



STATE PUBLIC CHARTER SCHOOL AUTHORITY

1749 North Stewart Street Suite 40
Carson City, Nevada 89706-2543
(775) 687-9174 · Fax (775) 687-9113

2080 East Flamingo Road Suite 230
Las Vegas, Nevada 89119-5164
(702) 486-8895 · Fax (702) 486-5543

NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED REGULATION

The State Public Charter School Authority (SPCSA) is proposing regulation language pertaining to the Nevada Administrative Code (NAC). The Workshop has been scheduled for **Friday, April 12th, 2024**, via [Livestream](#) and at the following location: **Nevada Department of Education Offices, 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:

8:12AM Workshop to Solicit Comments on Proposed Amendments to NAC Chapter 388A.410 – Approval of application to form charter school or request to amend charter contract for certain purposes.

A copy of all materials relating to the proposal may be obtained at the workshop, on the [Meeting Attachments](#) page, by contacting the State Public Charter School Authority via email at kbroughton@spsca.nv.gov or by telephone at 775-399-3397, or in person at the **Nevada Department of Education Offices, 2080 East Flamingo Road, Room 114, Las Vegas, Nevada**. Persons wishing to comment upon the proposed action of the State Public Charter School Authority may provide in-person testimony; submit written comment to the Authority via email at kbroughton@spsca.nv.gov; call in to provide telephonic remarks at 1-312-584-2401, extension 3952176#; or, submit their comments, data, views, or arguments in written form to the **State Public Charter School Authority, 1749 North Stewart Street Suite 40, Carson City, Nevada, 89706 or 2080 East Flamingo Road Suite 230, Las Vegas, Nevada, 89119**. 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 Authority on or before **Thursday, April 11, 2024**.

This notice has been posted on the State Public Charter School Authority's website at <https://charterschools.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 State Public Charter School Authority 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: April 12, 2024

RE: Workshop to Solicit Comments on Proposed Amendments to Nevada Administrative Code 388A.410 – Proposed changes to additional conditions for approval of application to form charter school or request to amend charter contract for certain purposes.

I, Melissa Mackedon, being the duly appointed Executive Director of the State Public Charter School Authority, do hereby certify, to the best of my knowledge or belief:

1. The proposed regulatory changes regarding additional conditions for approval of application to form charter school or request to amend charter contract for certain purposes 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 Authority considered its history with implementing similar regulations; the proposed changes are within the scope of the Authority'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.

Sincerely,

Melissa Mackedon
Executive Director, State Public Charter School Authority

Nevada State Public Charter School Authority

Proposed Regulatory Amendment (NAC 388A.410)

Statement of Intent:

This is a stand-alone regulation that creates confusion because this regulation applies to new charter school applications AND charter school amendment applications for charter schools that are currently open and operating. While conditions attached to new charter school applications and amendment requests for existing SPCSA-sponsored charter schools is an integral part of the SPCSA's process, the ability of the SPCSA to impose additional conditions on new charter school applications and amendment requests should be included in those regulations. This will provide additional transparency and simplify the SPCSA's regulations.

Statutory Authority:

[NRS 388A.168](#) and [NRS 388A.258](#)

Proposed Regulatory Amendment:

NAC 388A.410 ~~Additional conditions for approval of application to form charter school or request to amend charter contract for certain purposes~~; Submission of certain documents upon receipt of charter contract or approval of amendment. (NRS 388A.168, 388A.258)

~~1. The State Public Charter School Authority may specify additional conditions when approving an application to form a charter school or a request to amend a charter contract for the purpose of occupying additional facilities. If such an applicant or charter school fails to comply with the additional conditions specified by the State Public Charter School Authority, the Executive Director may prohibit the charter school from beginning or continuing to operate as a charter school.~~

21. Upon receiving a charter contract or approval of an amendment to a charter contract, the charter school must, on or before June 30 following receipt, submit all documents required for opening to the State Public Charter School Authority, including, without limitation:

(a) If the governing body of the charter school intends to procure substantially all educational services from another person or organization, the terms of the proposed management contract;

(b) The policies and procedures of the charter school, including, without limitation, approved bylaws, an enrollment policy and a plan for the recruitment and retention of pupils;

(c) The criteria and procedures for the suspension and expulsion of pupils;

(d) Written documentation demonstrating that criminal background checks have been performed as required by state law;

(e) Written documentation demonstrating that any facility to be used by the charter school is approved for use as a school by the building inspector in the municipality in which the facility is located;

(f) Written documentation demonstrating that any facility occupied by the charter school has received a fire inspection from the appropriate fire authority;

(g) If explosives or flammable compounds or liquids will be used in conjunction with courses taught at the charter school, written documentation demonstrating that approval has been secured from the appropriate licensing authority in the municipality in which the facility is located; and

(h) Written documentation demonstrating that the charter school is in compliance with all other applicable federal and state health and safety laws and regulations, including, without limitation, evidence of compliance with any required insurance coverage.

(Added to NAC by St. Pub. Charter School Auth. by R089-16, eff. 12-21-2016; A by R089- 16, 12-21-2016)