



AB 168

Assemblyman Tyrone Thomas
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Section 1

NRS 388A.495- Charter School Governing Body shall adopt written rules of behavior required/prohibited and appropriate punishments for violations

- A pupil **who is at least 11** and poses continuing danger, disrupting academic process, distribution, possession of dangerous weapon may be removed ~~immediately after given explanation...~~ **only after restorative plan of action**
- A pupil **who is at least 11** and special education may be suspended for not more than **5 days per occurrence**

Section 2

NRS 388C.150- University school for profoundly gifted shall adopt written rules of behavior required/prohibited and appropriate punishments for violations

- A pupil **who is at least 11** and poses continuing danger, disrupting academic process, distribution, possession of dangerous weapon may be removed ~~immediately after given explanation...~~ **only after restorative plan of action**
- A pupil **who is at least 11** and special education may be suspended for not more than **5 days per occurrence**

Section 3

NRS Chapter 392- Pupils

- *A public school shall provide a restorative plan of action before expelling a student from school*
- *The Department shall develop examples*
- *The Department may approve the plan of action*
- *The Department shall post description/timeline on its internet*
- *The Department shall adopt regulations*
- *Each public school shall collect discipline data and the principal shall review and report the data*

Section 4

NRS 392.4634- K-8 Students may not be disciplined for simulating a firearm or weapon while playing

- Clean up work: changing subsection numbers to match

Section 5

NRS 392.4635- Board of Trustees shall establish a policy that prohibits activities if criminal gangs on school property

- Provisions that provide for suspension and expulsion ***pursuant to NRS 392.466 and 392.467***

Section 5.5

NRS 392.4644- The ~~principal~~ **board of trustees** shall establish a progressive discipline plan

- Be developed with input from **school administrators**
- Include provisions to address needs and concerns of **each school**
- **Provide for placement of a pupil in a different school**
- **Be posted on the District website**
- By September 15 of each year, principal shall review the plan with teachers, **administrators, parents, and pupils who are enrolled in the school**

Section 6

NRS 392.4655- Principal shall deem a pupil a habitual disciplinary problem if: two extortions or threats to extort or has five suspensions for any reason

- If a pupil is suspended, the school ~~may~~ **shall** develop a plan of behavior in consultation with the pupil and parent/guardian
- ***The parent/guardian may choose for the pupil to not participate in the plan***

Section 7

NRS 392.466- Mandatory expulsion

- Any pupil who commits battery employee w/injury or sell/distribution of a controlled substance ~~must for 1st occurrence, suspended/expelled... one semester...~~ and *who is at least 11 shall be provided with a restorative plan of action*
- *The pupil may be expelled*
- *The employee (victim) may appeal school plan... cannot circumvent IDEA*
- Firearm/dangerous weapon exactly the same; no changes

Section 7 Continued

NRS 392.466- Mandatory expulsion

- *If the school is unable to retain the pupil for safety of any person or it would not be in the best interest of the pupil, the pupil may be suspended, expelled or placed in another school*
- *HDP reminder for pupils at least 11 must have a restorative plan of action*
- *The superintendent shall allow a modification to suspension/expulsion if the restorative plan of action may be successful*

Section 7 Continued

NRS 392.466- Mandatory expulsion

- *Any pupil who is not more than 10 must not be permanently expelled*
- *A pupil who is at least 11* may be suspended or expelled after board of trustees has reviewed and approved in accordance with procedural policy set by the board
- *A pupil who is at least 11 and special education* may be suspended (*no more than 5 days per occurrence*) or expelled after board of trustees has reviewed and approved in accordance with procedural policy set by the board *and compliant with IDEA*
- *Restorative justice has meaning ascribed in previous section*

Section 8

NRS 392.467- Suspension/Expulsion procedures and limitations

- The board may authorize the suspension/expulsion of any pupil **who is at least 11, a pupil not more than 10 must not be permanently expelled**
- **The board may authorize the suspension/expulsion or removal of a pupil who has been charged with a crime regardless of outcome only if:**
 - **Conduct an independent investigation**
 - **Provide notice of charges**
- The board shall not authorize suspension, expulsion, or removal of any pupil **for offenses related to attendance** or because the pupil is declared a truant or habitual truant
- A pupil who is participating in special education may be suspended (**no more than 5 days per occurrence**) or expelled after board of trustees has reviewed and approved in accordance with procedural policy set by the board **and compliant with IDEA**