

**PROPOSED REGULATION OF THE
DEPARTMENT OF EDUCATION**

LCB FILE NO. R085-25I

**The following document is the initial draft regulation proposed
by the agency submitted on 11/05/2025**

NAC 390.XXX For all assessments administered by private schools pursuant to NRS 388A.518, such assessments must be administered in adherence with state laws and policies pertaining to state and federal accountability assessments, including but not limited to:

- 1. For English Language Proficiency Assessments,*
 - a. Statutes regarding implementation of, and accommodations for, tests for English learners in NRS 388.406-388.407,*
 - b. Regulations regarding implementation of, and accommodations for, tests for English learners in NAC 388.525-388.655, and*
 - c. Policy guidance published by the Nevada Department of Education.*
- 2. For College and Career Readiness Assessments,*
 - a. Statutes regarding implementation of, and accommodations for, CCR assessments in NRS 390.610,*
 - b. Regulations regarding implementation of, and accommodations for, CCR assessments in NAC 390.210-390.340, and*
 - c. Policy guidance published by the Nevada Department of Education.*
- 3. For Criterion Referenced Tests in Mathematics, English Language Arts, and Science,*
 - a. Statutes regarding implementation of, and accommodations for, CRT assessments in NRS 390.105-390.125,*
 - b. Regulations regarding implementation of, and accommodations for, CRT assessments in NAC 390.250-390.340, and*
 - c. Policy guidance published by the Nevada Department of Education*
- 4. For Alternate Assessments for severely disabled students in Mathematics, English Language Arts, and Science,*
 - a. Statutes regarding implementation of, and accommodations for, Alternate Assessments in NRS 390.820*
 - b. Regulations regarding implementation, and accommodations for, Alternate Assessments in NAC 388.284*
 - c. Policy Guidance published by the Nevada Department of Education*
- 5. For all assessments listed above,*
 - a. Regarding test security*
 - i. Statutes regarding test security in NRS 390.250-390.430 & NRS 391.320,*
 - ii. Regulations regarding test security in NAC 390.240, and*
 - iii. The State Test Security Procedures manual, published annually by The Department.*
 - b. Regarding accommodations for English Learners and students with disabilities*
 - i. Statutes regarding accommodations for instruction and assessment in NRS 390.810-390.820,*
 - ii. Regulations regarding accommodations for instruction and assessment in NAC 388.150-388.488 & NAC 388.525-388.655*

- iii. *Test-specific manuals, user guides, or other documentation provided by each test vendor in collaboration with The Department, regarding implementation of accommodations specific to each assessment.*
- c. *Additional guidance and implementation documents published by test vendors and The Department, including but not limited to,*
 - i. *Test Administrators Manuals,*
 - ii. *Test Coordinators Manuals,*
 - iii. *Delivery-Mode Supplemental Manuals,*
 - iv. *Testing Platform Technical Manuals and User Guides, and*
 - v. *Test-specific trainings regarding administration of, and accommodations for, individual assessments or assessment types.*

NAC 390.XXX Private Schools who administer State Assessments published to meet the requirements of NRS 390.610, 388.406 or 390.810 are subject to on sight administration monitoring by the Nevada Department of Education and subject to the reporting of assessment irregularities.