

**LCB File No. R079-00**

**PROPOSED REGULATION OF THE NEVADA HIGHER EDUCATION  
TUITION TRUST FUND BOARD OF TRUSTEES**

**NOTICE OF INTENT TO AMEND A REGULATION**

Notice of Hearing for the Amendment of Permanent Regulations of the Nevada Prepaid Tuition Program, Nevada State Treasurer's Office.

The Higher Education Tuition Trust Fund Board of Trustees will hold a public hearing on July 6, 2000 at 1:00 p.m. in the Office of the State Treasurer located in the Capitol Building, 101 N. Carson Street, Suite 4, Carson City, Nevada, 89701. The purpose of the hearing is to receive comments from all interested persons regarding the minor amendment to the Regulations for the Nevada Prepaid Tuition Program. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Nevada Higher Education Tuition Trust Fund Board of Trustees may proceed immediately to act upon any written submissions.

The purpose of amending the permanent regulations of the Nevada Prepaid Tuition Program is:

1. To provide a two-year university plan, for (4) semesters at a four-year university.
2. To allow two contracts per qualified beneficiary as long as the two contracts do not add up to more than 120 semester credit hours.

The purpose of this amendment is to increase contract sales by offering more choices of plans from which purchasers can choose. There will be no economic effect on any businesses, since the Nevada Prepaid Tuition Program is not a regulatory agency. There will be no economic effect on the public, since offering this additional plan will not increase the costs of program administration.

The current, or proposed regulation does not overlap any existing local, state or federal regulation. Federal law does not require this regulation, nor is it more stringent than a federal regulation that regulates any activity connected with the Nevada Prepaid Tuition Program.

This amendment will not result in any new fees, or the increase of any existing fee connected with the administration of the Program.

Persons wishing to comment upon the proposed action of the Nevada Higher Education Tuition Trust Fund Board of Trustees may appear at the scheduled public hearing or may address their comments, data, view or arguments, in written form, to the Nevada Prepaid Tuition Program, 555 E. Washington Avenue, Suite 4600, Las Vegas, Nevada, 89101. Written submission must be received by the Nevada Prepaid Tuition Program on or before June 25, 2000. If no person who is directly affected by the proposed action appears to request time to make an oral

presentation, the Nevada Higher Education Tuition Trust Fund Board of Trustees 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, 100 Stewart Street, Carson City, Nevada for inspection by members of the public during normal business hours.

Additional copies of the notice and the regulation to be adopted will be available at the Nevada Prepaid Tuition Program, 555 E. Washington Avenue, Suite 4600, Las Vegas, Nevada, 89101 and the State Treasurer's Office, 101 South Carson Street, Suite 4, Carson City, Nevada, 89701 and in all counties in which an office of this 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 Regulations are available in the state of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233 B.0653 and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and the regulation will be mailed to members of the public upon request.

Upon adoption of this regulation, the Nevada Prepaid Tuition Program, if requested to do so by an interested person, will issue a concise statement of the principal reasons for an against its adoption, and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice has been posted in the following locations:

|                                       |                           |
|---------------------------------------|---------------------------|
| Capitol Building - 1st and 2nd Floors | Douglas County Library    |
| Kinthead Building                     | Goldfield Public Library  |
| Grant Sawyer Building                 | Humboldt County Library   |
| Blasdel Building                      | Lincoln County Library    |
| Legislative Building                  | Lyon County Library       |
| Reno City Hall                        | Mineral County Library    |
| Elko City Hall                        | Pershing County Library   |
| Henderson City Hall                   | Storey County Library     |
| Battle Mountain Branch Library        | Tonopah Public Library    |
| Carson City Library                   | Washoe County Library     |
| Churchill County Library              | White Pine County Library |
| Clark County Library                  |                           |

This notice was posted in conformance to the provisions of NRS Chapters 233B and 241. The Nevada Higher Education Tuition Trust Fund Board of Trustees is pleased to make reasonable accommodations for handicapped individuals. Please call (702) 486-2025 if assistance is needed.

## **NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED REGULATIONS**

The Nevada Prepaid Tuition Program, 555 E. Washington Avenue, Suite 4600, Las Vegas, Nevada, 89101, (702) 486-2025, is proposing the adoption of regulations pertaining to NRS Chapters 233B and 241. A workshop has been set for 1:00 p.m., on July 6, 2000, at the Office the State Treasurer, Capitol Building, 101 N. Carson Street, Suite 4, Carson City, Nevada, 89701. The purpose of the workshop is to solicit comments from interested persons on the following general topics that will be addressed in the proposed regulation:

1. To add a two-year university plan, for (4) semesters at a four-year university.
2. To allow two contracts per qualified beneficiary as long as the two contracts do not add up to more than 120 semester credit hours.

A copy of all materials relating to the proposal may be obtained at the workshop or by contacting the Nevada Prepaid Tuition Program, 555 E. Washington Avenue, Suite 4600, Las Vegas, Nevada, 89101, (702) 486-2025.

This Notice of Workshop to solicit Comments on the Proposed Regulation has been sent to all persons on the agency's mailing list for administrative regulations and posted at the following locations:

Capitol Building - 1st and 2nd Floors  
Henderson City Hall  
Elko City Hall  
Legislative Building  
Kinkead Building  
Grant Sawyer Building  
Blasdel Building  
Reno City Hall  
Battle Mountain Branch Library  
Carson City Library  
Churchill County Library  
Clark County Library  
Douglas County Library

Elko County Library  
Esmeralda County Library  
Eureka Branch Library  
Goldfield Public Library  
Humboldt County Library  
Lincoln County Library  
Lyon County Library  
Mineral County Library  
Pershing County Library  
Storey County Library  
Tonopah Public Library  
Washoe County Library  
White Pine County Library

Date: May 30, 2000



BRIAN K. KROLICKI  
STATE TREASURER

STATE OF NEVADA  
OFFICE OF THE  
**STATE TREASURER**

**NEVADA PREPAID TUITION PROGRAM**



DAVID W. CLAPSADDLE  
EXECUTIVE DIRECTOR

**PUBLIC NOTICE  
AGENDA**

**NEVADA HIGHER EDUCATION TUITION TRUST FUND  
BOARD OF TRUSTEES PUBLIC WORKSHOP/HEARING**

**July 6, 2000  
1:00 p.m. to 4:00 p.m.**

Location: Office of the State Treasurer  
101 N. Carson Street, Suite 4  
Carson City, Nevada 89701

Regulation Agenda:

- 1) Public Workshop regarding the proposed amendments to the Regulations of the Nevada Prepaid Tuition Program (as prior noticed pursuant to NRS 233B.061 (2))
- 2) Public Hearing regarding the adoption of the proposed amendments to the Regulations of the Nevada Prepaid Tuition Program (as prior noticed pursuant to NRS 233B.060 (1))

THIS AGENDA HAS BEEN POSTED IN NINE (9) PUBLIC PLACES:

Capitol Building, 1st and 2nd floors, Carson City, NV  
Blasdel Building, Carson City, NV  
Kinkead Building, Carson City, NV  
Legislative Building, Carson City, NV  
Grant Sawyer Building, Las Vegas, NV  
City Hall, Reno, NV  
City Hall, Elko, NV  
City Hall, Henderson, NV

The Nevada Higher Education Tuition Trust Fund Board of Trustees is pleased to make reasonable accommodations for handicapped individuals. Call 486-2025 if assistance is needed. The Regular Agenda Items may be taken out of order at the discretion of the Board of Trustees.

LCB File No. R079-00

**PROPOSED REGULATION OF THE NEVADA HIGHER EDUCATION  
TUITION TRUST FUND BOARD OF TRUSTEES**

**Section 1. NAC 353B.150 Options for institution of higher education; number of semester hours for which contract may be made. (NRS 353B.090)**

1. A contract may provide for payment from the trust fund of the amount of tuition required for the enrollment of a qualified beneficiary into:

(a) A state community college in sufficient classes for a student to earn 60 semester hours of credit;

(b) A state:

(1) Community college in sufficient classes for a student to earn 60 semester hours of credit; and

(2) University in sufficient classes for a student to earn 60 semester hours of credit; ~~for~~

(c) *A state university in sufficient classes for a student to earn 60 semester hours of credit, or*

(d) A state university in sufficient classes for a student to earn 120 semester hours of credit.

2. As used in this section, “classes” means classes pursuant to which a student may earn an associate’s degree in 2 years of study or a bachelor’s degree in 4 years of study.

**Sec. 2. NAC 353B.160 Restrictions on payment of tuition and other amounts charged for enrollment. (NRS 353B.090)** No contract may authorize the payment of:

1. Tuition for:

(a) More than one qualified beneficiary; or

(b) A person who is designated as a qualified beneficiary for another contract; *unless the purchaser selects a two year university plan as defined by NAC 353B.090(c), in which case a second contract may be purchased for the qualified beneficiary as long as no more than 120 semester hours are contracted* or

2. Except for the amount of tuition authorized pursuant to NAC 353B.150, any other amounts charged for the enrollment of a qualified beneficiary into an eligible school.