

**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 29, 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, 2<sup>nd</sup> 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) 385 as follows:

**9:00 A.M. Public hearing and possible adoption of proposed regulation R020-18, NAC Chapter 385 revising the dates on which organizations and schools report information to the Nevada Department of Education; clarifying the use of guidance established by the Food and Nutrition Service of the U.S. Department of Agriculture for eligibility determination; and, clarifying the requirement of a timely application in order for the designation of a pupil who is entitled to priority consideration.**  
(Chapter 388D.270, *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 revise reporting dates, which are more feasible to organizations and schools.**
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 Either the terms of the substance of the regulations to be adopted, amended or repealed, or a description of the subjects and issues involved.  
**R020-18 contains the revised reporting dates, as well as clarifications to eligibility guidance and application prioritization requirements.**
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 22, 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 **R020-18** Concerning Amendments to **NAC Chapter 385** with regards to the Nevada Educational Choice Scholarship Program, 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 385 revise the dates on which organizations and schools report information to the Nevada Department of Education; clarifying the use of guidance established by the Food and Nutrition Service of the U.S. Department of Agriculture for eligibility determination; and, clarifying the requirement of a timely application in order for the designation of a pupil who is entitled to priority consideration.
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,

A handwritten signature in blue ink that reads "Steve Canavero".

STEVE CANAVERO, Ph.D. Superintendent of Public Instruction