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STATE PUBLIC CHARTER SCHOOL AUTHORITY

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Via Electronic Mail

November 10, 2021

Angela Hartzler  
Deputy Administrator  
Legislative Counsel Bureau  
401 S. Carson St.  
Carson City, NV 89701-4747  
[regulations@lcb.state.nv.us](mailto:regulations@lcb.state.nv.us)

Re: Informational Statement Pursuant to NRS 233B.066

Please see the below information required by NRS 233B.066:

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

The proposed regulatory changes seek to amend NAC 388A.260 to streamline the process by which new charter school applications are submitted to the State Public Charter School Authority, as well as proposes to make changes to the timing and content of the letter of intent required by NAC 388A.260.

Specifically, NRS 388A.168 and NRS 388A.258 provide the SPCSA with limited regulatory authority to adopt regulations related to, among other things, the timelines, processes, and contents related to new charter school applications that are submitted to the SPCSA. Nevada Administrative Code 388A.260 currently provides that a letter of intent to submit a new charter school application be submitted to the SPCSA no less than 120 days prior to the submission to the SPCSA of a new charter school application. NAC 388A.260 also currently provides for two

application “windows” whereby new charter school applications must be submitted to the SPCSA between January 1 and January 15 or between July 1 and July 15.

The proposed changes to NAC 388A.260 shorten the timeline by which letters of intent must be submitted to the SPCSA to 90 days prior to the submission of a new charter school application, as well as adds additional detail to NAC 388A.260 regarding the contents required to be included in the letter of intent. The proposed regulatory changes also seek to amend NAC 388A.260 to provide for one application window per year (between April 15 and April 30 of each year) instead of two application windows each year.

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

Public comment on the proposed regulatory changes were solicited at the State Public Charter School Authority board meetings held on August 27, 2021 and October 1, 2021. Additionally, a regulatory workshop where public comment was solicited regarding the proposed changes was held on September 13, 2021, and the regulatory hearing where public comment was solicited was held on November 5, 2021. No public comment regarding the proposed regulatory changes was received at any of these public meetings, workshops, or hearings. Other interested parties may obtain a summary of the proposed regulatory changes by going to the State Public Charter School Authority’s public notice page, found at [https://charterschools.nv.gov/News/Public\\_Notices/](https://charterschools.nv.gov/News/Public_Notices/), or by contacting the Authority’s General Counsel, Ryan Herrick, Esq.; at 775-399-3458 or [rherrick@spcsa.nv.gov](mailto:rherrick@spcsa.nv.gov).

**The number of persons who:**

- (1) Attended each hearing;**
- (2) Testified at each hearing; and**
- (3) Submitted to the agency written statements.**

No persons testified or submitted written statements in support or opposition to the proposed regulatory change.

**For each person identified in subparagraphs (2) and (3) of paragraph (c), the following information if provided to the agency conducting the hearing:**

- (1) Name;**
- (2) Telephone number;**
- (3) Business address;**
- (4) Business telephone number;**
- (5) Electronic mail address; and**
- (6) Name of entity or organization represented.**

N/A. Please see above.

**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.**

Businesses are not affected or impacted by this regulation or the proposed changes to NAC 388A.260. There is no economic effect of the regulation on the business that it regulates and no impact on the public. Other interested parties may obtain a summary of the proposed regulatory changes by going to the State Public Charter School Authority's public notice page, found at [https://charterschools.nv.gov/News/Public\\_Notices/](https://charterschools.nv.gov/News/Public_Notices/), or by contacting the Authority's General Counsel, Ryan Herrick, Esq.; at 775-399-3458 or [rherrick@spcsa.nv.gov](mailto:rherrick@spcsa.nv.gov).

**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 proposed regulatory changes were adopted by the State Public Charter School Authority on November 5, 2021 without changing any part of the proposed regulation because the proposed regulatory changes are technical in nature.

**The estimated economic effect of the regulation on the business which it is to regulate and on the public. These must be stated separately, and in each case must include:**

- (1) Both adverse and beneficial effects; and**
- (2) Both immediate and long-term effects.**

There is no economic effect of the regulation on the business that it regulates and no impact on the public.

**The estimated cost to the agency for enforcement of the proposed regulation.**

There are no costs to the agency for enforcement of the proposed regulatory changes.

**A description of any regulations of other state or government 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.**

There are no duplicative or overlapping regulations of other federal, state, or local government agencies.

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

N/A. Please see above.

**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.**

The proposed regulatory change does not provide for a new or increased fee.

As always, please do not hesitate to contact me with any additional questions or concerns.

Sincerely,

*Ryan W. Herrick*

Ryan Herrick  
General Counsel, State Public Charter School Authority

cc: Rebecca Feiden, Executive Director, State Public Charter School Authority