

**ADOPTED REGULATION OF THE
DEPARTMENT OF EDUCATION**

LCB File No. R060-07

Effective October 31, 2007

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: §1, NRS 386.540 and 386.570.

A REGULATION relating to charter schools; revising provisions governing the reporting and maintenance of money by a charter school; and providing other matters properly relating thereto.

Section 1. NAC 386.390 is hereby amended to read as follows:

386.390 A charter school ~~[must:]~~ *shall:*

1. Comply with generally accepted accounting principles.
2. ~~[Utilize]~~ *Use* the chart of accounts prescribed by the Department . ~~[of Taxation.]~~
3. Maintain all money received by the charter school from this State and from the board of

trustees of a school district in a bank, credit union or other financial institution in this State ~~[.]~~
that is insured by an agency of the Federal Government or by a private insurer approved pursuant to NRS 678.755.

**NOTICE OF ADOPTION OF PROPOSED REGULATION
LCB File No. R060-07**

**NAC 386.390 – Compliance with Accounting Principles and Utilization of
Chart of Accounts**

The Department of Education adopted regulations assigned LCB File No. R060-07 which pertain to chapter 386 of the Nevada Administrative Code.

INFORMATIONAL STATEMENT

1. A description of how public comment was solicited, a summary of public response, and explanation how other interested persons may obtain a copy of the summary.

Notice of Workshop to Solicit Comments on Proposed Regulations was sent to approximately 200 individuals and educational organizations. A workshop was held on August 18, 2007. There was no public comment.

The Notice of Intent to Act Upon a Regulation for public hearing and adoption of the amendments to NAC 386.390 – Compliance with Accounting Principles and Utilization of Chart of Accounts were sent to approximately 200 individuals and educational organizations. The public hearing was conducted on October 6, 2007 to provide the opportunity for comments by affected parties and the public. There was no public comment. The Nevada State Board of Education/Nevada State Board for Career and Technical Education adopted the proposed amendments to the regulation.

2. The Number of Persons Who:

a) Attended Each Hearing: First Workshop: 12; First Hearing: 11; Second Hearing: N/A
b) Testified at Each Hearing: First Workshop: 0; First Hearing: 0; Second Hearing: N/A
c) Submitted Written Statements: First Workshop: 0; First Hearing: 0; Second Hearing: 0

A copy of any written comments may be obtained by calling Lori Johnson, Executive Assistant to the Nevada State Board of Education/Nevada State Board for Career and Technical Education, Nevada Department of Education, 775-687-9225, or by writing to the Nevada Department of Education, 700 East Fifth Street, Carson City, Nevada 89701-5096.

3. A description of how comment was solicited from affected businesses, a summary of the response and an explanation how other interested parties may obtain a copy of the summary.

Comments were solicited through the workshop notice of July 10, 2007; and the public hearing notice of August 31, 2007. At the August 18, 2007 Workshop to Solicit Comments, there no public comments to the proposed amendments to the regulation

language. At the October 6, 2007 public hearings there were no public comments to the proposed amendments to the regulation language.

Summary of Comments:

Workshop/Public Hearing Comments:

Workshop comments:

There were no workshop public comments.

Public Hearing comments:

There were no public hearing comments.

A copy of the summary and/or minutes of the public hearing may be obtained by calling Lori Johnson, Executive Assistant to the Nevada State Board of Education/Nevada State Board for Career and Technical Education, Nevada Department of Education, 775-687-9225, or by writing to the Nevada Department of Education, 700 East Fifth Street, Carson City, Nevada 89701-5096.

4. If the regulation was adopted with or without change to any part of the proposed regulation, a summary of the reasons for adopting.

The Nevada State Board of Education adopted the proposed amendments to the regulation language at the public hearing held October 6, 2007. The reason for adopting the regulation is to be in compliance with Accounting Principals and Utilization of Charter of Accounts. The suggested revision will codify what is already in use and allow charter schools to follow the same system used by school districts and clarify the financial institutions in which funds are deposited must maintain insurance on those funds.

5. The estimated economic effect of the adopted regulation on the business that it is to regulate and on the public. These must be stated separately and each case must include:

The beneficial economic effect will be to charter schools because it will provide for uniform reporting. The immediate effect is that all charter schools will be required to use these accounting systems. The long-term effect will provide for a uniform reporting system.

There is no estimated economic effect on the public, either adversely or beneficially, nor immediate or long term.

6. The estimated cost to the agency for enforcement of the adopted regulation.

There is no additional cost to the agency for enforcement of this regulation.

7. A description of any regulations of other state or governmental agencies which the proposed regulation overlaps or duplicates and a statement explaining why the

duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

No other state or governmental agency regulations will be overlapped or duplicated by the above noted regulation. There is no duplication or overlap of federal regulations.

8. If the regulation includes provisions which are more stringent than a federal regulation, which regulates the same activity, a summary of such provisions.

There are none.

9. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

This regulation does not provide for a new fee or increase an existing fee.