

Steve Sisolak  
Governor

Jhone M. Ebert  
Superintendent of  
Public Instruction



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**STATE OF NEVADA**  
**NEVADA DEPARTMENT OF EDUCATION**

700 E. Fifth Street | Carson City, Nevada 89701-5096  
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**Notice of Workshop to Solicit Comments on Proposed Regulation**

The Nevada Department of Education is proposing regulation language pertaining to the Nevada Administrative Code (NAC). The Workshop has been scheduled for **Thursday, June 23, 2022** at the following locations: **Nevada Department of Education Offices, 700 East Fifth Street, Board Room, Carson City and 2080 East Flamingo Road, Room 114, Las Vegas, Nevada.** The purpose of the Workshop is to solicit comments from interested persons on the following general topics to be addressed in a proposed regulation:

**1:10 P.M. Workshop to Solicit Comments on Proposed Amendments to NAC Chapter 391.760 – Qualifications; responsibility of school districts and charter schools.**

A copy of all materials relating to the proposal may be obtained at the workshop, on the Nevada Department of Education Regulation Workshops and Public Hearings [Meeting Materials](#) page, by contacting Dylan Fuson, Board Secretary, Nevada Department of Education, via email at [NVBoardED@doe.nv.gov](mailto:NVBoardED@doe.nv.gov), by telephone at 775-687-9224, or in person at the Nevada Department of Education, 700 E. Fifth Street, Carson City, Nevada, 89701. Persons wishing to comment upon the proposed action of the Nevada Department of Education may provide in-person testimony, submit written comment to the Nevada Department of Education via email at [NVBoardED@doe.nv.gov](mailto:NVBoardED@doe.nv.gov), or submit their comments, data, views, or arguments in written form to the Nevada Department of Education, 700 E. Fifth Street, Carson City, Nevada, 89701. Comments may be submitted via email leading up to and for the duration of the workshop, and those submitted via mail must be received by the Department on or before Wednesday, June 22, 2022.

This notice has been sent to all persons on the agencies mailing list for administrative regulations and posted on the Nevada Department of Education's website at <https://doe.nv.gov>, Nevada's Public Notice site at <https://notice.nv.gov>, the Nevada State Legislature's webpage at <https://leg.state.nv.us>, and physically at the Nevada Department of Education Offices and with Nevada State Library and Archives. Copies of this notice will also be emailed and/or mailed to members of the public upon request.

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

**DATE:** June 6, 2022

**RE:** Workshop to Solicit Comments on Proposed Amendments to NAC Chapter 391.760 – Qualifications; responsibility of school districts and charter schools.

I, Jhone M. Ebert, being the duly appointed Superintendent of Public Instruction of the Nevada Department of Education, do hereby certify, to the best of my knowledge or belief:

1. The proposed regulation regarding paraprofessional exam requirements is 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. A concerted effort was made to determine any economic burden.
3. All relevant materials were reviewed, and the Department considered its history with implementing similar regulations; the proposed changes are within the 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 adverse economic impact can be assessed.

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

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jhone M. Ebert".

Jhone M. Ebert  
Superintendent of Public Instruction

**PROPOSED REGULATION OF THE  
STATE BOARD OF EDUCATION**

**LCB File No. R069-22**

June 1, 2022

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: § 1, NRS 385.080, 391.094 and 391.100.

A REGULATION relating to education; revising the minimum passing score on the ParaPro Assessment for certain paraprofessionals; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law requires the State Board of Education to prescribe at least one examination for certain paraprofessionals who provide support services in public schools. (NRS 391.094) Existing regulations require paraprofessionals who wish to satisfy certain federal qualifications to pass either the ParaPro Assessment prepared and administered by the Educational Testing Service with a score of at least 460, or an alternative assessment approved by the Board with a score prescribed by the Board. (NAC 391.760) This regulation changes the minimum passing score on the ParaPro Assessment from 460 to 455.

**Section 1.** NAC 391.760 is hereby amended to read as follows:

391.760 1. Each school district and charter school shall recognize that a paraprofessional has satisfied the qualifications prescribed by the No Child Left Behind Act of 2001, 20 U.S.C. § 6319, *as that section existed on December 9, 2015*, if the paraprofessional possesses a high school diploma or its recognized equivalent and has:

- (a) Completed at least 48 semester hours of credit at an accredited college or university;
- (b) Obtained an associate’s degree or higher degree from an accredited college or university;

or

- (c) Passed:

(1) The ParaPro Assessment prepared and administered by the Educational Testing Service with a score of at least ~~460;~~ 455; or

(2) An alternative assessment approved by the Board pursuant to NAC 391.770 with a score prescribed by the Board.

2. Each school district and charter school shall ensure that a paraprofessional who is:

(a) Initially hired by the school district or charter school on or after January 8, 2002, to work in a program supported with Title I money satisfies the requirements of 20 U.S.C. § 6319, *as that section existed on December 9, 2015*, upon hire.

(b) Hired by the school district or charter school before January 8, 2002, to work in a program supported with Title I money satisfies the requirements of 20 U.S.C. § 6319, *as that section existed on December 9, 2015*, on or before January 8, 2006.