

# NEVADA DEPARTMENT OF EDUCATION

## Notice of Workshop to Solicit Comments on Proposed Regulation

The Nevada Department of Education is proposing regulation language pertaining to the Nevada Administrative Code. The Workshop has been scheduled for **May 8, 2018** via video conference at the following locations: **Nevada Department of Education Offices, Board Conference Room, 700 East Fifth Street, Board Room, Carson City and 9890 South Maryland Parkway, 2<sup>nd</sup> Floor Board Conference Room, Las Vegas, Nevada.** The purpose of the Workshop is to solicit comments from interested person on the following general topics to be addressed in a proposed regulation:

**1:15 P.M. Workshop to Solicit Comments on Proposed New Language to NAC XXX.xxx, NAC Title, for compliance of the 2015 Senate Bill 391, the Nevada Read by Grade 3 Act, as cited in Section 10:7** procedures for identifying: (a) the score which a pupil enrolled in grade 3 must obtain in the subject area of reading on the criterion-referenced examination administered pursuant to NRS 389.550 to be promoted to grade 4 without a good-cause exemption; and (b-1) the name of the alternate examination for administration to pupils enrolled in grade 3 who do not obtain the passing score in the subject area of reading on the criterion-referenced examination pursuant to NRS 389.550; and (b-2) the passing score such a pupil must obtain on the alternate examination to be promoted to grade 4 without a good-cause exemption.

A copy of all materials relating to the proposal may be obtained at the workshop or by contacting by telephone Karen Johansen, State Board of Education Office, Nevada Department of Education, at 775-687-9225, or in writing to the Department of Education, 700 East Fifth Street, Carson City, Nevada 89701-5096. A reasonable fee for copying may be charged.

This *Notice of Workshop to Solicit Comments on Proposed Regulation* has been sent to all persons on the agency's mailing list for administrative regulations and posted at the following locations: The offices of the Nevada Department of Education in Carson City and Las Vegas, the 17 Nevada School District Superintendents' Offices, the 17 Nevada County main public libraries, the Nevada State Library and Archives, and at the meeting locations.

**BRIAN SANDOVAL**  
Governor  
**STEVE CANAVERO, Ph.D.**  
Superintendent of Public Instruction

**STATE OF NEVADA**



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**SMALL BUSINESS IMPACT STATEMENT  
PURSUANT TO NRS 233B.0608**

Date: April 18, 2018

Re: Public Workshop to Solicit Public Comments Regarding New Regulations related to Nevada's *Read by Grade 3* requirement for grade 3 Promotion/Retention decision-making procedures (Senate Bill 391 – 2015), Section 10: Item 7 (a and b). Per SB 391, the effective date of implementation is July 1, 2019.

I, Steve Canavero, Superintendent of Public Instruction hereby certify that, to the best of my knowledge or belief:

1. The proposed new regulations added to NAC directing the Nevada State Board of Education to: (a) identify the score which a pupil enrolled in grade 3 must obtain in the subject area of reading on the criterion-referenced examination administered pursuant to NRS 389.550 to be promoted to grade 4 without a good-cause exemption; and (b-1) identify the name of the alternate examination for administration to pupils enrolled in grade 3 who do not obtain the passing score in the subject area of reading on the criterion-referenced examination pursuant to NRS 389.550; and (b-2) to identify the passing score such a pupil must obtain on the alternate examination to be promoted to grade 4 without a good-cause exemption. These Grade 3 Promotion/Retention decision-making procedures are not likely to (a) impose a direct or significant economic burden upon a small business, or (b) directly restrict the formation, operation or expansion of a small business.
2. The proposed new regulations add specific procedures for Nevada's public school districts and charter schools to follow in order to adhere to the SB 391 (2015) requirements for Grade 3 promotion/retention decision-making procedures scheduled to begin on July 1, 2019.
3. All relevant materials were reviewed and the Department considered its history with implementing similar regulations; the proposed changes are within the historic scope of the Department's activities and present no significant cost of enforcement.
4. Comment has not been solicited from small businesses, and no summary of their response is provided because small businesses are not impacted by this regulation and thus no burden or economic impact can be assessed. Any impact is positive and was considered during legislative testimony.

I hereby further certify that, to the best of my knowledge or belief, a concerted effort was made to determine the impact of these regulations on small businesses and that the information contained in this statement was prepared properly and is accurate.

Respectfully submitted,

A handwritten signature in blue ink that reads "Steve Canavero".

STEVE CANAVERO, Ph.D.  
Superintendent of Public Instruction