of each university school for profoundly gifted  
3 pupils to change, and adopt a policy that prohibits the use of, any name, logo, mascot, song or  
4 other identifier that: (1) is racially discriminatory; or (2) contains racially discriminatory  
5 language or imagery. **Section 1** authorizes the board of trustees of a school district, governing  
6 body of a charter school or governing body of a university school for profoundly gifted pupils  
7 to use an identifier associated with a federally recognized Indian tribe if the board of trustees  
8 or governing body obtains permission for the use of the identifier from the Indian tribe.  
9 **Section 2.3 of this bill prohibits a county in this State from sounding a siren, bell or  
10 alarm at a time during which the siren, bell or alarm was previously sounded on specific  
11 days or times in association with an ordinance enacted by the county which required  
12 persons of a particular race, ethnicity, ancestry, national origin or color to leave the  
13 county or a city, town or township within the county by a certain time. Sections 2.5 and  
14 2.7 of this bill impose a similar prohibition on cities and unincorporated towns in this  
15 State, respectively.**

16 Existing law creates the Nevada State Board on Geographic Names. (NRS 327.110)  
 17 Under existing law, the Board makes official recommendations to the United States Board on  
 18 Geographic Names on proposals for the names of geographic features and places in this State  
 19 for use in maps and official documents. (NRS 327.140) **Section 3** of this bill requires the  
 20 Board to recommend changes to the name of any geographic feature or place that: (1) is  
 21 racially discriminatory; or (2) contains racially discriminatory language or imagery. **Section 3**  
 22 also requires the Board to submit an annual report on any recommendations to change the  
 23 name of a geographic feature or place to the Director of the Legislative Counsel Bureau for  
 24 transmittal to the Legislature or, if the Legislature is not in session, to the Legislative  
 25 Commission.

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

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

3 *1. Except as otherwise provided in subsection 2, the board of trustees of*  
 4 *each school district, governing body of each charter school and governing body*  
 5 *of each university school for profoundly gifted pupils shall change, and adopt a*  
 6 *policy prohibiting the use of, any name, logo, mascot, song or other identifier that*  
 7 *is racially discriminatory or contains racially discriminatory language or*  
 8 *imagery, including, without limitation, a name, logo, mascot, song or other*  
 9 *identifier associated with the Confederate States of America or a federally*  
 10 *recognized Indian tribe.*

11 *2. The board of trustees of a school district, governing body of a charter*  
 12 *school or governing body of a university school for profoundly gifted pupils may*  
 13 *use a name, logo, mascot, song or other identifier associated with a federally*  
 14 *recognized Indian tribe if the board of trustees or governing body obtains*  
 15 *approval from the Indian tribe to use the name, logo, mascot, song or other*  
 16 *identifier.*

17 **Sec. 2.** (Deleted by amendment.)

18 **Sec. 2.3.** Chapter 244 of NRS is hereby amended by adding thereto a  
 19 new section to read as follows:

20 *A county in this State may not sound a siren, bell or alarm at a time during*  
 21 *which the siren, bell or alarm was previously sounded on specific days or times in*  
 22 *association with an ordinance enacted by the county which required persons of a*  
 23 *particular race, ethnicity, ancestry, national origin or color to leave the county or*  
 24 *a city, town or township within the county by a specific time.*

25 **Sec. 2.5.** Chapter 268 of NRS is hereby amended by adding thereto a  
 26 new section to read as follows:

27 *A city in this State may not sound a siren, bell or alarm at a time during*  
 28 *which the siren, bell or alarm was previously sounded on specific days or times in*  
 29 *association with an ordinance enacted by the city which required persons of a*  
 30 *particular race, ethnicity, ancestry, national origin or color to leave the city by a*  
 31 *specific time.*

32 **Sec. 2.7.** Chapter 269 of NRS is hereby amended by adding thereto a  
 33 new section to read as follows:

34 *An unincorporated town in this State may not sound a siren, bell or alarm at*  
 35 *a time during which the siren, bell or alarm was previously sounded on specific*  
 36 *days or times in association with an ordinance enacted by the town which*  
 37 *required persons of a particular race, ethnicity, ancestry, national origin or color*  
 38 *to leave the town by a specific time.*

1           **Sec. 3.** NRS 327.140 is hereby amended to read as follows:

2           327.140 1. The Board shall:

3           (a) Receive and evaluate all proposals for changes in or additions to names of  
4           geographic features and places in the State to determine the most appropriate and  
5           acceptable names for use in maps and official documents of all levels of  
6           government.

7           (b) Make official recommendations on behalf of the State with respect to each  
8           proposal.

9           (c) Assist and cooperate with the United States Board on Geographic Names in  
10          matters relating to names of geographic features and places in Nevada.

11          (d) Maintain a list of advisers who have special knowledge of or expertise in  
12          Nevada history, geography or culture and consult with those advisers on a regular  
13          basis in the course of its work.

14          (e) *Recommend to change the name of any geographic feature or place in  
15          this State that is racially discriminatory or contains racially discriminatory  
16          language or imagery.*

17          (f) *Report annually on any recommendation to change the name of a  
18          geographic feature or place pursuant to paragraph (e) and submit the report to  
19          the Director of the Legislative Counsel Bureau for transmittal to the Legislature  
20          or, if the Legislature is not in session, to the Legislative Commission.*

21          2. The Board may:

22          (a) Adopt regulations to assist in carrying out the functions and duties assigned  
23          to it by law.

24          (b) Initiate proposals for changes in or additions to geographic names in the  
25          State. Any proposal initiated by the Board must be evaluated in accordance with the  
26          same procedures prescribed for the consideration of other proposals.

27          **Sec. 4.** The board of trustees of each school district, governing body of each  
28          charter school and governing body of each university school for profoundly gifted  
29          pupils shall adopt the policy required by section 1 of this act and change any  
30          applicable name, logo, mascot, song or other identifier on or before July 1, 2022.

31          **Sec. 5.** The provisions of subsection 1 of NRS 218D.380 do not apply to any  
32          provision of this act which adds or revises a requirement to submit a report to the  
33          Legislature.