

NOTICE OF INTENT TO ACT UPON A REGULATION
Notice of Hearing for the Adoption of Regulations of the
Nevada State Board of Education

The Nevada State Board of Education will hold a public hearing on June 7, 2018 via video conference at the following locations: Nevada Department of Education Offices, Board Conference Room, 700 East Fifth Street, Carson City; and, 9890 South Maryland Parkway, 2nd Floor Board Conference Room, Las Vegas, Nevada. The purpose of the public hearing is to receive comments from all interested persons regarding the amendments/adoptions/repeal of regulations of the Nevada Administrative Code (NAC) 389 and 394 as follows:

9:35 A.M. Public hearing and possible adoption of proposed regulation R024-18, NAC Chapter 389 removing the defunct Northwest Accreditation Commission and citing the correct AdvancED accrediting body; removing the requirement of the submission of an employee's social security number. Further revisions to NAC Chapter 394 are proposed clarifying the necessity for criminal background checks pursuant to 34 U.S.C. § 20962(b)(2). (Chapters 385, 389, and 394, *Statutes of Nevada*, 2017)

The following information is provided pursuant to the requirements of NRS 233B.0603:

1. The need and purpose of the proposed regulations/amendments.
To clarify the appropriate accrediting body; removing the requirement of the submission of an employee's social security number; and, to clarify the necessity for criminal background checks of personnel.
2. Either the terms of the substance of the regulations to be adopted, amended or repealed, or a description of the subjects and issues involved.
R024-18 contains citation corrections and clarifications.
3. There is no economic effect of the regulation on the business that it regulates and no impact on the public.
4. The estimated cost to the agency for enforcement of the proposed regulation is none.
5. There is no duplication or overlap of regulations of state and local government agencies.
6. This regulation is not required pursuant to federal law.
7. There is no federal law affecting or overlapping the proposed regulations.
8. The proposed regulations do not establish a new fee nor increase an existing fee of the regulating agency.

Persons wishing to comment upon the proposed action of the State Board of Education may appear at the scheduled public hearing or may address their comments, data, views or arguments, in written form, to the Nevada Department of Education at **700 East Fifth Street, Carson City, Nevada 89701** no later than **June 1, 2018**. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Nevada Department of Education/State Board of Education may proceed immediately to act upon any written submissions.

A copy of this notice and the regulation to be adopted will be on file at the State Library and Archives, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be adopted will be available at the Nevada Department of Education, 700 East Fifth Street, Carson City, Nevada and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653 and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and proposed regulation will also be mailed to members of the public upon request. A reasonable fee may be charged for copies, if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the following locations: The offices of the Nevada Department of Education in Carson City and Las Vegas; the 17 Nevada School Districts Superintendents' Offices; the 17 Nevada County main public libraries; the Nevada State Library and Archives; and, at the public hearing locations.

BRIAN SANDOVAL
Governor
STEVE CANAVERO, Ph.D.
Superintendent of Public Instruction

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**SMALL BUSINESS IMPACT STATEMENT
PURSUANT TO NRS 233B.0608**

DATE: February 22, 2018

RE: Public Hearing to Adopt Regulations **R024-18** Concerning Amendments to **NAC Chapters 389** and **394** with regards to private schools, scheduled for **June 7, 2018**

I, Steve Canavero, being the duly appointed Superintendent of Public Instruction of the Nevada Department of Education, do hereby certify, to the best of my knowledge or belief:

1. The proposed revised regulations to be added to NAC Chapter 389 removes the defunct Northwest Accreditation Commission and citing the correct AdvancED accrediting body; removing the requirement of the submission of an employee's social security number. Further revisions to NAC Chapter 394 are proposed clarifying the necessity for criminal background checks pursuant to 34 U.S.C. § 20962(b)(2).
2. A concerted effort was made to determine any economic burden.
3. All relevant materials were reviewed and the Department considered its history with implementing similar regulations; the proposed changes are within the scope of the Department's activities and present no significant cost of enforcement.
4. Comment has not been solicited from small businesses, and no summary of their response is provided, because small businesses are not impacted by this regulation and thus no burden or economic impact can be assessed. Any impact is positive and was considered during legislative testimony.

I hereby further certify that, to the best of my knowledge or believe, a concerted effort was made to determine the impact of the regulation on small businesses and that the information contained in this statement was prepared properly and is accurate.

Respectfully submitted,

STEVE CANAVERO, Ph.D. Superintendent of Public Instruction