

Steve Sisolak
Governor

Jhone M. Ebert
Superintendent of
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STATE OF NEVADA NEVADA DEPARTMENT OF EDUCATION

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Notice of Workshop to Solicit Comments on Proposed Regulation

The **Nevada Department of Education** is proposing regulation language pertaining to the Nevada Administrative Code (NAC). The Workshop has been scheduled for **Thursday, September 30, 2021** via [Lifesize](#) and at the following locations: **Nevada Department of Education Offices, 700 East Fifth Street, Board Room, Carson City and 2080 East Flamingo Road, Room 114, Las Vegas, Nevada.** The purpose of the Workshop is to solicit comments from interested persons on the following general topics to be addressed in a proposed regulation:

9:30 A.M. Workshop to Solicit Comments on Proposed Amendments to NAC Chapter 388.662 – required training or professional development for the Read by Grade 3 Literacy Specialist; NAC Chapter 388.664 – required professional development for Read by Grade 3 elementary teachers; and NAC Chapter 388.666 – duties of the Read by Grade 3 Literacy Specialist, as required by NRS 388.159.

A copy of all materials relating to the proposal may be obtained at the workshop, on the Nevada Department of Education Regulation Workshops and Public Hearings [Meeting Materials](#) page, by contacting Amelia Thibault, Interim Board Secretary, Nevada Department of Education via email at NVBoardEd@doe.nv.gov, by telephone at 775-687-9217 or in person at the Nevada Department of Education, 700 E. 5th St, Carson City, Nevada. Persons wishing to comment upon the proposed action of the Department may provide in-person testimony, submit written comment to the Department via email at NVBoardEd@doe.nv.gov, or submit their comments, data, views, or arguments in written form to the Nevada Department of Education, 700 E. 5th St, Carson City, Nevada. Comments may be submitted via email leading up to and for the duration of the workshop, and those submitted via mail must be received by the Department on or before September 29, 2021.

This notice has been sent to all persons on the agencies mailing list for administrative regulations and posted on the Nevada Department of Education's website at <https://doe.nv.gov>, Nevada's Public Notice site at <https://notice.nv.gov>, the Nevada State Legislature's webpage at <https://leg.state.nv.us>, and physically at the Nevada Department of Education Offices and with Nevada State Library and Archives. Copies of this notice will also be emailed and/or mailed to members of the public upon request.

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SMALL BUSINESS IMPACT STATEMENT
PURSUANT TO NRS 233B.0608

DATE: September 30, 2021

RE: Workshop to Solicit Comments on Proposed Amendments to NAC Chapter 388.662 – required training or professional development for the Read by Grade 3 Literacy Specialist; NAC Chapter 388.664 – required professional development for Read by Grade 3 elementary teachers; and NAC Chapter 388.666 – duties of the Read by Grade 3 Literacy Specialist, as required by NRS 388.159.

I, Jhone M. Ebert, 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 regulation regarding the Read by Grade 3 Program is not likely to (a) impose a direct or significant economic burden upon a small business, or (b) directly restrict the formation, operation or expansion of a small business.
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 adverse economic impact can be assessed.

I hereby further certify that, to the best of my knowledge or belief, 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 black ink, appearing to read "Jhone M. Ebert".

Jhone M. Ebert
Superintendent of Public Instruction

NAC 388.662 Required Training or Professional Development for Literacy Specialist ([NRS 385.080](#), [388.159](#))

NAC 388.662 Required training or professional development for literacy specialist. ([NRS 385.080](#), [388.159](#)) A literacy specialist shall complete training or professional development concerning:

1. The Nevada Academic Content Standards for English Language Arts for all grades *at an elementary school* adopted by reference in [NAC 389.232](#), [389.2418](#), [389.2431](#) and [389.247](#);
2. The current Nevada State Literacy Plan and the local literacy plan;
3. Evidence-based instructional resources and methods for instruction and intervention in literacy, including, without limitation, the instruction and intervention required by [NRS 392.750](#) to [392.770](#), inclusive;
4. Methods for screening for and intervention concerning dyslexia and other reading disabilities, including, without limitation, the screening and intervention described in [NRS 388.439](#), [388.441](#) and [388.443](#), the minimum standards prescribed by the State Board for the special education of pupils with dyslexia pursuant to [NRS 388.419](#) and the Dyslexia Resource Guide published by the Department pursuant to [NRS 388.447](#);
5. Using the assessments approved by the State Board in [NAC 388.660](#);
6. Methods for using diagnostic and progress monitoring assessments;
7. Guiding teachers in data analysis and data-based decision making to inform instruction;
8. National standards for coaching teachers in literacy instruction, including methods for effectively delivering and receiving feedback.

NAC 388.664 Required Professional Development for Teachers Employed to Teach Elementary School ([NRS 385.080](#), [388.159](#))

NAC 388.664 Required professional development for teachers employed to teach elementary school students. ([NRS 385.080](#), [388.159](#))

A teacher who is employed by a school district or charter school to teach elementary school students shall complete differentiated professional development provided by a literacy specialist concerning:

1. The Nevada Academic Content Standards for English Language Arts for all grades at an elementary school adopted by reference in [NAC 389.232](#), [389.2418](#), [389.2431](#) and [389.247](#);
2. The current Nevada State Literacy Plan and the local literacy plan;
3. Evidence-based instructional resources and methods for instruction and intervention in literacy, including, without limitation, the instruction and intervention required by [NRS 392.750](#) to [392.770](#), inclusive;
4. Methods for screening for and intervention concerning dyslexia and other reading disabilities, including, without limitation, the screening and intervention described in [NRS 388.439](#), [388.441](#) and [388.443](#), the minimum standards prescribed by the State Board for the special education of pupils with dyslexia pursuant to [NRS 388.419](#) and the Dyslexia Resource Guide published by the Department pursuant to [NRS 388.447](#);
5. Using the assessments approved by the State Board in [NAC 388.660](#);
6. Methods for using diagnostic and progress monitoring assessments;
7. Application of data analysis and data-based decision making strategies to inform instruction;
8. Collaborative practices that focus on student learning by effectively participating in professional learning and/or coaching.

NAC 388.666 Duties of *Literacy Specialist* ([NRS 385.080](#), [388.159](#))

NAC 388.666 Duties of *literacy specialist*. ([NRS 385.080](#), [388.159](#)) *A literacy specialist* shall:

1. An individual designated as a literacy specialist shall demonstrate leadership in literacy instruction, intervention, assessment, professional learning, and family engagement as outlined in the District/Charters literacy plan as required by [NRS 388.157](#);
2. Assist teachers at the school by implementing a system of support which includes various methods to provide literacy instruction, intervention services, and intensive instruction for pupils who have been identified as deficient in the subject area of reading;
3. Support teachers in establishing plans to monitor the growth of pupils in reading by regularly assessing the growth of students in an any area of deficiency in reading; to ensure that programs services continue to increase the proficiency of students in reading;
4. Collaborate with the principal of the public elementary school to develop a schedule of professional development and assist in providing such professional development prescribed by [NAC 388.664](#) for teachers;
5. Provide instruction and support for the parents and guardians of pupils who have been identified as deficient in the subject area of reading;
6. Provide any necessary additional instruction to teachers and administrators concerning the assessments approved in [NAC 388.660](#); and
7. Assist teachers and administrators in analyzing student data and the effectiveness of intervention services and intensive instruction to make strategic and ongoing instructional decisions.