

Amendment No. 305

Assembly Amendment to Assembly Bill No. 371	(BDR 34-697)
Proposed by: Assembly Committee on Education	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: Yes 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: 4/18/2021

A.B. No. 371—Enacts provisions governing discrimination based on race.
(BDR 34-697)



ASSEMBLY BILL NO. 371— ~~[ASSEMBLYWOMAN]~~ ASSEMBLYMEN BRITNEY MILLER, MONROE-MORENO, GONZÁLEZ; ANDERSON, BENITEZ-THOMPSON, COHEN, CONSIDINE, DURAN, FLORES, FRIERSON, GORELOW, JAUREGUIL, MARTINEZ, MARZOLA, C.H. MILLER, NGUYEN, ORENTLICHER, PETERS, SUMMERS-ARMSTRONG, THOMAS, TORRES, WATTS AND YEAGER

MARCH 22, 2021

JOINT SPONSORS: SENATORS DENIS, DONATE, D. HARRIS, NEAL AND SPEARMAN

Referred to Committee on Education

SUMMARY—Enacts provisions governing discrimination based on race. (BDR 34-697)

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 ~~fornitted-material~~ is material to be omitted.

AN ACT relating to education; establishing provisions relating to discrimination based on race; including discrimination based on race in existing law relating to bullying and cyber-bullying; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law creates the Office for a Safe and Respectful Learning Environment within the Department of Education. (NRS 388.1323) Existing law prohibits bullying and cyber-bullying on the premises of a school, at an activity sponsored by a school or on any school bus. (NRS 388.135) Existing law establishes various provisions relating to the protocol for addressing incidents of bullying and cyber-bullying. (NRS 388.135-388.137) Under existing law, a principal, administrator or other person in charge of a school must investigate a report of an incident of bullying or cyber-bullying and take various actions to address the incident. (NRS 388.1351) This bill extends those provisions to additionally prohibit and address incidents of discrimination based on race.

Section 4 of this bill defines the term “discrimination based on race.” **Section 20** of this bill prohibits discrimination based on race in addition to bullying or cyber-bullying on the premises of any school, at an activity sponsored by a school or on a school bus. **Section 5** of this bill authorizes a pupil or parent or legal guardian of a pupil who witnesses an incident of discrimination based on race to report the incident to an administrator. **Section 5** requires a board of trustees of a school district and a governing body of a charter school to categorize an incident of discrimination based on race as a racially motivated or hate incident. **Section 21** of this bill adds to the list of information required to be included in a report submitted to the direct supervisor of a principal or the Office the number of reports concerning incidents of discrimination based on race. **Section 21** requires the Office ~~for e~~, in consultation with the direct supervisor, after reviewing the reports, to make recommendations for intervention or training to address discrimination based on race, bullying or cyber-bullying. **Section 6** of this

22 bill requires the board of trustees of a school district or the governing body of a charter school
 23 to develop restorative practices for both victims and perpetrators of discrimination based on
 24 race.

25 ~~[Existing law provides that the provisions of NRS 388.1351 do not apply to a violation of~~
 26 ~~the prohibition against bullying and cyber-bullying committed by an employee of a school or~~
 27 ~~school district against another employee. (NRS 388.13535) Section 22 of this bill removes~~
 28 ~~that exemption.] Existing law requires the State Board of Education to adopt regulations to~~
 29 ~~establishing a statewide performance evaluation system for employees. (NRS 391.465)~~
 30 **Section 25** of this bill requires an evaluation to include whether an employee knowingly and
 31 willfully violated the provisions of NRS 388.1351.

32 Existing law requires annual reports of accountability to include information related to
 33 bullying and cyber-bullying. (NRS 385A.250, 385A.460) Existing law prohibits a pupil
 34 publication from being used to engage in bullying or cyber-bullying. (NRS 388.077) Existing
 35 law establishes various provisions related to the provision of a safe and respectful learning
 36 environment that is free from bullying and cyber-bullying. (NRS 388.132, 388.1321,
 37 388.1323, 388.1325, 388.1327, 388.133, 388.1341-388.1344, **388.13535**, 388.139, 388.1395)
 38 Under existing law, a department of juvenile services or court that determines that a child has
 39 unlawfully engaged in bullying or cyber-bullying must provide certain information to a court
 40 or the school district in which the child is enrolled, as appropriate. (NRS 62C.400, 62E.030)
 41 Existing also requires the Governor annually to proclaim a “Week of Respect” that includes
 42 providing information relating to bullying and cyber-bullying. (NRS 236.073) **Sections 1, 2,**
 43 **7, 9, 10, 12-19, ~~23, 24~~ 22-24** and **26-28** of this bill add discrimination based on race to those
 44 provisions.

45 **Sections 8-11** of this bill make conforming changes to indicate the proper placement of
 46 **sections 4-6** in the Nevada Revised Statutes.

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

1 **Section 1.** NRS 385A.250 is hereby amended to read as follows:
 2 385A.250 1. The annual report of accountability prepared pursuant to NRS
 3 385A.070 must include information on the discipline of pupils, including, without
 4 limitation:
 5 (a) Records of incidents involving weapons or violence for each school in the
 6 district, including, without limitation, each charter school sponsored by the district.
 7 (b) Records of incidents involving the use or possession of alcoholic beverages
 8 or controlled substances for each school in the district, including, without
 9 limitation, each charter school sponsored by the district.
 10 (c) Records of the suspension or expulsion, or both, of pupils required or
 11 authorized pursuant to NRS 392.466 and 392.467.
 12 (d) The number of pupils who are deemed habitual disciplinary problems
 13 pursuant to NRS 392.4655, for each school in the district and the district as a
 14 whole, including, without limitation, each charter school sponsored by the district.
 15 (e) For each school in the district and the district as a whole, including, without
 16 limitation, each charter school sponsored by the district ~~and~~, **and categorized by**
 17 **types of incidents and the demographics identified in subsection 1 of section 4 of**
 18 **this act:**
 19 (1) The number of reported violations of NRS 388.135 occurring at a
 20 school or otherwise involving a pupil enrolled at a school, regardless of the
 21 outcome of the investigation conducted pursuant to NRS 388.1351;
 22 (2) The number of incidents determined to be **discrimination based on**
 23 **race**, bullying or cyber-bullying after an investigation is conducted pursuant to
 24 NRS 388.1351;

1 (3) The number of incidents resulting in suspension or expulsion, or both,
2 for *discrimination based on race*, bullying or cyber-bullying; and

3 (4) Any actions taken to reduce the number of incidents of *discrimination*
4 *based on race*, bullying or cyber-bullying including, without limitation, training
5 that was offered or other policies, practices and programs that were implemented.

6 (f) For each high school in the district, including, without limitation, each
7 charter school sponsored by the district that operates as a high school, and for high
8 schools in the district as a whole:

9 (1) The number and percentage of pupils whose violations of the code of
10 honor relating to cheating prescribed pursuant to NRS 392.461 or any other code of
11 honor applicable to pupils enrolled in high school were reported to the principal of
12 the high school, reported by the type of violation;

13 (2) The consequences, if any, to the pupil whose violation is reported
14 pursuant to subparagraph (1), reported by the type of consequence;

15 (3) The number of any such violations of a code of honor in a previous
16 school year by a pupil whose violation is reported pursuant to subparagraph (1),
17 reported by the type of violation; and

18 (4) The process used by the high school to address violations of a code of
19 honor which are reported to the principal.

20 2. The information included pursuant to subsection 1 must allow such
21 information to be disaggregated by:

22 (a) Pupils who are economically disadvantaged;

23 (b) Pupils from major racial and ethnic groups;

24 (c) Pupils with disabilities;

25 (d) Pupils who are English learners;

26 (e) Pupils who are migratory children;

27 (f) Gender;

28 (g) Pupils who are homeless;

29 (h) Pupils in foster care; and

30 (i) Pupils whose parent or guardian is a member of the Armed Forces of the
31 United States, a reserve component thereof or the National Guard.

32 3. As used in this section:

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

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

35 (c) *"Discrimination based on race" has the meaning ascribed to it in section*
36 *4 of this act.*

37 **Sec. 2.** NRS 385A.460 is hereby amended to read as follows:

38 385A.460 1. The annual report of accountability prepared by the State
39 Board pursuant to NRS 385A.400 must include information on the discipline of
40 pupils, including, without limitation:

41 (a) Incidents involving weapons or violence, reported for each school district,
42 including, without limitation, each charter school in the district, and for this State as
43 a whole.

44 (b) Incidents involving the use or possession of alcoholic beverages or
45 controlled substances, reported for each school district, including, without
46 limitation, each charter school in the district, and for this State as a whole.

47 (c) The suspension and expulsion of pupils required or authorized pursuant to
48 NRS 392.466 and 392.467, reported for each school district, including, without
49 limitation, each charter school in the district, and for this State as a whole.

50 (d) The number of pupils who are deemed habitual disciplinary problems
51 pursuant to NRS 392.4655, reported for each school district, including, without
52 limitation, each charter school in the district, and for this State as a whole.

1 (e) For each school district, including, without limitation, each charter school
2 in the district, and for this State as a whole ~~and~~, and categorized by types of
3 incidents and the demographics identified in subsection 1 of section 4 of this act:

4 (1) The number of reported violations of NRS 388.135 occurring at a
5 school or otherwise involving a pupil enrolled at a school, regardless of the
6 outcome of the investigation conducted pursuant to NRS 388.1351;

7 (2) The number of incidents determined to be *discrimination based on*
8 *race*, bullying or cyber-bullying after an investigation is conducted pursuant to
9 NRS 388.1351;

10 (3) The number of incidents resulting in suspension or expulsion for
11 *discrimination based on race*, bullying or cyber-bullying; and

12 (4) Any actions taken to reduce the number of incidents of *discrimination*
13 *based on race*, bullying or cyber-bullying, including, without limitation, training
14 that was offered or other policies, practices and programs that were implemented.

15 (f) For each high school in each school district, including, without limitation,
16 each charter school that operates as a high school, and for the high schools in this
17 State as a whole:

18 (1) The number and percentage of pupils whose violations of the code of
19 honor relating to cheating prescribed pursuant to NRS 392.461 or any other code of
20 honor applicable to pupils enrolled in high school were reported to the principal of
21 the high school, reported by the type of violation;

22 (2) The consequences, if any, to the pupil whose violation is reported
23 pursuant to subparagraph (1), reported by the type of consequence;

24 (3) The number of any such violations of a code of honor in a previous
25 school year by a pupil whose violation is reported pursuant to subparagraph (1),
26 reported by the type of violation; and

27 (4) The process used by the high school to address violations of a code of
28 honor which are reported to the principal.

29 2. As used in this section:

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

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

32 (c) *"Discrimination based on race" has the meaning ascribed to it in section*
33 *4 of this act.*

34 **Sec. 3.** Chapter 388 of NRS is hereby amended by adding thereto the
35 provisions set forth as sections 4, 5 and 6 of this act.

36 **Sec. 4.** *"Discrimination based on race" means any single or repeated or*
37 *pervasive act ~~and~~ or acts, whether targeted to a specific person or targeted in*
38 *general to any demographic identified in subsection 1:*

39 1. ~~Based on~~ Regarding *the race, color, culture, religion, language,*
40 *ethnicity or national origin of a person that causes harm or creates a hostile work*
41 *or learning environment, which may include, without limitation, jokes, threats,*
42 *physical altercations or intimidation; and*

43 2. *That occurs in person, online or in any other setting including, without*
44 *limitation, in a course of distance education.*

45 **Sec. 5.** 1. *A pupil or the parent or legal guardian of a pupil who witnesses*
46 *an incident of discrimination based on race may report the incident to an*
47 *administrator or his or her designee.*

48 2. *A governing body shall categorize an incident of discrimination based on*
49 *race as a racially motivated or hate incident ~~and~~ on the appropriate system to track*
50 *pupil information used by a school.*

51 **Sec. 6.** *A governing body shall develop restorative practices in accordance*
52 *with the provisions of NRS 388.133 for both victims and perpetrators of*
53 *discrimination based on race.*

1 **Sec. 7.** NRS 388.077 is hereby amended to read as follows:

2 388.077 1. Each pupil of a public school, including, without limitation, each
3 pupil of a university school for profoundly gifted pupils, is entitled to express
4 himself or herself in a manner consistent with the rights guaranteed by the First and
5 Fourteenth Amendments to the United States Constitution.

6 2. Any expression described in subsection 1 must not be disruptive of
7 instruction at a public school, including, without limitation, a university school for
8 profoundly gifted pupils, must not be used to engage in *discrimination based on*
9 *race*, bullying or cyber-bullying or intimidate any person and must not be
10 organized, broadcast or endorsed by a public school, including, without limitation,
11 a university school for profoundly gifted pupils.

12 3. The board of trustees of each school district, the governing body of each
13 charter school and the governing body of each university school for profoundly
14 gifted pupils shall adopt a written policy for pupil publications which:

15 (a) Establishes reasonable provisions governing the time, place and manner for
16 the distribution of pupil publications;

17 (b) Protects the right of expression described in subsection 1 for pupils
18 working on pupil publications as journalists in their determination of the news,
19 opinions, feature content, advertising content and other content of the pupil
20 publications;

21 (c) Prohibits, without limitation, the following:

22 (1) Restricting the publication of any content in pupil publications unless
23 the content would substantially disrupt the ability of the public school to perform its
24 educational mission;

25 (2) Dismissing, suspending, disciplining or retaliating against an employee
26 or other person acting as an adviser for a pupil publication or as an adviser for
27 pupils working as journalists on a pupil publication for acting within the scope of
28 that position, including, without limitation, taking responsible and appropriate
29 action to protect a pupil engaged in conduct protected pursuant to the written policy
30 or refusing to perform an action which violates the written policy; and

31 (3) Expelling, suspending or otherwise disciplining a pupil for engaging in
32 conduct in accordance with the policy, unless such conduct substantially disrupts
33 the ability of the public school to perform its educational mission and the disruption
34 was intentional; and

35 (d) Includes a disclaimer indicating that any content published in a pupil
36 publication is not endorsed by the public school.

37 4. The board of trustees of each school district, the governing body of each
38 charter school and the governing body of each university school for profoundly
39 gifted pupils shall adopt a policy prescribing procedures for the resolution of a
40 complaint by a pupil of the school district, charter school or university school for
41 profoundly gifted pupils that the rights of the pupil described in subsection 1 or 3
42 have been violated. The policy required by this subsection may be part of a
43 comprehensive discrimination grievance policy of the school district, charter school
44 or university school for profoundly gifted pupils or may be a separate policy.

45 5. As used in this section:

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

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

48 (c) *"Discrimination based on race" has the meaning ascribed to it in section*
49 *4 of this act.*

50 **Sec. 8.** NRS 388.121 is hereby amended to read as follows:

51 388.121 As used in NRS 388.121 to 388.1395, inclusive, *and sections 4, 5*
52 *and 6 of this act*, unless the context otherwise requires, the words and terms

1 defined in NRS 388.1215 to 388.127, inclusive, *and section 4 of this act* have the
2 meanings ascribed to them in those sections.

3 **Sec. 9.** NRS 388.132 is hereby amended to read as follows:

4 388.132 The Legislature declares that:

5 1. Pupils are the most vital resource to the future of this State;

6 2. A learning environment that is safe and respectful is essential for the pupils
7 enrolled in the schools in this State and is necessary for those pupils to achieve
8 academic success and meet this State's high academic standards;

9 3. Every classroom, hallway, locker room, cafeteria, restroom, gymnasium,
10 playground, athletic field, school bus, parking lot and other areas on the premises of
11 a school in this State must be maintained as a safe and respectful learning
12 environment, and no form of *discrimination based on race*, bullying or cyber-
13 bullying will be tolerated within the system of public education in this State;

14 4. Any form of *discrimination based on race*, bullying or cyber-bullying
15 seriously interferes with the ability of teachers to teach in the classroom and the
16 ability of pupils to learn;

17 5. The use of the Internet by pupils in a manner that is ethical, safe and secure
18 is essential to a safe and respectful learning environment and is essential for the
19 successful use of technology;

20 6. It will ensure that:

21 (a) The schools in this State provide a safe and respectful learning environment
22 in which persons of differing beliefs, races, colors, national origins, ancestries,
23 religions, gender identities or expressions, sexual orientations, physical or mental
24 disabilities, sexes or any other distinguishing characteristics or backgrounds can
25 realize their full academic and personal potential;

26 (b) All administrators, teachers and other personnel of the school districts and
27 schools in this State demonstrate appropriate and professional behavior on the
28 premises of any school by treating other persons, including, without limitation,
29 pupils, with civility and respect, by refusing to tolerate *discrimination based on*
30 *race*, bullying and cyber-bullying, and by taking immediate action to protect a
31 victim or target of *discrimination based on race*, bullying or cyber-bullying when
32 witnessing, overhearing or being notified that *discrimination based on race*,
33 bullying or cyber-bullying is occurring or has occurred;

34 (c) The quality of instruction is not negatively impacted by poor attitudes or
35 interactions among administrators, teachers, coaches or other personnel of a school
36 district or school;

37 (d) All persons in a school are entitled to maintain their own beliefs and to
38 respectfully disagree without resorting to *discrimination based on race*, bullying,
39 cyber-bullying or violence; and

40 (e) Any teacher, administrator, coach or other staff member or pupil who
41 tolerates or engages in an act of *discrimination based on race*, bullying or cyber-
42 bullying or violates a provision of NRS 388.121 to 388.1395, inclusive, *and*
43 *sections 4, 5 and 6 of this act* regarding a response to *discrimination based on*
44 *race*, bullying or cyber-bullying against a pupil will be held accountable; and

45 7. By declaring this mandate that the schools in this State provide a safe and
46 respectful learning environment, the Legislature is not advocating or requiring the
47 acceptance of differing beliefs in a manner that would inhibit the freedom of
48 expression, but is requiring that pupils be free from physical, emotional or mental
49 abuse while at school and that pupils be provided with an environment that allows
50 them to learn.

51 **Sec. 10.** NRS 388.1321 is hereby amended to read as follows:

52 388.1321 1. The Legislature hereby declares that the members of a
53 governing body and all administrators and teachers have a duty to create and

1 provide a safe and respectful learning environment for all pupils that is free of
2 *discrimination based on race*, bullying and cyber-bullying.

3 2. A parent or guardian of a pupil may petition a court of competent
4 jurisdiction for a writ of mandamus to compel the performance of any duty imposed
5 by the provisions of NRS 388.121 to 388.1395, inclusive **H**, *and sections 4, 5 and*
6 *6 of this act.*

7 3. Nothing in this section shall be deemed to preclude a parent or guardian of
8 a pupil from seeking any remedy available at law or in equity.

9 **Sec. 11.** NRS 388.1322 is hereby amended to read as follows:

10 388.1322 A private school, as defined in NRS 394.103, and the governing
11 body and administrator of the private school are authorized to comply with NRS
12 388.121 to 388.1395, inclusive, *and sections 4, 5 and 6 of this act* wholly or in
13 part. Any such compliance is wholly voluntary, and no liability attaches to any
14 failure to comply on the part of the private school, governing body or administrator.

15 **Sec. 12.** NRS 388.1323 is hereby amended to read as follows:

16 388.1323 1. The Office for a Safe and Respectful Learning Environment is
17 hereby created within the Department.

18 2. The Superintendent of Public Instruction shall appoint a Director of the
19 Office, who shall serve at the pleasure of the Superintendent.

20 3. The Director of the Office shall ensure that the Office:

21 (a) Maintains a 24-hour, toll-free statewide hotline and Internet website by
22 which any person can report a violation of the provisions of NRS 388.121 to
23 388.1395, inclusive, *and sections 4, 5 and 6 of this act* and obtain information
24 about *antidiscrimination and* anti-bullying efforts and organizations; and

25 (b) Provides outreach and *antidiscrimination and* anti-bullying education and
26 training for pupils, parents and guardians, teachers, administrators, coaches and
27 other staff members and the members of a governing body. The outreach and
28 training must include, without limitation:

29 (1) Training regarding methods, procedures and practice for recognizing
30 *discrimination based on race*, bullying and cyber-bullying behaviors;

31 (2) Training regarding effective intervention and remediation strategies
32 regarding *discrimination based on race*, bullying and cyber-bullying;

33 (3) Training regarding methods for reporting violations of NRS 388.135;
34 and

35 (4) Information on and referral to available resources regarding suicide
36 prevention and the relationship between *discrimination based on race*, bullying or
37 cyber-bullying and suicide, including, without limitation, resources for pupils who
38 are members of groups at a high risk of suicide. Such groups include, without
39 limitation, the groups described in subsection 3 of NRS 388.256.

40 4. The Director of the Office shall establish procedures by which the Office
41 may receive reports of *discrimination based on race*, bullying and cyber-bullying
42 and complaints regarding violations of the provisions of NRS 388.121 to 388.1395,
43 inclusive **H**, *and sections 4, 5 and 6 of this act.*

44 5. The Director of the Office or his or her designee shall investigate any
45 complaint that a teacher, administrator, coach or other staff member or member of a
46 governing body has violated a provision of NRS 388.121 to 388.1395, inclusive **H**,
47 *and sections 4, 5 and 6 of this act.* If a complaint alleges criminal conduct or an
48 investigation leads the Director of the Office or his or her designee to suspect
49 criminal conduct, the Director of the Office may request assistance from the
50 Investigation Division of the Department of Public Safety.

51 **Sec. 13.** NRS 388.1325 is hereby amended to read as follows:

52 388.1325 1. The *Discrimination and* Bullying Prevention Account is
53 hereby created in the State General Fund, to be administered by the Director of the

1 Office for a Safe and Respectful Learning Environment appointed pursuant to NRS
2 388.1323. The Director of the Office may accept gifts and grants from any source
3 for deposit into the Account. The interest and income earned on the money in the
4 Account must be credited to the Account.

5 2. In accordance with the regulations adopted by the State Board pursuant to
6 NRS 388.1327, a school district that applies for and receives a grant of money from
7 the *Discrimination and* Bullying Prevention Account shall use the money for one
8 or more of the following purposes:

9 (a) The establishment of programs to create a school environment that is free
10 from *discrimination based on race*, bullying and cyber-bullying;

11 (b) The provision of training on the policies adopted by the school district
12 pursuant to NRS 388.134 and the provisions of NRS 388.121 to 388.1395, inclusive
13 *§, and sections 4, 5 and 6 of this act*; or

14 (c) The development and implementation of procedures by which the public
15 schools of the school district and the pupils enrolled in those schools can discuss
16 the policies adopted pursuant to NRS 388.134 and the provisions of NRS 388.121
17 to 388.1395, inclusive *§, and sections 4, 5 and 6 of this act*.

18 **Sec. 14.** NRS 388.1327 is hereby amended to read as follows:

19 388.1327 The State Board shall adopt regulations:

20 1. Establishing the process whereby school districts may apply to the
21 Department for a grant of money from the *Discrimination and* Bullying Prevention
22 Account pursuant to NRS 388.1325.

23 2. As are necessary to carry out the provisions of NRS 388.121 to 388.1395,
24 inclusive *§, and sections 4, 5 and 6 of this act*.

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

26 388.133 1. The Department shall, in consultation with the governing bodies,
27 educational personnel, local associations and organizations of parents whose
28 children are enrolled in schools throughout this State, and individual parents and
29 legal guardians whose children are enrolled in schools throughout this State,
30 prescribe by regulation a policy for all school districts and schools to provide a safe
31 and respectful learning environment that is free of *discrimination based on race*,
32 bullying and cyber-bullying.

33 2. The policy must include, without limitation:

34 (a) Requirements and methods for reporting violations of NRS 388.135,
35 including, without limitation, violations among teachers and violations between
36 teachers and administrators, coaches and other personnel of a school district or
37 school;

38 (b) Requirements and methods for addressing the rights and needs of persons
39 with diverse gender identities or expressions;

40 (c) Requirements and methods for restorative disciplinary practices; and

41 (d) A policy for use by school districts and schools to train members of the
42 governing body and all administrators, teachers and all other personnel employed
43 by the governing body. The policy must include, without limitation:

44 (1) Training in the appropriate methods to facilitate positive human
45 relations among pupils by eliminating the use of *discrimination based on race*,
46 bullying and cyber-bullying so that pupils may realize their full academic and
47 personal potential;

48 (2) Training in methods to prevent, identify and report incidents of
49 *discrimination based on race*, bullying and cyber-bullying;

50 (3) Training concerning the needs of persons with diverse gender identities
51 or expressions;

52 (4) Training concerning the needs of pupils with disabilities and pupils
53 with autism spectrum disorder;

1 (5) Methods to promote a positive learning environment;

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

4 (7) Methods to teach skills to pupils so that the pupils are able to replace
5 inappropriate behavior with positive behavior.

6 **Sec. 16.** NRS 388.1341 is hereby amended to read as follows:

7 388.1341 1. The Department, in consultation with persons who possess
8 knowledge and expertise in *discrimination based on race*, bullying and cyber-
9 bullying, shall, to the extent money is available, develop an informational pamphlet
10 to assist pupils and the parents or legal guardians of pupils enrolled in schools in
11 this State in resolving incidents of *discrimination based on race*, bullying or cyber-
12 bullying. If developed, the pamphlet must include, without limitation:

13 (a) A summary of the policy prescribed by the Department pursuant to NRS
14 388.133 and the provisions of NRS 388.121 to 388.1395, inclusive **H**, and
15 *sections 4, 5 and 6 of this act*;

16 (b) A description of practices which have proven effective in preventing and
17 resolving violations of NRS 388.135 in schools, which must include, without
18 limitation, methods to identify and assist pupils who are at risk for *discrimination*
19 *based on race*, bullying and cyber-bullying; and

20 (c) An explanation that the parent or legal guardian of a pupil who is involved
21 in a reported violation of NRS 388.135 may request an appeal of a disciplinary
22 decision made against the pupil as a result of the violation, in accordance with the
23 policy governing disciplinary action adopted by a governing body.

24 2. If the Department develops a pamphlet pursuant to subsection 1, the
25 Department shall review the pamphlet on an annual basis and make such revisions
26 to the pamphlet as the Department determines are necessary to ensure the pamphlet
27 contains current information.

28 3. If the Department develops a pamphlet pursuant to subsection 1, the
29 Department shall post a copy of the pamphlet on the Internet website maintained by
30 the Department.

31 4. To the extent the money is available, the Department shall develop a
32 tutorial which must be made available on the Internet website maintained by the
33 Department that includes, without limitation, the information contained in the
34 pamphlet developed pursuant to subsection 1, if such a pamphlet is developed by
35 the Department.

36 **Sec. 17.** NRS 388.1342 is hereby amended to read as follows:

37 388.1342 1. The Department, in consultation with persons who possess
38 knowledge and expertise in *discrimination based on race*, bullying and cyber-
39 bullying, shall establish a program of training:

40 (a) On methods to prevent, identify and report incidents of *discrimination*
41 *based on race*, bullying and cyber-bullying for members of the State Board.

42 (b) On methods to prevent, identify and report incidents of *discrimination*
43 *based on race*, bullying and cyber-bullying for the members of a governing body.

44 (c) For school district and school personnel to assist those persons with
45 carrying out their powers and duties pursuant to NRS 388.121 to 388.1395,
46 inclusive **H**, and *sections 4, 5 and 6 of this act*.

47 (d) For school district and school personnel in the prevention of violence and
48 suicide, including, without limitation, violence and suicide associated with
49 *discrimination based on race*, bullying and cyber-bullying, and appropriate
50 methods to respond to incidents of violence or suicide. Such training must include,
51 without limitation, instruction concerning the identification of:

1 (1) Appropriate mental health services at the school and in the community
2 in which the school is located and how and when to refer pupils and their families
3 for such services; and

4 (2) Other persons and organizations in the community in which the school
5 is located, including, without limitation, religious and other nonprofit organizations,
6 that may be able to assist with the response to a suicide.

7 (e) For school district and school personnel concerning the needs of persons
8 with diverse gender identities or expressions.

9 (f) For school district and school personnel concerning the needs of pupils with
10 disabilities and pupils with autism spectrum disorder.

11 2. Each member of the State Board shall, within 1 year after the member is
12 elected or appointed to the State Board, complete the program of training on
13 *discrimination based on race*, bullying and cyber-bullying established pursuant to
14 paragraph (a) of subsection 1 and undergo the training at least one additional time
15 while the person is a member of the State Board.

16 3. Except as otherwise provided in NRS 388.134, each member of a
17 governing body shall, within 1 year after the member begins his or her service on
18 the governing body, complete the program of training on *discrimination based on*
19 *race*, bullying and cyber-bullying established pursuant to paragraph (b) of
20 subsection 1 and undergo the training at least one additional time while the person
21 is a member of the governing body.

22 4. Each administrator of a school shall complete the program of training
23 established pursuant to paragraphs (d), (e) and (f) of subsection 1:

24 (a) Within 90 days after becoming an administrator;

25 (b) Except as otherwise provided in paragraph (c), at least once every 3 years
26 thereafter; and

27 (c) At least once during any school year within which the program of training
28 is revised or updated.

29 5. Each program of training established pursuant to subsection 1 must, to the
30 extent money is available, be made available on the Internet website maintained by
31 the Department or through another provider on the Internet.

32 6. The governing body may allow school personnel to attend the program
33 established pursuant to paragraph (c), (d), (e) or (f) of subsection 1 during regular
34 school hours.

35 7. The Department shall review each program of training established pursuant
36 to subsection 1 on an annual basis to ensure that the program contains current
37 information.

38 **Sec. 18.** NRS 388.1343 is hereby amended to read as follows:

39 388.1343 The administrator of each school or his or her designee shall:

40 1. Establish a school safety team to develop, foster and maintain a school
41 environment which is free from *discrimination based on race*, bullying and cyber-
42 bullying;

43 2. Conduct investigations of violations of NRS 388.135 occurring at the
44 school; and

45 3. Collaborate with the governing body and the school safety team to prevent,
46 identify and address reported violations of NRS 388.135 at the school.

47 **Sec. 19.** NRS 388.1344 is hereby amended to read as follows:

48 388.1344 1. Each school safety team established pursuant to NRS 388.1343
49 must consist of the administrator of the school or his or her designee and the
50 following persons appointed by the administrator:

51 (a) A school counselor, school psychologist or social worker if the school
52 employs a person in such a position full-time;

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

- 1 (c) At least one parent or legal guardian of a pupil enrolled in the school;
2 (d) A school police officer or school resource officer if the school employs a
3 person in such a position full-time;
4 (e) For a middle school, junior high school or high school, one pupil enrolled
5 in the school; and

6 (f) Any other persons appointed by the administrator.

7 2. The administrator of the school or his or her designee shall serve as the
8 chair of the school safety team.

9 3. The school safety team shall:

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

11 (b) Identify and address patterns of *discrimination based on race*, bullying or
12 cyber-bullying;

13 (c) Review and strengthen school policies to prevent and address
14 *discrimination based on race*, bullying or cyber-bullying;

15 (d) Provide information to school personnel, pupils enrolled in the school and
16 parents and legal guardians of pupils enrolled in the school on methods to address
17 bullying and cyber-bullying; ~~and~~

18 (e) To the extent practicable, work with members of the community with
19 expertise in cultural competency; and

20 (f) To the extent money is available, participate in any training conducted by
21 the school district or school regarding bullying and cyber-bullying.

22 4. To the extent practicable, the school safety team must consist of members
23 who are representative of the demographic groups identified in subsection 1 of
24 section 4 of this act.

25 **Sec. 20.** NRS 388.135 is hereby amended to read as follows:

26 388.135 A member of a governing body, any employee of a governing body,
27 including, without limitation, an administrator, teacher or other staff member, a
28 member of a club or organization which uses the facilities of any school, regardless
29 of whether the club or organization has any connection to the school, or any pupil
30 shall not engage in *discrimination based on race*, bullying or cyber-bullying on the
31 premises of any school, at an activity sponsored by a school or on any school bus.

32 **Sec. 21.** NRS 388.1351 is hereby amended to read as follows:

33 388.1351 1. Except as otherwise provided in NRS 388.13535, a teacher,
34 administrator, coach or other staff member who witnesses a violation of NRS
35 388.135 or receives information that a violation of NRS 388.135 has occurred shall
36 report the violation to the administrator or his or her designee as soon as
37 practicable, but not later than a time during the same day on which the teacher,
38 administrator, coach or other staff member witnessed the violation or received
39 information regarding the occurrence of a violation.

40 2. Except as otherwise provided in this subsection, upon receiving a report
41 required by subsection 1, the administrator or designee shall immediately take any
42 necessary action to stop the *discrimination based on race*, bullying or cyber-
43 bullying and ensure the safety and well-being of the reported victim or victims of
44 the *discrimination based on race*, bullying or cyber-bullying and shall begin an
45 investigation into the report. If the administrator or designee does not have access
46 to the reported victim of the alleged violation of NRS 388.135, the administrator or
47 designee may wait until the next school day when he or she has such access to take
48 the action required by this subsection.

49 3. The investigation conducted pursuant to subsection 2 must include, without
50 limitation:

51 (a) Except as otherwise provided in subsection 4, notification provided by
52 telephone, electronic mail or other electronic means or provided in person, of the
53 parents or guardians of all pupils directly involved in the reported *discrimination*

1 *based on race*, bullying or cyber-bullying, as applicable, either as a reported
2 aggressor or a reported victim of the *discrimination based on race*, bullying or
3 cyber-bullying. The notification must be provided:

4 (1) If the *discrimination based on race*, bullying or cyber-bullying is
5 reported before the end of school hours on a school day, before the school's
6 administrative office closes on the day on which the *discrimination based on race*,
7 bullying or cyber-bullying is reported; or

8 (2) If the *discrimination based on race*, bullying or cyber-bullying was
9 reported on a day that is not a school day, or after school hours on a school day,
10 before the school's administrative office closes on the school day following the day
11 on which the *discrimination based on race*, bullying or cyber-bullying is reported.

12 (b) Interviews with all pupils whose parents or guardians must be notified
13 pursuant to paragraph (a) and with all such parents and guardians.

14 4. If the contact information for the parent or guardian of a pupil in the
15 records of the school is not correct, a good faith effort to notify the parent or
16 guardian shall be deemed sufficient to meet the requirement for notification
17 pursuant to paragraph (a) of subsection 3.

18 5. Except as otherwise provided in this subsection, an investigation required
19 by this section must be completed not later than 2 school days after the
20 administrator or designee receives a report required by subsection 1. If extenuating
21 circumstances prevent the administrator or designee from completing the
22 investigation required by this section within 2 school days after making a good faith
23 effort, 1 additional school day may be used to complete the investigation. The time
24 for completing an investigation into a report of cyber-bullying may also be
25 extended to not more than 5 school days after the report is received with the
26 consent of each reported victim of the cyber-bullying or, if a reported victim is
27 under 18 years of age and is not emancipated, the parent or guardian of the reported
28 victim.

29 6. An administrator or designee who conducts an investigation required by
30 this section shall complete a written report of the findings and conclusions of the
31 investigation. If a violation is found to have occurred:

32 (a) The report must include recommendations concerning the imposition of
33 disciplinary action or other measures to be imposed as a result of the violation, in
34 accordance with the policy governing disciplinary action adopted by the governing
35 body. Subject to the provisions of the Family Educational Rights and Privacy Act
36 of 1974, 20 U.S.C. § 1232g, and any regulations adopted pursuant thereto, the
37 report must be made available, not later than 24 hours after the completion of the
38 written report, to all parents or guardians who must be notified pursuant to
39 paragraph (a) of subsection 3 as part of the investigation; and

40 (b) Any action taken after the completion of the investigation to address the
41 *discrimination based on race*, bullying or cyber-bullying must be based on
42 restorative disciplinary practices and carried out in a manner that causes the least
43 possible disruption for the victim or victims. When necessary, the administrator or
44 his or her designee shall give priority to ensuring the safety and well-being of the
45 victim or victims over any interest of the perpetrator or perpetrators when
46 determining the actions to take.

47 7. If a violation is found not to have occurred, information concerning the
48 incident must not be included in the record of the reported aggressor.

49 8. Not later than 10 school days after receiving a report required by
50 subsection 1, the administrator or designee shall meet with each reported victim of
51 the *discrimination based on race*, bullying or cyber-bullying to inquire about the
52 well-being of the reported victim and to ensure that the reported *discrimination*
53 *based on race*, bullying or cyber-bullying, as applicable, is not continuing.

1 9. To the extent that information is available, the administrator or his or her
2 designee shall provide a list of any resources that may be available in the
3 community to assist a pupil to each parent or guardian of a pupil to whom notice
4 was provided pursuant to this section as soon as practicable. Such a list may
5 include, without limitation, resources available at no charge or at a reduced cost and
6 may be provided in person or by electronic or regular mail. If such a list is
7 provided, the administrator, his or her designee, or any employee of the school or
8 the school district is not responsible for providing such resources to the pupil or
9 ensuring the pupil receives such resources.

10 10. The parent or guardian of a pupil involved in the reported violation of
11 NRS 388.135 may appeal a disciplinary decision of the administrator or his or her
12 designee, made against the pupil as a result of the violation, in accordance with the
13 policy governing disciplinary action adopted by the governing body. Not later than
14 30 days after receiving a response provided in accordance with such a policy, the
15 parent or guardian may submit a complaint to the Department. The Department
16 shall consider and respond to the complaint pursuant to procedures and standards
17 prescribed in regulations adopted by the Department.

18 11. If a violation of NRS 388.135 is found to have occurred, the parent or
19 guardian of a pupil who is a victim of *discrimination based on race*, bullying or
20 cyber-bullying may request that the board of trustees of the school district in which
21 the pupil is enrolled to assign the pupil to a different school in the school district.
22 Upon receiving such a request, the board of trustees shall, in consultation with the
23 parent or guardian of the pupil, assign the pupil to a different school.

24 12. A principal or his or her designee shall submit a monthly report to the
25 direct supervisor of the principal that includes for the school the number of:

26 (a) Reports received pursuant to subsection 1 ~~(b)~~ *concerning incidents of*
27 *bullying or cyber-bullying;*

28 (b) *Reports received pursuant to subsection 1 concerning incidents of*
29 *discrimination based on race;*

30 (c) Times in which a violation of NRS 388.135 is found to have occurred; and

31 ~~(c)~~ (d) Times in which no violation of NRS 388.135 is found to have
32 occurred.

33 13. A direct supervisor who receives a monthly report pursuant to subsection
34 12 shall, each calendar quarter, submit a report to the Office for a Safe and
35 Respectful Learning Environment that includes, for the schools for which the direct
36 supervisor has received a monthly report in the calendar quarter ~~(b)~~ *and categorized*
37 *by types of incidents and the demographics identified in subsection 1 of section 4*
38 *of this act*, the:

39 (a) Total number of reports received pursuant to subsection 1 ~~(b)~~ *concerning*
40 *bullying or cyber-bullying;*

41 (b) *Total number of reports received pursuant to subsection 1 concerning*
42 *incidents of discrimination based on race;*

43 (c) Number of times in which a violation of NRS 388.135 is found to have
44 occurred; and

45 ~~(c)~~ (d) Number of times in which no violation of NRS 388.135 is found to
46 have occurred.

47 14. *The Office for a Safe and Respectful Learning Environment ~~(or)~~, in*
48 *consultation with the direct supervisor of a principal, shall, after reviewing a*
49 *report submitted pursuant to subsection 12 or 13, as applicable, make any*
50 *recommendations based on identified trends and patterns the Office ~~for direct~~*
51 *supervisor, as applicable, determines to be appropriate regarding interventions*
52 *or training to address discrimination based on race, bullying and cyber-bullying*
53 *at the school.*

1 **15.** School hours and school days are determined for the purposes of this
2 section by the schedule established by the governing body for the school.

3 ~~15.~~ **16.** The provisions of this section must not be construed to place any
4 limit on the time within which an investigation concerning any alleged act that
5 constitutes sexual assault must be completed.

6 **Sec. 22.** NRS 388.13535 is hereby amended to read as follows:

7 388.13535 1. If a law enforcement agency is investigating a potential crime
8 involving an alleged violation of NRS 388.135, the administrator or his or her
9 designee may, after providing the notification required by paragraph (a) of
10 subsection 3 of NRS 388.1351, defer the investigation required by that section until
11 the completion of the criminal investigation by the law enforcement agency. If the
12 administrator or his or her designee defers an investigation pursuant to this
13 subsection, the administrator or designee shall:

14 (a) Immediately develop and carry out a plan to protect the safety of each pupil
15 directly involved in the alleged violation of NRS 388.135; and

16 (b) To the extent that the law enforcement agency has provided the
17 administrator or designee with information about the projected date for completion
18 of its investigation, provide the parents or guardians of each pupil directly involved
19 in the alleged violation of NRS 388.135 with that information.

20 2. Except as otherwise provided in this section, the deferral authorized by
21 subsection 1 does not affect the obligations of the administrator or designee
22 pursuant to NRS 388.121 to 388.1395, inclusive ~~1~~, *and sections 4, 5 and 6 of this*
23 *act.*

24 3. Any plan developed pursuant to subsection 1 must be carried out in a
25 manner that causes the least possible disruption for the reported victim or victims of
26 *discrimination based on race*, bullying or cyber-bullying. When necessary, the
27 administrator or his or her designee shall give priority to protecting the reported
28 victim or victims over any interest of the reported perpetrator or perpetrators when
29 determining how to carry out the plan.

30 4. If the administrator or designee determines that a violation of NRS 388.135
31 was caused by the disability of the pupil who committed the violation:

32 (a) The provisions of NRS 388.1351 do not apply to the same or similar
33 behavior if the behavior is addressed in the pupil's individualized education
34 program; and

35 (b) The administrator or designee shall take any measures necessary to protect
36 the safety of the victim of the violation.

37 5. The provisions of NRS 388.1351 do not apply to a violation of NRS
38 388.135 committed by:

39 (a) A pupil who is enrolled in prekindergarten if the behavior is addressed
40 through measures intended to modify the behavior of the pupil.

41 (b) An employee of a school or school district against another employee of a
42 school or school district.

43 (c) An adult who is not a pupil or employee of a school or school district
44 against another such adult.

45 **Sec. 23.** NRS 388.139 is hereby amended to read as follows:

46 388.139 Each school district shall include the text of the provisions of NRS
47 388.121 to 388.1395, inclusive, *and sections 4, 5 and 6 of this act* and the policies
48 adopted by the board of trustees of the school district pursuant to NRS 388.134
49 under the heading ~~["Bullying"]~~ *"Discrimination Based on Race, Bullying and*
50 *Cyber-Bullying Is Prohibited in Public Schools,"* within each copy of the rules of
51 behavior for pupils that the school district provides to pupils pursuant to NRS
52 392.463.

1 **Sec. 24.** NRS 388.1395 is hereby amended to read as follows:

2 388.1395 The governing body of each school shall determine the most
3 effective manner for the delivery of information to the pupils of the school during
4 the “Week of Respect” proclaimed by the Governor each year pursuant to NRS
5 236.073. The information delivered during the “Week of Respect” must focus on:

6 1. Methods to prevent, identify and report incidents of *discrimination based*
7 *on race*, bullying and cyber-bullying;

8 2. Methods to improve the school environment in a manner that will facilitate
9 positive human relations among pupils; and

10 3. Methods to facilitate positive human relations among pupils by eliminating
11 the use of *discrimination based on race*, bullying and cyber-bullying.

12 **Sec. 25.** NRS 391.465 is hereby amended to read as follows:

13 391.465 1. The State Board shall, based upon the recommendations of the
14 Teachers and Leaders Council of Nevada submitted pursuant to NRS 391.460,
15 adopt regulations establishing a statewide performance evaluation system which
16 incorporates multiple measures of an employee’s performance. Except as otherwise
17 provided in subsection 3, the State Board shall prescribe the tools to be used by a
18 school district for obtaining such measures.

19 2. The statewide performance evaluation system must:

20 (a) Require that an employee’s overall performance is determined to be:

21 (1) Highly effective;

22 (2) Effective;

23 (3) Developing; or

24 (4) Ineffective.

25 (b) Include the criteria for making each designation identified in paragraph (a),
26 which must include, without limitation, consideration of whether the classes for
27 which the employee is responsible exceed the applicable recommended ratios of
28 pupils per licensed teacher prescribed by the State Board pursuant to NRS 388.890
29 and, if so, the degree to which the ratios affect:

30 (1) The ability of the employee to carry out his or her professional
31 responsibilities; and

32 (2) The instructional practices of the employee.

33 (c) Except as otherwise provided in subsections 2 and 3 of NRS 391.695 and
34 subsections 2 and 3 of NRS 391.715, require that pupil growth, as determined
35 pursuant to NRS 391.480, account for 15 percent of the evaluation of a teacher or
36 administrator who provides direct instructional services to pupils at a school in a
37 school district.

38 (d) Include an evaluation of whether the teacher, or administrator who provides
39 primarily administrative services at the school level or administrator at the district
40 level who provides direct supervision of the principal of a school, and who does not
41 provide primarily direct instructional services to pupils, regardless of whether the
42 probationary administrator is licensed as a teacher or administrator, including,
43 without limitation, a principal and vice principal or licensed educational employee,
44 other than a teacher or administrator, employs practices and strategies to involve
45 and engage the parents and families of pupils.

46 (e) Include a process for peer observations of teachers by qualified educational
47 personnel which is designed to provide assistance to teachers in meeting the
48 standards of effective teaching, and includes, without limitation, conducting
49 observations, participating in conferences before and after observations of the
50 teacher and providing information and resources to the teacher about strategies for
51 effective teaching. The regulations must include the criteria for school districts to
52 determine which educational personnel are qualified to conduct peer observations
53 pursuant to the process.

1 *(f) If an employee knowingly and willfully failed to comply with the*
2 *provisions of NRS 388.1351, indicate any disciplinary actions taken against the*
3 *employee pursuant to NRS 388.1354.*

4 3. A school district may apply to the State Board to use a performance
5 evaluation system and tools that are different than the evaluation system and tools
6 prescribed pursuant to subsection 1. The application must be in the form prescribed
7 by the State Board and must include, without limitation, a description of the
8 evaluation system and tools proposed to be used by the school district. The State
9 Board may approve the use of the proposed evaluation system and tools if it
10 determines that the proposed evaluation system and tools apply standards and
11 indicators that are equivalent to those prescribed by the State Board.

12 4. An administrator at the district level who provides direct supervision of the
13 principal of a school and who also serves as the superintendent of schools of a
14 school district must not be evaluated using the statewide performance evaluation
15 system.

16 **Sec. 26.** NRS 62C.400 is hereby amended to read as follows:

17 62C.400 1. If a department of juvenile services determines that a child who
18 is currently enrolled in school unlawfully engaged in *discrimination based on race*,
19 bullying or cyber-bullying, the department shall provide the information specified
20 in subsection 2 to the juvenile court in the judicial district in which the child resides
21 and to the school district in which the child is currently enrolled.

22 2. The information required to be provided pursuant to subsection 1 must
23 include:

- 24 (a) The name of the child;
25 (b) The name of the person who was the subject of the *discrimination based*
26 *on race*, bullying or cyber-bullying; and
27 (c) A description of any *discrimination based on race*, bullying or cyber-
28 bullying committed by the child against the other person.

29 3. As used in this section:

- 30 (a) "Bullying" has the meaning ascribed to it in NRS 388.122.
31 (b) "Cyber-bullying" has the meaning ascribed to it in NRS 388.123.
32 (c) *"Discrimination based on race" has the meaning ascribed to it in section*
33 *4 of this act.*

34 **Sec. 27.** NRS 62E.030 is hereby amended to read as follows:

35 62E.030 1. If a court determines that a child who is currently enrolled in
36 school unlawfully caused or attempted to cause serious bodily injury to another
37 person, the court shall provide the information specified in subsection 2 to the
38 school district in which the child is currently enrolled.

39 2. The information required to be provided pursuant to subsection 1 must
40 include:

- 41 (a) The name of the child;
42 (b) A description of any injury sustained by the other person;
43 (c) A description of any weapon used by the child; and
44 (d) A description of any threats made by the child against the other person
45 before, during or after the incident in which the child injured or attempted to injure
46 the person.

47 3. If a court determines that a child who is currently enrolled in school
48 unlawfully engaged in *discrimination based on race*, bullying or cyber-bullying,
49 the court shall provide the information specified in subsection 4 to the school
50 district in which the child is currently enrolled.

51 4. The information required to be provided pursuant to subsection 3 must
52 include:

- 53 (a) The name of the child;

1 (b) The name of the person who was the subject of the *discrimination based*
2 *on race*, bullying or cyber-bullying; and

3 (c) A description of any *discrimination based on race*, bullying or cyber-
4 bullying committed by the child against the other person.

5 5. As used in this section:

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

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

8 (c) *“Discrimination based on race” has the meaning ascribed to it in section*
9 *4 of this act.*

10 **Sec. 28.** NRS 236.073 is hereby amended to read as follows:

11 236.073 1. The Governor shall annually proclaim the first week in October
12 to be “Week of Respect.”

13 2. The proclamation may call upon:

14 (a) News media, educators and appropriate government offices to bring to the
15 attention of the residents of Nevada factual information regarding *discrimination*
16 *based on race*, bullying and cyber-bullying, including, without limitation:

17 (1) Statistical information regarding the number of pupils who *experience*
18 *discrimination based on race or* are bullied or cyber-bullied each year;

19 (2) The methods to identify and assist pupils who are at risk of
20 *discrimination based on race*, bullying or cyber-bullying; and

21 (3) The methods to prevent *discrimination based on race*, bullying and
22 cyber-bullying; and

23 (b) Governing bodies to provide instruction on the ways in which pupils can
24 prevent *discrimination based on race*, bullying and cyber-bullying during the
25 Week of Respect and throughout the school year that is appropriate for the grade
26 level of pupils who receive the instruction.

27 3. As used in this section:

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

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

30 (c) *“Discrimination based on race” has the meaning ascribed to it in section*
31 *4 of this act.*

32 (d) “Governing body” has the meaning ascribed to it in NRS 388.126.

33 **Sec. 29.** This act becomes effective on July 1, 2021.