LEGISLATIVE REVIEW OF ADOPTED REGULATIONS—NRS 233B.066 Informational Statement LCB File No. R099-17

1. A clear and concise explanation of the need for the adopted regulation:

This regulation is necessary because the passage of SB 225(2017) requires the Department of Education to amend the model policy required pursuant to NRS 388.135. The required amendments to the model policy must include 1) an allowance that an administrator or governing body of a private school may elect to comply with anti-bullying provisions of the regulation; 2) requirements and methods that public schools must use when addressing the rights and needs of persons of diverse gender identities or expressions; and 3) language clarifying that anti-bullying provisions of regulation apply to all public schools including charter schools.

2. Description of how public comment was solicited, a summary of public response, and an explanation of how other interested persons may obtain a copy of the summary.

The Notice of Intent to Act Upon a Regulation for public hearing and adoption of Proposed Amendments was filed at the following locations on April 18, 2018: The offices of the Nevada Department of Education in Carson City and Las Vegas, at the 17 Nevada School District Superintendent's Offices, the 17 county main public libraries, the Nevada State Library and Archives, the Department of Education website and the Legislative Council Bureau website.

A summary may be obtained by contacting Karen Johansen, Administrative Assistant, 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. The number of persons who:
 - (a) Attended FIRST hearing (11/28/17): 181; Testified at first hearing; 76
 - (b) Submitted written comments: 0
 - (c) Attended SECOND hearing (3/30/18): 172; Testified at second hearing; 75 Submitted written comments 85
 - (d) Attended THIRD hearing (5/11/18):126; Testified at t hearing; 78 Submitted written comments: 300
- 4. For each person identified in paragraphs (b) and (c) of number 3 above, the following information if provided to the agency conducting the Hearing: (See Attached)
 - (a) Name:
 - (b) Telephone number;
 - (c) Business Address; usiness telephone number;
 - (d) Electronic mail address;
 - (e) Name of entity or organization represented:
- A description of how comment was solicited from affected businesses, a summary of their response and an explanation of how other interested persons may obtain a copy of the summary.

The Notice of Intent to Act Upon a Regulation for public hearing and adoption of Proposed Amendments was filed at the following locations on October 25, 2017 (1st hearing); February 22. 2018 (2nd hearing); April 18, 2017 (3rd hearing) The offices of the Nevada Department of Education in Carson City and Las Vegas, at the 17 Nevada School District Superintendent's Offices, the 17 county main public libraries, the Nevada State Library and Archives, the Department of Education website and the Legislative Council Bureau website.

A summary may be obtained by contacting Karen Johansen, Administrative Assistant, 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

6. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.

Public and written comment received provided input for the (see attachment) revised proposed regulatory language that was read into the record and adopted by Superintendent Canavero on May 11, 2018.

- 7. The estimated economic effect of the regulation on the business which it is to regulate and on the public:
 - (a) Estimated economic effect on the businesses which they are to regulate None.
 - (b) Estimated economic effect on the public which they are to regulate None
- 8. The estimated cost to the agency for enforcement of the proposed regulation: None
- 9. A description of any regulations of other State of governmental agencies which the regulation overlaps or duplicates and a statement explaining why the duplication or overlap is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency. None.
- 10. If the regulation includes provisions that are more stringent than a federal regulation that regulates the same activity, a summary of such provisions. None.
- 11. Of the regulation provides a new fee or increases an existing fee, the total annual amount of the agency expects to collect and the manner in which the money will be used. None.

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R099-17

Summary of public responses:

The following responses were consistent and repetitive at each of the three public hearings. This includes both the public comments provided at the public hearing as well as the written/email responses received.

Against:

- The regulation is wrong because it is determined on children's preferred identity, not the biological gender given by God. Moral values are not promoted, rather it is corrupting.
- The regulation is not about establishing a safe and respectful environment. Instead they are a
 thinly veiled attempt to indoctrinate students into an ideology that states biological sex and
 gender are unrelated.
- Calling a transgender student by their preferred pronoun will force schools to accept what many parents object to. The instructions in the bible should be followed. Gender is not fluid. It is ordained by God.
- Parents were not involved in the process, and they have the right to decide what and how to teach their children about sex education.
- The policies are a violation of the first amendment right of free speech and religion.
- Women and girls will be put in danger in changing room facilities, showers and bathrooms. The policy is a war on girls and is a assualt waiting to happen.
- It is not possible to legislate the bully out of a child.
- It is hypocritical because it grants privilege's to eight percent of the student population.
- Scientific evidence does not support trans-gender theories.
- Parents fear what will happen in bathrooms and locker rooms; men will take advantage of this policy in the female bathroom and locker rooms.
- Children will be punished or suspended for using the wrong pronoun.
- Anti-bullying laws are already in place to protect all students and focus needs to be on subjects that will make students successful.
- Language is too broad, violates the rights of free speech, practice of faith, and rights fo association.
- The March 30, 2018 public hearing was scheduled on Good Friday and during spring break in CCSD.

In Support:

- The policy will help integrate all students to the educational system by providing equal access to public accommodations in schools without fear of harassment and bullying.
- Schools need to be a safe place for students to expand their knowledge without fear of being bullied, either physically or mentally.
- Too many children suffer silently as they are marginalized, bullied or demeaned because of their differences. Too many LGBTQ youth contemplate suicide because of adverse societal interaction and messaging.
- NRS 388.135 establishes a safe and respectful learning environment, and provides enumerated
 protections for LGBTQ students. SB225 passed during the 2017 Legislative session expands
 these protections and mandates that the Nevada Department of education pass this regulation to
 provide students with diverse gender identities and expression with equitable access to the
 protections provided in Nevada's anti-bullying statutes.
- It should be the role of the government to protect the minority.
- The constitution guarantees a separation of church and state which means that religious arguments have no place in government or in public schools in determining policy.
- Per the Nevada accommodations law students have already had access to the bathrooms and lockers rooms for years.
- Senate Bill 225 was signed into law by Governor Sandoval on June 13, 2017. It is now the law of Nevada.
- The three years Washoe County School District has had with their gender inclusive policy there
 have been no incidence of abusing the policy or causing harm to other students in restrooms or
 locker rooms.. There are laws that will hold accountable anyone who creates a disturbance in any
 public place.
- The regulations are not radical and reflect best practices implemented over many years in school districts throughout the United States.
- The anti-bullying law in CCSD states there should be respect for all students

Nevada Department of Education

Nov 28, 2017

LAS Vegas 161

Carson city 20

181 total

November 28, 2017 LAS VEGAS

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Ricardo Perez	Parent	702 812 4692
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Francisco Cedin	o Parent	(702) 469-9294
BURSH ONLI	PARENT	702 208 43 21
Alejandra Cenicer	105	(702) 785-8321.
Sara Romisez	Pacent	702 626 - 3179
Linda Buckandy	grandma	703-586-0328
Claudia Auz	Parent	702 300-1078

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Nathahe Custillu	Student.	725-300-1318
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Regulation Public Hearing Meeting

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March 30, 2018 CARSON CITY

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Name of entity or organization represented:

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Name of entity or organization represented: Grandmother
Rochelle Hamatian
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Name of entity or organization represented: Parent

Electronic mail address: Wright6k@yahoo.com Name of entity or organization represented: Parent

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Marie

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Hally Stayansan
Holly Stevenson
Telephone number: Business Address:
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Name of entity of organization represented.
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Electronic mail address: Name of entity or organization represented: Parent
Name of entity of organization represented. Farent
Bracy Ball
Telephone number:
Business Address: Las Vegas, NV
Electronic mail address:
Name of entity or organization represented:
Mia Lowry
Telephone number:
Business Address:
Electronic mail address:
Name of entity or organization represented: Parent
lill James
Telephone number:
Business Address:
Electronic mail address:
Name of entity or organization represented: Parent of a CCSD student

Bryce and Rebecca Hardy

Telephone number:

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Electronic mail address: becky@comnett.net Name of entity or organization represented:

Bryan C. Mortensen Telephone number:

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Name of entity or organization represented:

Valerie Shupe

Telephone number:

Business Address: Parent and grandparent

Electronic mail address:

Name of entity or organization represented:

Keshia Phillipenas

Telephone number:

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Name of entity or organization represented: Parent of children in Grant Bowler Elementary School

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Name of entity or organization represented: Parent

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Name of entity or organization represented: Concerned Parent

Brian Rowley

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Name of entity or organization represented:

R099-17 March 30, 2018 Additional written comments from:

- Marvin Baker
- Barbara Small, D. Phill, Oxford University
- Lauri Macklin
- Max Kim Lowe, Masters of Social Work student, Class of 2018, 8412 Bay Point Dr., Las Vegas,
 NV
- Laura Rocha, Minden Nevada
- Erin O' Mally, Las Vegas, NV
- Michael Green, Las Vegas, NV
- Joan Blumenfeld, Verdi, NV
- Christina Smith, Social Worker II, Nv Dept of Health and Human Svcs, Carson City, NV
- Kristie, Lum
- Ruth Roman
- Bryan C. Mortensen, Logandale, NV
- Anna Lim
- Luanne Austin
- Erin Stiles
- Holly Natwora
- Robyn Mazy
- Brook Maylath, President, Transgender Allies Group, Reno, NV
- Jill James, Las Vegas, NV
- Sherrie Scaffidi
- Rachel Nowlain-Sisk



- Molly Rose Lewis
- Ellen Shaw, Reno, NV
- Calvin Black, UNR, Reno, NV
- John Eppolito
- Brian Rowley
- Justin Rowberry
- Mindy Davies
- Eric Frehner
- Elli Jensen
- Kesha Phillipenas
- Valarie Shupe
- Bryce and Rebecca Hardy
- Dave Denney
- Jill James
- Mia Lowry
- Bracy Ball, Las Vas, NV
- Allison Noel
- Linda Buckardt, Henderson, NV
- Linda Cannon, Las Vegas, NV
- Holly Stevenson
- Lori Wagoner,
- Brittany Meng
- Laena Shiozawa

- Mandy Matheson
- Michele Anderson
- Rochelle Hamatian
- Lattamore Osburn
- Deborah Farino
- Jamie Brooks
- Wendy Jensen
- Chris Watters, Reno, NV
- Mary Ann Dillard
- Brent Quist
- McDaniel & Pineda Families , Las Vegas, NV
- Amber Brunjes, Las Vegas
- Kathy Bagwell
- Dustin Davies
- Kristina Perry
- Susan Hoenninger
- Pat
- Erin Frehner
- Mael Glennon
- Christie Saunders, 203 Arlington Ave, Reno, NV
- Amanda Quist
- Lindsey Rosier
- Matt and Jonna Mortensen
- Irinka

- Crystal Smith
- Rauna Mortensen
- Brittany Timko
- David Edwards, Reno, NV
- Lindsay Dalley
- Rebecca Rasmussen
- Joe Meservy
- Monica Donimquez
- Alan Wolfley
- Leslie May
- Taci May
- Bonnie Walker
- Leslie Thomas
- Kathy Watkins
- Amy Dalley
- Adrianne Mortensen
- Judy Engman, Reno, NV
- James Maltese
- Elilzabeth Capson
- Kelly Peeples
- Senator David Parks, Nevada State Senate
- Laura Hernandez
- Brenna Diaz

- Lois Cadwallader
- Lisa Wolfley
- Harriet Newman
- C. Marquez
- Janine Comoletti
- Elizabeth Povions

R099-17, March 30, 2018, Individuals who made public comment following the public hearing presentation.

- Bryan Mortensen
- Lindsey Dalley
- Gerardo Gonzales
- Cassandra Charles
- Steven Conger
- LaDon Henry
- Veronica Hernandez
- Jose Torres
- Katherine Vivas
- Yvlissa Rodas
- Jose Macias
- Juan Sclafoni
- Sholanda Henry
- Sara Ramirez
- Elisabeth Povions
- Karen England
- Brooke Maylath
- Josue Zamora
- Ulises Rodas
- Bryan Mortensen
- Gonzalo Lucas

Nevada Department of Education Attendance May 11,2018

Carson City 20
Total

May 11, 2018 CARSON CITY

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LINDA HARTWE	5 11	
LuAnn Pillar	Self	MS. lang @ gmail con
Jay Cafferata	Suf	the cafferata@msn.com
Marvin Baker	GCF	maries baker 1925 @ grasil cor
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MARY PIERCZYNSKI	NASS	

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RON MEGINNIS N		Son. meginnis@yehoo. com
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Bi ya Whit mo	ve parent	Whitmneerikaatyahn
Jody Thison	Commity me	mber
Collin Cambridge	Parent	trillium & collin egmail.com
Erin Phillips	ASP 0	rin apower 2 porant. org
	The Stop it Foundation	Brianlas Vgas & Ad-Com
- Janie Burt	Parent	ilmburt 11190 gmail. com
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Karla Fujardo	paren +	
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Reyna Cama	rillo	
Cimamos Leautt	Parent	Chadandcing yahov.com
Joaquin Benitez	Parent	joaquinb 2008 5-jmail-cum
Wesley Juhl	ACLU Neva	
Erustavo Portillo.	Parent	gapt - 85 & holmail. com.
Byon C. Mortanson	Parent	gorden in the desert egminism
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Jenifer Mendez	paren+	
Kaven Eno	land	
Randy Rizning	parent	randy richnig egyptet com
DAVID PARTIES	State Sevole	David Paraksa sen state NV.
Denise Glennon	Parent	
-		

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May 11, 2018 LAS VEGAS

NAME KATHY WHITMORE	ORGANIZATION E-MAIL ADDRESS MOTHER-GRANDMOTHER P.O. BOX 305, LOGANDALE, N. POWER & PARENT	(E)
ABRAHAM ZAMORA		
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Moises Lomeli Tr.	Power to Ravents	
Autelia Longeli	Power to Parent	
Genzalo Lucas	Power to Parent	
Mancy Estrada	Parent glucasarroyo@gmail.com	^
JOSUE ZAMORA		
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Mara Moser	my Grander	na maramesery ayaho
here by rigues 89 speak on his	Brig Son who	na Maramesery ayaho is at more to Con has 3 children.
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Mary Bryan	Parent Childade	vocate mommabyane gmail.com
Jobarah Farl Celia Villalob	os Paren	Persent colactarion made com
Dan Garfield	Parent	awsome dans \$ Degmain

May 11, 2018, R099-17, Public hearing

163 individuals (included in the 300 individuals on the master list) sent the below email

Dear Dr. Canavero

Anti-LGBTQ special interest groups want you to think these students pose a threat to the safety and privacy of other students, but that is simply not true. LGBTQ students – especially those who are transgender or gender diverse – face violence and bullying at greater rates than their cisgender peers.

These are people. Not just people, but children. We can't sit around idle and let people bully them and push them deeper into the closet. They should be free to live as openly as possible. These children should be living these formative years of their life as freely and happily as possible. They aren't monsters. They aren't evil. They're our sons and our daughters. And they are in danger. I implore you to take action and protect them. They need you now more than ever.

Principals and school leaders need the guidance and support of this policy, and sex and gender diverse students need safe and respectful learning environments.

Thank you for doing the right thing.

May 11, 2018, R099-17, Public Hearing

75 individuals (included in the 300 individuals on the master list) sent the below email

Dear Superintendent Canavero,

As a concerned Nevadan and a supporter of the Human Rights Campaign, I am writing today to ask that you approve regulations for transgender and gender diverse students NOW!

Transgender and gender diverse students need policies in place to know that they are protected at school. Explicitly outlining protections for gender diverse students will allow these students to feel safe and supported at school, and to thrive academically. I am in support of the current proposed regulations and urge expediency in the approval of these regulations because transgender and gender diverse students are suffering NOW and should not have to wait to feel safe and welcome at school.

Sincerely,

Maile Montierth

Telephone number:

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Name of entity or organization represented: Parent

Erin Frehner

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Bryan C. Mortensen

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Electronic mail address:

Name of entity or organization represented:

jane heenan

Telephone number:

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Name of entity or organization represented: Gender Justice Nevada

Mindy Davies

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Business Address:

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Name of entity or organization represented: Parent



Dixie Smith

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Name of entity or organization represented:

Jacob Jensen

Telephone number: Business Address:

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Name of entity or organization represented:

Ma'ayan Anafi

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Name of entity or organization represented: National Center for Transgender Equality

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Karen Jensen

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Name of entity or organization represented: Parent

Inez Davis

Telephone number: Business Address:

Electronic mail address: Inez Davis <inezdavis@gmail.com> Name of entity or organization represented: grandparent

Nathan Boss

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Name of entity or organization represented: Parent

Amy Densley

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Name of entity or organization represented: Parent

Blue Montana

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Name of entity or organization represented: The Gay and Lesbian Community Center of Southern Nevada

Marc Jensen

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Marvin Baker

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Name of entity or organization represented: Transgender Allies Group

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Name of entity or organization represented: Parent of a CCSD student

Name of entity or organization represented:

Name of entity or organization represented:

Electronic mail address: mrlewis@prochoiceamerica.org

Name of entity or organization represented: Parent

Name of entity or organization represented: NARAL Pro-Choice Nevada

Telephone number: 925-708-8623 Business Address: Reno NV 89503

Calvin Black
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Business Address:
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Ellen M. Shaw
Telephone number:
Business Address:
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Molly Rose Lewis

Holly Welborn

Telephone number: 775-786-1033 Business Address: 1325 Airmotive Way, Suite 202, Reno, NV 89502 Electronic mail address: Name of entity or organization represented: Amy Rose Telephone number: 775-786-1033 Business Address: 1325 Airmotive Way, Suite 202, Reno, NV 89502 Electronic mail address: Name of entity or organization represented: Sandy Johnson Telephone number: 702-293-7240 Business Address: P.O. Box 61075, Boulder City, NV 89006 Electronic mail address: sandy_L_johnson@hotmail.com Name of entity or organization represented: Boulder City United Methodist Church Rachel Nowlain Telephone number: Business Address: Electronic mail address:

Electronic mail address:

Sherrie Scaffidi
Telephone number:
Business Address:
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Name of entity or organization represented: Transgender Allies Group, PFLAG Reno, and PFLAG Carson Region
Our Center
Telephone number: 775.624.3720
Business Address: 1745 South Wells Avenue, Reno, NV 89502
Electronic mail address: Center@OurCenterReno.org
Name of entity or organization represented: Our Center
Robyn Mazy
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Business Address:
Electronic mail address:
Name of entity or organization represented:
Holly Natwora
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Business Address: 99 N. Virginia Street Reno, NV 89501
Electronic mail address: boxofficebruka@gmail.com
Name of entity or organization represented: Bruka Theatre of the Sierra
Erin Stiles
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Name of entity or organization represented: Parent
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Anna Lim
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Ruth Roman

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Name of entity or organization represented: Concerned Citizen

Kristie Lum

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Name of entity or organization represented: Grandparent

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