

**NEVADA DEPARTMENT OF EDUCATION
REGULATION WORKSHOP
JUNE 23, 2022
1:00 PM**

Office	Address	City	Meeting
Department of Education	2080 E. Flamingo	Las Vegas	Room 114
Department of Education	700 E. Fifth St.	Carson	Board Room
Department of Education	Virtual/Livestream	n/a	n/a

SUMMARY MINUTES OF THE WORKSHOP

DEPARTMENT STAFF PRESENT

Jessica Todtman, Deputy Superintendent for Educator Effectiveness and Family Engagement
Amelia Thibault, Director, Office of Division Compliance
Jeff Briske, Director, Office of Educator Development, Licensure, and Family Engagement
Peter Zutz, Administrator, Office of Assessment, Data, and Accountability Management (ADAM)
Glenn Meyer, IT Manager, Office of Assessment, Data, and Accountability Management (ADAM)

LEGAL STAFF PRESENT

David Gardner, Senior Deputy Attorney General

AUDIENCE IN ATTENDANCE

Bryn Lapenta, Senior Director, Washoe County School District
Doug Taylor, Washoe County School District

1. CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE

Workshop called to order at 1:01 P.M. by Jessica Todtman, Deputy Superintendent for Educator Effectiveness and Family Engagement.

2. PUBLIC COMMENT #1

No public comment.

3. 1:05 P.M. WORKSHOP TO SOLICIT COMMENTS ON PROPOSED AMENDMENTS TO NEVADA ADMINISTRATIVE CODE (NAC) CHAPTER 387.XXX – AVERAGE DAILY ENROLLMENT DEFINED; NAC CHAPTER 387.XXX – AVERAGE DAILY ENROLLMENT SCHOOL YEAR QUARTERS DEFINED; NAC CHAPTER 387.XXX INSTRUCTIONAL PERIOD DEFINED; NAC CHAPTER 387.100 – INSTRUCTIONAL DAY DEFINED; NAC CHAPTER 387.105 – SHORT SCHOOL DAY IN SESSION DEFINED; NAC CHAPTER 387.120 – SCHOOL CALENDAR; SUBMISSION; CONTENTS; NAC CHAPTER 387.125 – PROGRAM OF INSTRUCTION BASED ON ALTERNATIVE SCHEDULE; NAC CHAPTER 387.151 – EMERGENCY CLOSING AS DAY IN SESSION; NAC CHAPTER 387.286 – PUPIL RECEIVING INDIVIDUAL INSTRUCTION AT HOME OR IN MEDICAL FACILITY; CHAPTER 387.291 – PUPIL RECEIVING GROUP INSTRUCTION IN MEDICAL FACILITY; NAC CHAPTER 387.310 – NONRESIDENT PUPILS; NAC CHAPTER 387.320 – PUPIL WHO ATTENDS SCHOOL IN ANOTHER STATE OR COUNTRY; NAC CHAPTER 387.XXX – PUPIL WHO ATTENDS SCHOOL IN ANOTHER DISTRICT.

[Workshop called to order at 1:05 P.M.]

[Presentation]

Amelia Thibault, Director, Office of Division Compliance, outlined the Nevada Administrative Code chapters for proposed amendments regarding [Average Daily Enrollment Calendar Cleanup](#).

Ms. Thibault noted that the proposed amendments to NAC 387 are related to calendars and average daily enrollment from the Student Investment Division. Aligned with amendments related to attendance and enrollment from the ADAM team. Alignment with NAC with legislation from the 2021 session and revision of NAC due to stakeholder engagement. The following amendments are proposed: NAC 387.XXX – Average Daily Enrollment defined. This updates the NAC definition for ADE in alignment with NRS 387.1211 updated during the 2021 Legislative Session. NAC 387.XXX – Average Daily Enrollment School Year Quarters defined. This provides relevant reference for clarification purposes in later passages. NAC 387.XXX – Instructional period defined. This provides relevant reference for clarification purposes in later passages. This language specifically aligns with the definitions of semester and trimester available in NRS 392 and mirrored in NRS 387.1223. NAC 387.100 – Instructional Day defined. This removes “school month” responsive to stakeholder request and defines instructional day in alignment with NAC 387.085 and NAC 387.105. This is further responsive to changes in NAC 387.120 and changes to kindergarten enrollment ages per SB 102 (2021) and kindergarten assessments per SB 2 (2021). NAC 387.105 – Short school day in session defined. In alignment with ADAM NAC changes. NAC 387.120 – School calendar; submission; contents. Section 1 includes “grades” to note that grades may begin within a district or school on separate tracks if necessary (such as Kindergarten). Section 2 aligns to instructional periods and ADE quarters for calendar purposes; the first day of the school year is defined within the context of an instructional day which must be at minimum a short school day in session, as defined – this may provide flexibility to districts regarding the first day of kindergarten. Section 3 aligns with Guidance Memo 21-06 and clearly integrates smoke days as reasonable cause. NAC 387.125 – Program of instruction based on alternative schedule. These changes align with SB 215 (2021). NAC 387.151 – Emergency closing as day

in session. These changes align with Guidance Memo 21-06. NAC 387.286 – Pupil receiving individual instruction at home or in medical facility. Clarifies language and aligns with NRS 387.1225 NAC 387.291 – Pupil receiving group instruction in medical facility. Clarifies language and aligns with NRS 387.1225 NAC 387.310 – Nonresident pupils. Clarifies reporting requirements for nonresident pupils in ADE reporting and further aligns with interlocal tuition agreements. NAC 387.320 – Pupil who attends school in another state or country. Clarifies reporting requirements for students attending school out of state in ADE reporting and further aligns with interlocal tuition agreements. NAC 387.XXX – Pupil who attends school in another district. Clarifies reporting requirements for adjoining students in ADE reporting and further aligns with interlocal tuition agreements.

[Public comment]

Bryn Lapenta, Senior Director, Washoe County School District, provided public comment regarding agenda item 3. *(A complete copy of the statement is available in Appendix A)*

[Workshop adjourned at 1:10 P.M.]

4. 1:10 P.M. WORKSHOP TO SOLICIT COMMENTS ON PROPOSED CHANGES TO NEVADA ADMINISTRATIVE CODE (NAC) CHAPTER 391.760 – QUALIFICATIONS; RESPONSIBILITY OF SCHOOL DISTRICTS AND CHARTER SCHOOLS

[Workshop called to order at 1:10 P.M.]

[Presentation]

Jeff Briske, Director, Office of Educator Development, Licensure, and Family Engagement, outlined the Nevada Administrative Code chapters for proposed amendments under [R069-22](#).

Mr. Briske noted that this regulation affects paraprofessionals whose assignment is at a title one school. The proposed amendment to NAC 391.760 is in subsection 1C(1) which currently reads “passing the paraprofessional assessment prepared and administered by the educational testing service with a score of at least 460. The proposed language for this subsection would lower the score from 460 to 455.

[Public comment]

Kate Schum, Human Resources Manager, Washoe County School District, provided public comment regarding agenda item 4. *(A complete copy of the statement is available in Appendix A)*

Andrew J. Feuling, Director of Fiscal Services, Carson City School District, provided public comment regarding agenda item 4. *(A complete copy of the statement is available in Appendix A)*

[Workshop adjourned at 1:13 P.M.]

5. 1: 15 P.M. WORKSHOP TO SOLICIT COMMENTS ON PROPOSED CHANGES TO NEVADA ADMINISTRATIVE CODE (NAC) CHAPTER 387.065 – “REENROLLMENT” DEFINED; NAC CHAPTER 387.115 – “WEIGHTED COUNT OF ENROLLMENT” DEFINED; NAC CHAPTER 387.XXX – WHICH PERTAINS TO THE DEFINITION OF CHRONIC ABSENTEEISM; NAC CHAPTER 387.163 – LEGEND OF SYMBOLS AND SYSTEM OF RECORDING ENROLLMENT AND ATTENDANCE; NAC CHAPTER 387.171 – MASTER REGISTER OF ENROLLMENT AND ATTENDANCE: REQUIRED INFORMATION; MAINTENANCE ON COMPUTERIZED SYSTEMS; NAC CHAPTER 387.175 – MAINTENANCE OF RECORDS OF ENROLLMENT AND ATTENDANCE; NAC CHAPTER 387.185 – RECORDING ATTENDANCE; NAC CHAPTER

387.195 – PUPIL PLACED FOR INDEPENDENT STUDY; NAC CHAPTER 387.200 – ENROLLMENT IN ONE SCHOOL ONLY; TRANSFER OF PUPIL OR WITHDRAWAL OF NAME OF PUPIL; EFFECTIVE DATE OF WITHDRAWAL; NAC CHAPTER 387.215 – REASON FOR WITHDRAWAL OF PUPIL; NAC CHAPTER 387.283 – PUPIL PLACED IN DETENTION HOME OR ALTERNATIVE PROGRAM; 387.293 – PUPIL INSTRUCTED THROUGH CORRESPONDENCE BY LICENSED TEACHER; NAC CHAPTER 387.306 – PUPIL IN PROGRAM WHICH COMBINES WORK AND STUDY; NAC CHAPTER 388.289 – CONFIDENTIALITY OF RECORDS; NAC CHAPTER 389.670 – CREDIT GRANTED FOR PERFORMANCE ON EXAMINATION IN LIEU OF COURSE ATTENDANCE; BOARD OF TRUSTEES REQUIRED TO PRESCRIBE APPLICATION AND ELIGIBLE COURSES OF STUDY; EFFECT OF PUPIL’S WITHDRAWAL FROM SCHOOL; AUTHORITY OF STATE BOARD TO REVIEW EXAMINATION OF MINIMUM SCORE REQUIRED; NAC CHAPTER 390.510 – ATTENDANCE AT ADULT HIGH SCHOOL PROGRAM FOR TEST PREPARATION.

[Workshop called to order at 1:15 P.M.]

[Presentation]

Peter Zutz, Administrator, Office of Assessment, Data, and Accountability Management (ADAM) outlined the Nevada Administrative Code chapters for proposed amendments regarding [Attendance and Enrollment](#).

Mr. Zutz noted that the NAC changes submitted for consideration take into account the State’s definition of chronic absenteeism and are focused on aligning, rectifying, and removing any confusing language that may exist in NAC around enrollment and attendance. The changes submitted for your review and consideration are the output of extensive stakeholder and stakeholder led engagements.

[Public comment]

Bryn Lapenta, Senior Director, Washoe County School District, provided public comment regarding agenda item 5. *(A complete copy of the statement is available in Appendix A)*

[Workshop adjourned at 1: 19 P.M.]

6. PUBLIC COMMENT #2

No public comment.

7. ADJOURNMENT

Workshop was adjourned at 1:20 P.M.

APPENDIX A: STATEMENTS GIVEN DURING PUBLIC COMMENT

1. Bryn Lapenta, Senior Director, Washoe County School District, provided public comment regarding agenda item 3.
2. Kate Schum, Human Resources Manager, Washoe County School District, provided public comment regarding agenda item 4.
3. Andrew J. Feuling, Director of Fiscal Services, Carson City School District, provided public comment regarding agenda item 4.
4. Bryn Lapenta, Senior Director, Washoe County School District, provided public comment regarding agenda item 5.

APPENDIX A, ITEM 1: BRYN LAPENTA

My name is Bryn Lapenta I work for the Washoe County School District and I am pleased to say that we support all of um what was mention in this agenda item previously. In fact, we worked as a statewide committee including small and large counties, members of the um Department um in various departments and all came to agreement and um what is being presented a very good job done by the department. Thank you.

APPENDIX A, ITEM 2: KATE SCHUM

Washoe County School District would like to express its full support for the recommended changes being contemplated under item 4 regarding paraprofessionals. Since 2019/20 if the cut score had been 455, we would have been able to hire 24 additional people. These paraprofessionals play a critical role in the support of our students and their academic, social and emotional success that even missing out on 24 is a big loss. Our employee screening process continues to be robust and these testing requirements are only a piece of the larger puzzle in finding the right employees to serve our students. Please support the recommended change to make this line of work open to a more broad sector of our community serving our most deserving students.

Thank you.
Kate Schum

APPENDIX A, ITEM 3: ANDREW J. FEULING

"Like other school districts, staffing shortages are plaguing much of the good work we are trying to get done for our students. In Carson City, we have a situation where the city has grown by about 7,000 residents since the year 2000, but the labor force has actually shrunk by 1,700. Much of this is due to demographic changes, but whatever the reason we need to actively find ways to provide a path for those remaining to enter schools and provide support for our students. The paraprofessional vacancies are especially disturbing given those individuals usually work with students having the greatest learning needs. If this change to NAC will allow for more viable applicants to be considered for paraprofessional jobs, this will be good for all of Nevada's students. Andrew (AJ) Feuling, Director of Fiscal Services, Carson City School District"

Thank you!

AJ

APPENDIX A, ITEM 4: BRYN LAPENTA

Good afternoon, Bryn Lapenta again from Washoe County School District here in full support. I failed to say in the beginning that both of these items on the workshop number three, number five were the result of infinite campus governance board which came into being after um Glen Meyer uh had a meeting with Greg Manzee and I and we talked about where to go when we first started implementing infinite campus at the State and it's one of the best things most collaborative processes I think the Department has ever had. And so both of these came out of full collaboration charter schools, small districts, large districts, and several departments in the Department of Ed, um all getting together looking at best practices from other States and um uh determining how to move forward and I'm I'm grateful. Thank you.