

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS—NRS 233B.066**  
**Informational Statement**  
**LCB File No. R117-17**

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

Prescribes the required content in a request that the Superintendent of Public Instruction determine whether a provider of special education is in compliance with laws and regulations governing the education of pupils with disabilities in Nevada.

**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 February 8, 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 each hearing: 28**
- (b) Testified at each hearing; 1**
- (c) Submitted written comments: 0**

**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:**

- (a) Name: Lindsay Anderson**
- (b) Telephone number;**
- (c) Business Address; 775-742-8411**
- (d) Business telephone number;**
- (e) Electronic mail address; leanderson@washoeschools.net**
- (f) Name of entity or organization represented: Washoe county School District**

Lindsay Anderson, Washoe County School District, commented on two items in the legal language. In section 2 (a), it specifies whether the request provides enough information to determine whether the alleged violation occurred. Washoe County School District hesitated to support this bill during the 2017 Legislative Session because of the lack of clarity regarding how that determination would be made. The school district was hopeful that there would be guidelines in the regulation to help determine whether or not the alleged violation was frivolous or legitimate. There are still no guidelines the districts can use. If they are not going to be in the regulation, will there be further guidance to districts about how the superintendent will determine whether or not these accusations are legitimate and need to be moved on.

In the same section 2, subsection (b) it refers to the dates on which the alleged violation occurred. Ms. Anderson inquired whether there is a time limitation for filing the complaints. State complaints must be filed within one year and she recommended a one year limitation to file for this process as well.

**5. 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.**

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**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.**

The concerns from public comment were addressed at the meeting.

**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.**