

**JOE LOMBARDO**  
Governor

**STATE OF NEVADA**

**KELLY D. WUEST**  
Commission Administrator

**CHRISTOPHER SEWELL**  
Director



**KRISTINE NELSON**  
Administrator

**DEPARTMENT OF EMPLOYMENT, TRAINING AND REHABILITATION  
EMPLOYMENT SECURITY DIVISION  
500 E. THIRD STREET  
CARSON CITY, NEVADA 89713-0001**

**NOTICE OF INTENT TO ACT UPON REGULATIONS**  
**NOTICE OF HEARING TO ADOPT REGULATION AMENDMENTS IN NAC 394**  
Post Date: May 8, 2024

The Commission on Postsecondary Education will conduct a meeting on **June 12, 2024**, commencing 2:00 p.m., at the locations listed below via videoconferencing:

**THIS MEETING WILL BE HELD VIA VIDEOCONFERENCE AND IN PERSON**

The public may observe this meeting and provide public comment during the public comment section on Zoom or in person at:

**Live Meeting:**

DETR – EmployNV  
Conference Room  
3405 S. Maryland Parkway  
Las Vegas, NV 89169

**Zoom Meeting:**

**Join Zoom Meeting**

**Meeting ID: 813 4085 0321**

**Passcode: 611842**

One tap mobile

+12133388477,,81340850321#,,,,\*611842# US  
(Los Angeles)

+12063379723,,81340850321#,,,,\*611842# US  
(Seattle)

Dial by your location

- +1 213 338 8477 US (Los Angeles)
- +1 253 205 0468 US
- +1 206 337 9723 US (Seattle)
- 833 928 4610 US Toll-free
- 877 853 5257 US Toll-free

- 888 475 4499 US Toll-free
- 833 548 0276 US Toll-free
- 833 548 0282 US Toll-free
- 833 928 4608 US Toll-free
- 833 928 4609 US Toll-free

According to NRS 241.020, Meeting Materials are available at:

[https://detr.nv.gov/page/public\\_meetings](https://detr.nv.gov/page/public_meetings)

The Commission may take items out of order; combine two or more items for consideration; remove an item from the agenda; or delay discussion on any item. The Commission will take public comment at the beginning and end of this meeting and may allow public comment after conclusion of any contested case or quasi-judicial proceedings that may affect the due process rights of an individual. The Commission will limit public comment to three minutes. Written submissions may be considered. While there will be no restriction on comments based on viewpoint, repetitive comments may be limited.

**AGENDA**

**General Business**

- A. Call to Order ----- Informational
- B. Public Comment Phone Option Instructions ----- Informational
- C. Public Comment ----- Informational  
*Chair may limit public comment to 3 minutes per speaker but may not restrict comment based upon viewpoint. No action may be taken upon a matter raised under the public comment period, unless the matter itself has been specifically included on this agenda as an action item.*
- D. Review Written Comments ----- Informational
- E. Confirmation of Posting and Opening Meeting Compliance ----- Informational
- F. Roll Call and Confirmation of Quorum ----- Informational
- G. Adoption of Agenda ----- For possible action

**Hearing to Adopt Regulation Amendments in NAC 394**

- H. For Possible Action – The Commission on Postsecondary Education will review and take possible action on the following NACs. This information is provided pursuant to the requirements of NRS 233B.0603:
  - 1. Repeal of NAC 394.600 that includes the following:
    - a. R003-24: Repeal of NAC 394.600 Removes the burdensome approval of advertisements regulation pertaining to licensed institutions.

**Comments**

- I. Public Comment ----- Informational  
*Chair may limit public comment to 3 minutes per speaker but may not restrict comment based upon viewpoint. No action may be taken upon a matter raised under the public comment period, unless the matter itself has been specifically included on this agenda as an action item.*

**Adjournment**

- J. Adjournment----- For possible action

A copy of the meeting Notice and Agenda can be requested either in person or by written request to the Commission on Postsecondary Education, 2800 E. St. Louis Avenue, Las Vegas, Nevada 89104; email at [k-scott@detr.nv.gov](mailto:k-scott@detr.nv.gov); or telephone Kassondra Scott at (702) 486-2805 or fax request to (702) 486-7340. Copies of pertinent documents will also be made available on the CPE and DETR website at: <http://cpe.nv.gov> and <http://detr.nv.gov>.

**NOTE:** Written comments must be received by the Commission on Postsecondary Education on or before June 10, 2024, at the following address:

Department of Employment, Training and Rehabilitation  
Employment Security Division  
Commission on Postsecondary Education  
Attn: Kassondra Scott  
2800 E. St. Louis Avenue  
Las Vegas, NV 89104  
Or via e-mail at [k-scott@detr.nv.gov](mailto:k-scott@detr.nv.gov)

**NOTE:** Persons with disabilities who require reasonable accommodations or assistance at the meeting should notify the Commission on Postsecondary Education in writing at 2800 E. St. Louis Avenue, Las Vegas, Nevada 89104, or contact Kassondra Scott at (702) 486-2805 or e-mail [k-scott@detr.nv.gov](mailto:k-scott@detr.nv.gov) (*for individuals who are deaf or have hearing disabilities, dial TTY (800) 326-6868 or 711 for Relay Nevada*) or send a fax to (702) 486-7340 within 72 hours of meeting date and time. Supporting materials as provided for in NRS 241.020(5) may be obtained by contacting Susan Beckett at the above-noted contact information.

**Notice of this meeting was mailed to groups and individuals as requested at the following locations on or before 9 a.m. on the 3<sup>rd</sup> working day prior to the scheduled meeting date.**

1. Commission on Postsecondary Education principal office at, 3405 S. Maryland Pkwy, Las Vegas, NV 89169
2. DETR – State Administrative Office, Stan Jones Building, 2800 E. St. Louis Avenue, Las Vegas, NV 89104
3. DETR – State Administrative Office, 500 E. Third Street, Carson City, NV 89713
4. Nevada Way Building, 1 State of Nevada Way, Las Vegas, NV 89119
5. State Capital Building, 101 N. Carson Street, Carson City, NV 89701

Notice of this meeting was posted on the Internet on the following websites: DETR's Public Notices website at: [http://detr.nv.gov/Page/PUBLIC\\_NOTICES](http://detr.nv.gov/Page/PUBLIC_NOTICES), the State of Nevada's Public Notices website at: <https://notice.nv.gov/>, the Commission on Postsecondary Education page at [www.cpe.nv.gov](http://www.cpe.nv.gov).

**PROPOSED REGULATION OF THE  
COMMISSION ON POSTSECONDARY EDUCATION**

**LCB File No. R003-24**

February 5, 2024

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

AUTHORITY: §1; NRS 394.411, 394.421 and 394.445.

A REGULATION relating to postsecondary education; repealing provisions relating to approval of certain advertising by a postsecondary educational institution; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law authorizes the Commission on Postsecondary Education to adopt regulations for the licensure and operation of private postsecondary educational institutions. (NRS 394.411, 394.415, 394.421) Existing law also prohibits a postsecondary educational institution from engaging in advertising, sales, collection, credit or other practices that are false, deceptive, misleading or unfair. (NRS 394.445) Existing regulation requires any advertising by a postsecondary educational institution which cannot be changed or deleted within a 7 day period to be approved by the Administrator of the Commission on Postsecondary Education prior to the printing of the advertisement and that a full copy of the advertisement be submitted to the Administrator in a format approved by the Administrator. (NAC 394.600) **Section 1** of this regulation repeals this requirement from the Nevada Administrative Code.

**Section 1.** NAC 394.600 is hereby repealed.

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**TEXT OF REPEALED SECTION**

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**394.600 Approval of advertisements.** Any advertising through any medium which cannot be changed or deleted within a 7-day period, including, but not limited to, classified telephone directory or national advertising, must be approved by the Administrator before it is printed. The full copy of the advertisement must be submitted in writing or in an electronic or other format approved by the Administrator.