

Overview

The intent of this addendum is to align recent legislative changes from the *82nd Session of the Nevada Legislature* and guidance from the Nevada Department of Education to the [Clark County School District Pre-Kindergarten–12 Student Code of Conduct](#). As part of the District’s ongoing commitment for a safe and conducive learning environment for all students, the Education Services Division (ESD) is providing an addendum to the *Clark County School District Pre-Kindergarten–12 Student Code of Conduct*. Principals must work with discipline administrators to schedule sessions to convey this information to students, staff, and the community.

Contact Information

For additional information, please contact ESD personnel:
 Main: 702-855-9765
 Region 1: 702-799-0648 ext. 5210
 Region 2: 702-799-2939 ext. 5617
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Offense Updates

Offense	Current	Update
Battery-Staff (Page 14)	Any student 11 years of age or older who commits the offense of Battery-Staff must be recommended for expulsion if cited by law enforcement for Battery to a Protected Person. If not cited, school administration may address with on-site resolutions or submit a discretionary recommendation for expulsion.	<p>Any student 6 or 7 years of age who commits the offense of Battery-Staff may be suspended. Any student 8 years of age or older who commits the offense of Battery-Staff may be suspended or recommended for expulsion, with consultation with the appropriate ESD Region Director.</p> <p>Any student 6 or 7 years of age who commits the offense of Battery-Staff <i>resulting in bodily injury</i>* <u>must</u> be suspended. Any student 8 years or older who commits the offense of Battery-Staff <i>resulting in bodily injury</i> <u>must</u> be suspended and may be recommended for expulsion, with consultation with the appropriate ESD Region Director.</p> <p>*Bodily injury is defined as any actual damage or injury to a person that interferes with or is detrimental to the health of the person and is more than merely accidental, transient, or trifling in nature.</p> <p>The principal may reduce suspension days or convert an expulsion recommendation to a suspension.</p>

Offense	Current	Update
Bullying (Page 15)	<p>Investigative timelines allow for two school days to complete an investigation after receiving a report of discrimination based on race, bullying, or cyberbullying.</p> <p>An additional one school day may be utilized if there are extenuating circumstances, allowing up to three school days to complete the investigation.</p>	<p>Investigation timelines have been updated to allow up to five school days to complete an investigation after receiving a report of discrimination based on race, bullying, or cyberbullying.</p> <p>An additional two school days may be utilized if there are extenuating circumstances, allowing up to seven school days to complete the investigation.</p>
Campus Disruption (Page 33)		A Discretionary Expulsion is an allowable resolution for a campus disruption, but it is not a Recommended Expulsion.
Habitual Disciplinary Problem (Page 38)	Any student 11 years of age or older may be deemed a habitual disciplinary problem and recommended for expulsion if all components of Nevada Revised Statutes (NRS) 392.4655 are met.	A student deemed a habitual disciplinary problem, regardless of age, may be suspended or recommended for expulsion (if extraordinary circumstances exist) if all components of NRS 392.4655 are met.
Nuisance items/Personal Communication Device (Page 42)		Confiscation due to misuse is allowed, per the <i>Clark County School District Pre-Kindergarten–12 Student Code of Conduct</i> , in conjunction with the <i>Personal Technology and Communication Devices Guidance</i> document provided by the Teaching and Learning Unit.
Possession of Weapon-Dangerous Weapon (not a firearm) (Page 44)		Any student 11 years of age or older found in possession of a dangerous weapon must be recommended for expulsion. Students under 11 years of age are referred to the ESD Region Director for possible placement to NVLA.
Possession/Use of Controlled Substance (Page 43)		Academic Center Referral and Discretionary Expulsion are not allowable resolutions. Resolutions are addressed through on-site resolutions.

Additional Updates

Updates	Past Practice	Updated Practice
Law Enforcement	Law enforcement involvement not mandated.	In cases of possession of a firearm or dangerous weapon, law enforcement involvement has been adjusted to “must include law enforcement.”
Students Less than 6 Years of Age	Addressed through the Pre-Kindergarten Through Grade Two Suspension Guidance document.	Students who are less than 6 years of age may only be suspended with the review and approval of a region superintendent. If approved, there must be a Suspension with Instruction (SWI).
Students with Individualized Education Program/Section 504 Plans	A student with an Individualized Education Program (IEP) or Section 504 Plan may be suspended from school for up to five days, per occurrence.	A student with an Individualized Education Program (IEP) or Section 504 Plan may be suspended from school for up to a maximum of 10 school days, per occurrence, for the entire year. Any disciplinary removal following the 10 school days requires a behavior manifestation and IDEA laws must be followed.
Students experiencing Homelessness or in Foster Care	A student who is experiencing homelessness or is in foster care may be suspended for one day prior to a determination being made that the student’s situation led to the behavior incident, per Regulation 5114.1 .	A student who is experiencing homelessness or is in foster care may be suspended for up to five days if the principal reviews all available information and determines the conduct of the student constitutes an ongoing threat.
Dangerous and Disruptive Students		<p>Any student 11 years of age or older who is a danger to staff or students or is a threat to disrupt the academic process may be suspended or recommended for expulsion.</p> <p>Any student 6 to 10 years of age who is a danger to staff or students or is a threat to disrupt the academic process may be suspended.</p> <p>Any removal must be in alignment with NRS 392.4645-NRS 392.4648 or allowable offenses and resolutions, per the <i>Clark County School District Pre-Kindergarten–12 Student Code of Conduct</i>.</p> <p>The school principal must consult with the appropriate ESD Region Director prior to any suspension or expulsion of a student identified by the applicable NRS regulations and/or AB 330,</p>

Updates	Past Practice	Updated Practice
Educational Services During Disciplinary Processing		from the 82nd Session of the Nevada Legislature. It is mandatory to provide educational services using Suspension With Instruction (SWI) for any student being suspended, referred to an academic center, or recommended for expulsion.
Suspension Appeal Processes	Parent/guardian has up to five school days to request an appeal, per CCF-806 requirements. The principal is the identified designee for suspension hearings, per Regulation 5114.1 .	The CCSD Regulation 5114.1 detailing the appeal process must be provided to the student and parent/guardian on the same day that the student is suspended, referred to an academic center, or recommended for expulsion. Per AB 330 , from the 82nd Session of the Nevada Legislature: <ul style="list-style-type: none"> ● The parent/guardian has five school days to appeal the suspension, academic center referral, or recommendation for expulsion. ● Within five school days after receiving an appeal request, a hearing must be scheduled.
Schoolwide Progressive Discipline Plan - Components (Pre-Kindergarten–12 Student Code of Conduct)		For more severe offenses, schools will comply with the requirements of the Expulsion and Behavior School Referral Form, CCF-571, including a Restorative Plan of Action that may include interventions such as referrals to The Harbor, other appropriate community-based services , or the district’s Substance Abuse Awareness Program (SAAP). An individualized student plan based on restorative practices to include: <ul style="list-style-type: none"> ● Positive behavioral interventions and support; ● A plan for targeted intervention to improve behavior; ● A selection of restorative measures, encompassing restorative circles, restorative conferences, small group circles, mediation circles, re-entry circles, basic restorative questions, affective questions, small group conversations, and/or small impromptu conversations; ● A referral to a student support team; ● A referral to the Multidisciplinary Team (MDT) to determine if an IEP is needed or

		<p>if an existing IEP is being appropriately implemented;</p> <ul style="list-style-type: none"> ● A referral to The Harbor, Hazel Health, Care Solace or other appropriate community-based services; ● A conference with the principal or designee; ● A determination of the need for a school social worker referral; and ● A plan for reinstatement to a comprehensive school for a student referred to an academic center or recommended for expulsion.
<p>Restorative Disciplinary Practices (Pages 69-70)</p>		<p>Provided to student within two school days:</p> <ul style="list-style-type: none"> ● When a student is referred to an academic center or recommended for expulsion . ● When a student has received at least five cumulative days of suspension or suspension with instruction during the school year. ● When a student is suspended for a period of at least three consecutive days. ● To prevent a student from being deemed a habitual disciplinary problem. <p>School-based Restorative Disciplinary Practices, will include individualized student plans based on restorative practices to include:</p> <ul style="list-style-type: none"> ● A selection of restorative measures, encompassing restorative circles, restorative conferences, small group circles, mediation circles, re-entry circles, basic restorative questions, affective questions, small group conversations, and/or small impromptu conversations. <p>Schools requiring support with the implementation of Restorative Disciplinary Practices as aligned to the <i>Pre-Kindergarten–Grade 12 Student Code of Conduct</i> may contact the Equity and Diversity Education Department for guidance. CCSD will not require restorative practices for victims who experience serious infractions.</p>

		<p>Schools must recommend students for expulsion for the following offenses:</p> <ul style="list-style-type: none"> ● Possession of Weapon(s) ● Possession of Weapon(s) with Injury ● Possession of Weapon(s) with Threat ● Battery - Staff ● Battery - Student ● Battery - Student with Injury ● Distribution of Controlled Substance ● Sexual Assault <p>At a later date, expelled students may have the opportunity to participate in restorative and re-engagement activities to allow a determination to be made regarding their return to a more traditional learning environment.</p>
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Next Steps

The College, Career, Equity and School Choice Unit, which includes the Education Services Division and the Equity and Diversity Education Division, will revise and reissue an updated version of the *Clark County School District Pre-Kindergarten–12 Student Code of Conduct* in June 2024.