

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

LCB File No. R188-05

January 6, 2006

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

AUTHORITY: §§1 and 2, NRS 386.527.

A REGULATION relating to education; revising provisions relating to the sponsorship of charter schools; and providing other matters properly relating thereto.

Section 1. Chapter 386 of NAC is hereby amended by adding thereto a new section to read as follows:

1. Except as otherwise provided in subsection 2, the governing body of a charter school may request a change in the sponsorship of the charter school pursuant to NRS 386.527. Such a request must be made at the time that the written charter for the school would otherwise be renewed by the current sponsor in accordance with the timeline prescribed in subsection 3.

2. A request for a change in sponsorship may not be made if:

(a) The proposed sponsor is a school district other than the school district in which the charter school is located.

(b) The proposed sponsor is the State Board and the charter school will use facilities in more than one county.

3. A request for a change in sponsorship must be submitted to the proposed sponsor not more than 200 days and not less than 180 days before the expiration of the current charter and must include:

- (a) An application for renewal of the charter school;*
- (b) A copy of the most recently approved application to form a charter school; and*
- (c) A copy of the written agreement with the current sponsor.*

4. A proposed sponsor may approve a request for a change in sponsorship if:

(a) The school is in sound financial condition as determined by the most recent annual audit required by NAC 386.380;

(b) The school is not:

(1) Currently on the list of schools that failed to make adequate yearly progress, commonly referred to as the “watch list,” which is maintained by the Department; or

(2) Designated as demonstrating need for improvement;

(c) The school’s most recent annual report of compliance required by NAC 386.410 does not indicate a noncompliant item; and

(d) The school agrees to sign a new written agreement with the new sponsor. The written agreement may differ from the written agreement which the charter school signed with the current sponsor.

5. The governing body of a charter school shall submit a copy of a request for a change in sponsorship to the current sponsor of the charter school.

6. If a request for a change in sponsorship is denied:

(a) The renewal of the charter school by the proposed sponsor shall be deemed denied; and

(b) The charter school may apply to the current sponsor for renewal.

Sec. 2. NAC 386.010 is hereby amended to read as follows:

386.010 As used in NAC 386.010 to 386.445, inclusive, *and section 1 of this regulation*, unless the context otherwise requires, the words and terms defined in NAC 386.020 to 386.050, inclusive, have the meanings ascribed to them in those sections.