



Nevada School Discipline Sources Cited

Excerpted from Nevada Compilation of School
Discipline Laws and Regulations

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Nevada State Codes Cited

[Nevada Revised Laws](#)

Title 5. Juvenile Justice

[Chapter 62E. Disposition of Cases by Juvenile Court](#)

[NRS 62E.030.](#) Court to provide certain information to school district concerning certain offenses

Title 15. Crimes and Punishments

[Chapter 200. Crimes against the Person](#)

Hazing

[NRS 200.605.](#) Penalties; definition

Pornography Involving Minors

[NRS 200.725.](#) Preparing, advertising or distributing materials depicting pornography involving minor unlawful; penalty

[NRS 200.737.](#) Use of electronic communication device by minor to possess, transmit or distribute sexual images of minor; penalties

[Chapter 202. Crimes against Public Health and Safety](#)

Weapons: Dangerous Weapons and Firearms

[NRS 202.265.](#) Possession of dangerous weapon on property or in vehicle of school or child care facility; penalty; exceptions

[Chapter 236. Holidays and Periods of Observance](#)

Periods of Observance

[NRS 236.073.](#) Week of Respect

Title 22. Cooperative Agreements by Public Agencies; Regional Transportation Commissions/ Planning and Zoning; Development and Redevelopment

[Chapter 280. Metropolitan Police Departments](#)

Administration and Powers

[NRS 280.287.](#) Contract for provision and supervision of police services in public schools and charter schools; qualifications and training for officers assigned to school police unit

Title 34. Education

[Chapter 385. State Administrative Organization](#)

Superintendent of Public Instruction

[NRS 385.175.](#) Designation as educational leader for system of K-12 public education; general duties

[NRS 385.230.](#) Annual report of the state of public education; content of report; presentation and submission of report.

Chapter 385A. Accountability of Public Schools

Program and Annual Reports of Accountability

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[NRS 385A.090.](#) Notice of availability of annual report of accountability on Internet; public dissemination of report; availability of copies of report

District Accountability Report

[NRS 385A.240.](#) Attendance, truancy and transiency of pupils

[NRS 385A.250.](#) Discipline of pupils

[NRS 385A.320.](#) District communication; parental involvement

State Accountability Report

[NRS 385A.400.](#) Requirements for report; public dissemination of report.

[NRS 385A.450.](#) Attendance, truancy and transiency of pupils

[NRS 385A.460.](#) Discipline of pupils

Statewide System of Accountability

[NRS 385A.620.](#) Regulations governing inclusion of pupils enrolled in certain alternative programs within statewide system

Annual Rating of Schools

[NRS 385A.730.](#) Regulations governing alternative performance framework

[NRS 385A.740.](#) Application for approval to be rated using alternative performance framework; eligibility.

Automated System of Accountability Information for Nevada

[NRS 385A.800.](#) Establishment and maintenance of system; access to data within system

[NRS 385A.810.](#) Adoption of uniform program for school districts to collect, maintain and transfer data to system

[NRS 385A.820.](#) Duties of Superintendent of Public Instruction regarding uniform program for collection, maintenance and transfer of data to system

[NRS 385A.830.](#) Operation of system in compliance with federal laws governing release and confidentiality of records

[NRS 385A.840.](#) Collection and reporting of data on discipline of pupils

Chapter 388. System of Public Instruction

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[NRS 388.077.](#) Right of pupils to constitutional expression; limitation; adoption of policy for pupil publications; resolution of complaint by pupil of violation of right

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[NRS 388.121.](#) Definitions

[NRS 388.122.](#) "Bullying" defined

[NRS 388.123.](#) "Cyber-bullying" defined

[NRS 388.124.](#) "Electronic communication" defined

[NRS 388.132.](#) Legislative declaration concerning safe and respectful learning environment

- [NRS 388.1321.](#) Legislative declaration concerning duty of governing body, administrators and teachers to create and provide safe and respectful learning environment; authority of parent or guardian of pupil to petition court to compel performance of duty; remedy not exclusive
- [NRS 388.1323.](#) Office for a Safe and Respectful Learning Environment: Creation; appointment and duties of Director
- [NRS 388.1325.](#) Bullying Prevention Account: Creation; acceptance of gifts and grants; credit of interest and income; authorized uses by school district that receives grant
- [NRS 388.1327.](#) Regulations

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- [NRS 388.133.](#) Policy by department concerning safe and respectful learning environment
- [NRS 388.134.](#) Policy by governing bodies for provision of safe and respectful learning environment and policy for ethical, safe and secure use of computers; provision of training to governing bodies and school personnel; posting of policies on Internet website; annual review and update of policies
- [NRS 388.1341.](#) Development of informational pamphlet by Department; annual review and update; posting on Internet website; development of tutorial
- [NRS 388.1342.](#) Establishment of programs of training by Department; completion of program by members of State Board of Education and governing bodies; completion of certain program by administrators in prevention of violence and suicide; annual review and update of programs of training

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- [NRS 388.1343.](#) Establishment by administrator of each school; duties of administrator
- [NRS 388.1344.](#) Membership; chair; duties

Prohibition of Bullying and Cyber-Bullying; Reports of Violations

- [NRS 388.135.](#) Bullying and cyber-bullying prohibited
- [NRS 388.1351.](#) Staff member required to report violation to administrator; required actions and investigation; notification to parent or guardian; written report of findings and conclusions of investigation; follow-up with victim; list of resources to be provided to parent or guardian; appeal disciplinary action; reassignment of pupil who is victim of bullying or cyber-bullying; reports
- [NRS 388.1352.](#) Establishment of policy by governing body for employees to report violations to law enforcement
- [NRS 388.13535.](#) Deferral of required investigation of bullying or cyber-bullying; actions by administrator or designee if investigation is deferred; exemption from certain requirements if violation committed by certain pupils
- [NRS 388.1354.](#) Disciplinary action against administrator or designee who fails to comply with certain provisions
- [NRS 388.136.](#) School officials prohibited from interfering with disclosure of violations
- [NRS 388.137.](#) Immunity for reporting of violations; exceptions; recommendation for disciplinary action if person who made report acted with malice, intentional misconduct, gross negligence or violation of law

Rules of Behavior; Week of Respect

- [NRS 388.139.](#) Text of certain provisions required to be included in rules of behavior
- [NRS 388.1395.](#) Requirements for delivery of information during annual "Week of Respect"

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- [NRS 388.1451.](#) Definitions
- [NRS 388.1452.](#) "Director" defined
- [NRS 388.14522.](#) "Handle with Care Program" defined
- [NRS 388.1453.](#) "Safe-to-Tell Program" and "Program" defined
- [NRS 388.14538.](#) Handle with Care Program: Establishment; notification of exposure of child to traumatic event or certain other events; training; regulations.
- [NRS 388.1454.](#) Legislative findings and declarations concerning SafeVoice Program
- [NRS 388.1455.](#) Establishment of SafeVoice Program; requirements of Program; support center for initial reports; training regarding Program; duties of Director; reporting, policies and regulations
- [NRS 388.14553.](#) Appointment of team to receive notification of certain activity or events; certain information regarding Program to appear on identification cards of pupils and be posted conspicuously; member of team to take appropriate action upon receipt of notification.
- [NRS 388.14555.](#) Immunity from liability for team and team members
- [NRS 388.14557.](#) Requirements of support center
- [NRS 388.1457.](#) SafeVoice Program Account: Creation; use of money in Account; administration; acceptance of gifts, grants, donations and other sources of money; Director to post list of sources of money on Internet and transmit list to Legislature
- [NRS 388.1458.](#) Confidentiality of information provided to SafeVoice Program; motion to compel production or disclosure of record or information; records and information made available to appellate court
- [NRS 388.1459.](#) Willful disclosure of record or information of SafeVoice Program or willful neglect or refusal to obey court order punishable as criminal contempt

Response to Crisis, Emergency or Suicide

- [NRS 388.2358.](#) "School resource officer" defined

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- [NRS 388.267.](#) Department to establish, review and update policies and procedures to ensure privacy of data concerning pupils
- [NRS 388.268.](#) Department to establish, publish and make available on its Internet website index of data elements for automated system of accountability information for Nevada; biennial update
- [NRS 388.269.](#) Board of trustees and governing body required to establish, publish and make publicly available certain information concerning data transferred to automated system of accountability for Nevada
- [NRS 388.271.](#) Board of trustees and governing body to adopt policies and procedures governing use of certain software and manner in which data concerning pupils may be provided in certain circumstances
- [NRS 388.272.](#) Required provisions for contracts that provide for disclosure of data that includes personally identifiable information of pupil
- [NRS 388.273.](#) Department to adopt data security plan; compliance with plan; school district, sponsor of charter school and university school for profoundly gifted pupils to submit annual report concerning changes to manner in which each collects, maintains or transfers data concerning pupils

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NRS 388.476.	"Chemical restraint" defined
NRS 388.478.	"Corporal punishment" defined
NRS 388.485.	"Electric shock" defined
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NRS 388.494.	"Physical restraint" defined
NRS 388.495.	"Verbal and mental abuse" defined
NRS 388.497.	Aversive intervention prohibited
NRS 388.499.	Physical restraint and mechanical restraint prohibited; exceptions
NRS 388.501.	Conditions under which physical restraint may be used; report required; requirements if pupil has three or five reports of use of restraint in 1 school year.
NRS 388.503.	Conditions under which mechanical restraint may be used; report required; requirements if pupil has three or five reports of use of restraint in 1 school year
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NRS 388.506.	Disciplinary action against person for intentional violation
NRS 388.508.	Report of violation; corrective plan required; appointment of administrator to oversee school under certain circumstances
NRS 388.511.	Retaliation for reporting violation prohibited
NRS 388.513.	Reporting of denial of rights; investigation and resolution of disputes by Department
NRS 388.515.	Annual report by school districts on use of restraint and violations; compilation of reports by Department; submission of compilation to Legislature

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NRS 388.885.	Establishment of statewide framework for integrated student supports; requirements for framework; board of trustees and governing body of charter school required to take certain actions; requirements for requests for proposals for integrated student supports

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- [NRS 391.281.](#) Fingerprinting and investigation into the background of applicant for employment or appointment as school police officer and certain nonlicensed employees; use of certain information; disqualification of certain applicants, employees and volunteers; acceptance of gifts, grants and donations; immunity from liability; employment of school police officers; contract for police services; training in prevention of suicide
- [NRS 391.282.](#) Jurisdiction of school police officers; law enforcement agency to respond to request for assistance by school district which does not have school police according to agency protocol
- [NRS 391.283.](#) Policy for procedures to be followed by peace officers in arresting pupil on school grounds during school hours

Power, Duties and Supervision of Personnel

- [NRS 391.330.](#) Grounds for suspension or revocation of license or letter of reprimand; process for issuance of letter of reprimand; reinstatement of suspended license
- [NRS 391.340.](#) Revocation or forfeiture for falsely reporting pupils' attendance

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- [NRS 391.750.](#) Grounds for suspension, demotion, dismissal and refusal to reemploy teachers and administrators; consideration of evaluations and standards of performance

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- [NRS 392.017.](#) Regulations concerning school choice for pupils enrolled in persistently dangerous school and for pupils who are victims of violent offense while at school

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- [NRS 392.040.](#) Attendance required for child between 7 and 18 years of age; minimum age required for kindergarten and first grade; waiver from attendance available for child 6 years of age; developmental screening test required to determine placement; effect of military transfer of parent of child

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- [NRS 392.140.](#) Conditions under which pupil declared habitual truant; applicability
- [NRS 392.144.](#) Duties of school if pupil is truant; habitual truant must be reported to attendance officer or law enforcement, referred to advisory board or referred for imposition of administrative sanctions
- [NRS 392.146.](#) Contents of written referral to advisory board; notice to parents or guardian
- [NRS 392.147.](#) Hearing by advisory board; written agreement for participation of pupil in certain programs; reporting of pupil to attendance officer or law enforcement agency or referral for administrative sanctions under certain circumstances; appeal by parent; confidentiality of information
- [NRS 392.148.](#) Administrative sanctions against habitual truant after investigation and hearing; suspension or delay in issuance of driver's license; appeal by parent or guardian.

- [NRS 392.149.](#) Issuance of citation to habitual truant; applicability
- [NRS 392.150.](#) Appointment of attendance officer authorized; procedures to monitor attendance and truancy; consideration of employment of attendance clerk
- [NRS 392.160.](#) Taking into custody child reported absent from school; persons or counseling agency to whom child may be delivered

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- [NRS 392.264.](#) Offender prohibited from attending school victim attends without court approval; duty of superintendent of school district to negotiate agreement for attendance in another school district; termination of agreement

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- [NRS 392.461.](#) Code of honor relating to cheating; contents; distribution
- [NRS 392.462.](#) Collection by public school of data on discipline of pupils
- [NRS 392.463.](#) Adoption of plan to ensure public schools are safe and free of controlled substances; written rules of behavior and punishments; distribution of plan and rules to pupils; availability for inspection
- [NRS 392.4633.](#) Corporal punishment prohibited
- [NRS 392.4634.](#) Prohibition against disciplining certain pupils for simulating firearm or dangerous weapon or wearing clothing or accessories that depict firearm or dangerous weapon; exceptions; prohibition against adoption of conflicting policy, ordinance or regulation
- [NRS 392.4635.](#) Policy for prohibition of activities of criminal gangs on school property
- [NRS 392.4637.](#) Policy concerning use and possession of pagers, cellular telephones and other electronic devices
- [NRS 392.4638.](#) Board of trustees authorized to adopt policy for pupils to report unlawful activity being conducted on school property, activity sponsored by public school or on school bus
- [NRS 392.464.](#) Adoption and enforcement by trustees of disciplinary measures for pupil in possession of alcoholic beverage or controlled substance on premises of school

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- [NRS 392.4644.](#) Plan for restorative discipline and on-site review of disciplinary decisions; annual review and revision of plan; posting and distribution of plan; written reports by board of trustees concerning compliance with section
- [NRS 392.4645.](#) Removal of pupil: Notice; assignment to temporary alternative placement; exceptions.
- [NRS 392.4646.](#) Removal of pupil: Conference; recommendation of principal
- [NRS 392.4647.](#) Establishment of committee to review temporary alternative placement of pupils
- [NRS 392.4648.](#) Powers and duties of committee to review temporary alternative placement of pupils; principal to report to school district when committee convened; submission of compiled reports

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- [NRS 392.4655.](#) Conditions under which pupil deemed habitual disciplinary problem; plan of behavior to prevent pupil from being deemed habitual disciplinary problem; appeal by parent or guardian concerning content of plan or action taken pursuant to plan
- [NRS 392.4657.](#) Conditions under which pupil deemed suspended
- [NRS 392.466.](#) Plan of action for pupil who engages in battery on employee of school, possession of firearm or dangerous weapon, sale or distribution of controlled substance or is deemed a habitual disciplinary problem; appeal by employee who is victim of battery;

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Chapter 388. System of Public Instruction

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Provision of Safe and Respectful Learning Environment

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- [NAC 388.905.](#) Requirements of written report if violation found to have occurred; principal or designee to develop and carry out plan to support well-being of victim and aggressor; follow-up with victim and aggressor
- [NAC 388.910.](#) Required actions by principal upon completion of written report of investigation; adoption of policy by school district that prescribes procedures to appeal outcome of investigation
- [NAC 388.915.](#) Complaint concerning outcome of appeal or violation of provisions of law; preliminary report concerning whether to conduct further investigation; final report when further investigation is conducted; Department authorized to request school district to prepare plan of corrective action; employee subject to disciplinary action prohibited from administrative appeal of such action
- [NAC 388.920.](#) Annual report of accountability to exclude personally identifiable information of pupil involved in reported violation; certain persons not to interfere with reporting of statistics concerning violations