

**PROPOSED REGULATION OF THE  
DEPARTMENT OF EDUCATION**

**LCB FILE NO. R086-25I**

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

**Section 1.** Chapter 390 of NAC is hereby amended by adding thereto a new section to read as follows:

*1. The board of trustees of each school district and the governing body of each charter school shall ensure that, unless the State Board has approved a waiver pursuant to subsection 2 of NRS 390.805:*

*(a) The total number of minutes spent during a school year conducting examinations or assessments of pupils enrolled in the school district or charter school, as applicable, does not exceed 2 percent of the total number of minutes of instructional time during the school year.*

*(b) The number of examinations and assessments administered in a school year to a pupil enrolled in the school district or charter school, as applicable, does not exceed a total of five.*

*2. For the purposes of this section:*

*(a) Except as otherwise provided in this paragraph, an “examination or assessment” is any examination or assessment that is required to be administered to pupils by:*

*(1) That are necessary to comply with the requirements of federal law, including, without limitation, the Individuals with Disabilities Education Act, 20 U.S.C. §§ 1400 et seq., and section 204 of the Equal Educational Opportunities Act of 1974, 20 U.S.C. § 1703(f);*

*(2) For a pupil who is being administered an examination or assessment as a result of the pupil participating in:*

*(I) An advanced placement course;*

*(II) An international baccalaureate course;*

*(III) A program of career and technical education; or*

*(IV) Any plan, procedure, program or service for the purpose of improving the literacy of pupils enrolled in an elementary school pursuant to NRS 388.157; and*

*(3) For a pupil who is administered an examination or assessment to screen for any special needs of the pupil, including, without limitation, any difficulty in English language acquisition or any disability.*