

**PROPOSED REGULATION OF THE
DEPARTMENT OF EDUCATION**

LCB FILE NO. R163-26I

**The following document is the initial draft regulation proposed
by the agency submitted on 06/30/2026**

NAC 389.800 General requirements for program. (NRS 385.080, 385.114, 388.360, 388.380)

1. Courses of study in career and technical education offered by the board of trustees of a school district in a program area for a program of career and technical education set forth in subsection 1 of NAC 389.803 must:

(a) Be based upon state standards and a written curriculum that has been developed in collaboration with representatives of the industry being studied to measure the competency of the pupil and which includes:

(1) The current skills and levels of performance necessary to perform the duties and tasks involved in being employed in the career field being taught or to support advancement in education and job training in a related career.

(2) Instruction which reinforces academic skills of reading, writing, speaking, listening, mathematics, science and using technology.

(b) Be designed to:

(1) Allow the pupil to pursue postsecondary academic options, career training or a recognized industry credential.

(2) Include pupils with disabilities.

(c) Provide the pupil with reasonable access to standard equipment used in the industry the pupil is studying.

(d) Include instruction in employability skills for career readiness prescribed for the course of study in NAC 389.555 and measure the proficiency of the pupil in the standards prescribed for that course of study through an assessment that measures proficiency in employability skills prescribed by the Department of Education.

(e) Require a pupil who completes the final course of instruction for a particular course of study in career and technical education to take an end-of-program assessment prescribed by the Department of Education which measures the proficiency of the pupil in the course of study, if such an examination is available.

2. The teacher of a course of study in career and technical education shall:

(a) Possess a valid endorsement to his or her license for each industry in which he or she teaches a course of study.

(b) Use resources, materials and techniques which do not discriminate among pupils.

(c) Evaluate the pupil's achievement of the required goals in the course of study.

3. Each pupil enrolled in a course of study in career and technical education:

(a) Must be given the opportunity to participate in career and technical student organizations that are:

- (1) Affiliated with state and national organizations;
- (2) Associated with the industry the pupil is studying; and
- (3) An integral part of the instructional program.

(b) Upon completion of the program, should be qualified to enter a higher level of training or to enroll in a program of postsecondary education without the necessity of repeating previously learned skills.

4. Each pupil who completes a course of study in career and technical education must be awarded a certificate which states that he or she has attained specific skills in the industry being studied if the pupil:

(a) Maintained at least a 3.0 grade point average, based on a 4.0 grading scale, for all units of credit applicable toward the course of study in career and technical education;

(b) Passed the assessment that measures proficiency in employability skills prescribed by the Department of Education pursuant to paragraph (d) of subsection 1; and

(c) Passed the end-of-program assessment prescribed by the Department of Education pursuant to paragraph (e) of subsection 1, if applicable.

5. Each school district shall submit to the Department of Education an annual report that lists the number of pupils to whom a certificate has been awarded pursuant to subsection 4.

6. The superintendent of each school district that establishes a program of career and technical education:

(a) Shall maintain a current and comprehensive inventory of all capital equipment, if any, maintained for each course offered in career and technical education;

(b) Shall establish a list of equipment that is comparable to that used in the related career fields in which a course of study is offered;

(c) Shall not allow the use in career and technical education of equipment or facilities which do not meet the generally applicable safety requirements, including those adopted to ensure occupational safety and health for that career field; and

(d) Shall adopt a written statement of philosophy for the program of career and technical education, which must include, without limitation, stated goals that such instruction will align to state standards and support advancement in education and job training in a related career.

7. The teacher of a course of study in career and technical education shall cooperate with the guidance counselor of each school to assist pupils to enroll in an appropriate course of study. The guidance counselor shall assist the pupil to achieve:

(a) An awareness of the opportunities for the development of technical and employability skills required in the various industries.

(b) An exploration of the pupil's abilities with his or her career interest.

(c) Completion of the course of study in career and technical education.

(d) Opportunities for continued career development, education and training.

8. The Department of Education shall request surveys to be taken of each pupil who has completed a course of study in career and technical education to determine the effectiveness of the program.

~~—9.—The State Board of Education will request the Superintendent of Public Instruction to present annually to the State Board the list of industry-recognized credentials identified by the Executive Director of the Office of Workforce Innovation pursuant to NRS 223.820 and to require school districts to report the number of pupils who earn each of those credentials.~~

(Added to NAC by Bd. for Occupational Education, 1-26-90, eff. 9-1-92; A by Bd. for Career & Tech. Educ. by R172-05, 2-23-2006; A by Bd. of Education by R001-12, 5-30-2012; R061-12, 9-14-2012; R087-12, 11-1-2012; A by Bd. for Career & Tech. Educ. by R154-13, 6-23-2014; A by Bd. of Education by R075-17, 2-27-2018)

~~**NAC 387.750—Reporting of expenditures of charter school or university school for profoundly gifted pupils for lobbying activities; filing with Department.** (NRS 388A.110, 388C.060)~~

~~—1.—In each year in which the Legislature convenes, a charter school or university school for profoundly gifted pupils which expends more than \$6,000 on activities designed to influence the passage or defeat of any legislation shall file with the Department within 60 days after the adjournment sine die of the legislative session a report supplemental to its final budget which includes separate items for expenses relating to that activity, including, without limitation:~~

~~—(a) Transportation.~~

~~—(b) The amount of money spent on:~~

~~——(1) The lodging and meals of its officers, lobbyists and employees;~~

~~——(2) The salary or wages paid to its officers and employees; and~~

~~——(3) Compensation paid to any lobbyists, to the extent that such information does not duplicate the information required pursuant to subparagraphs (1) and (2).~~

~~—(c) The amount of money spent on entertainment, gifts or other expenses which are required to be reported pursuant to chapter 218H of NRS.~~

~~—(d) The amount of money spent in Carson City on supplies, equipment and facilities and other personnel and services needed to support the activity.~~

~~—(e) An identification of the fund, account or other source against which the expenses were charged.~~

~~—2.— The amounts reported pursuant to subsection 1 must include any funds spent by an educational management organization with whom the charter school or university school for profoundly gifted pupils has a contract.~~

~~—3.— The charter school or university school for profoundly gifted pupils shall make a copy of the supplemental report available for inspection within 60 days after the adjournment sine die of the legislative session.~~

~~—(Added to NAC by Bd. of Education by R026-09, eff. 10-27-2009)~~

~~**—NAC 387.370—Requirements to opt out of participating in Program; participation not required when sufficient money not available. (NRS 387.1175)**~~

~~—1.— Except as otherwise provided in subsection 2, a public school which is required by subsection 2 of NRS 387.1145 to participate in the Breakfast After the Bell Program but which is seeking to opt out of participating in the Program pursuant to subsection 3 of NRS 387.1145 must submit to the State Department of Agriculture a request to opt out of participating in the Program, accompanied by the following information for each of the 2 school years immediately preceding the school year for which the public school is seeking to opt out of participating in the Program:~~

~~—(a) The number of enrolled pupils in the school and the number of pupils eligible for free and reduced price lunches under the National School Lunch Act, 42 U.S.C. §§ 1751 et seq., as of October 31 of the school year; or~~

~~—(b) The percentage of pupils eligible for free or reduced price lunches under the National School Lunch Act, 42 U.S.C. §§ 1751 et seq., who participated in the Program and the total cost to the public school or school district for the food and labor used in the Program at that public school.~~

~~—2.— If the State Department of Agriculture determines that sufficient money is not available to fund a public school's participation in the Program pursuant to NRS 387.1155, that public school is not required to participate in the Program.~~

~~—(Added to NAC by Dep't of Agriculture by R082-15, eff. 6-21-2017)~~

~~**—NAC 387.410—Application for units; action by State Board of Education. (NRS 385.080)**~~

~~—1.— Except as otherwise provided in this section, a school district must submit its application to the Superintendent before the beginning of the school year. If the Superintendent receives an application after the school year begins, it will be considered if money is available; an allocation made as a result of such an application will be prorated for the balance of the school year.~~

~~—2.— Each application must:~~

~~—(a) Identify the need for the special education program unit by providing evidence that existing allocations of special education program units are insufficient to satisfy the demand for special education in the school district; and~~

~~—(b) Describe the program of instruction which will be provided to pupils if the special education program unit is allocated.~~

~~—3. A school district may show that it has a unique need if:~~

~~—(a) A limited incidence of pupils with disabilities exists in a rural area;~~

~~—(b) A significant change has occurred in the number of pupils;~~

~~—(c) A need exists to offer a program for more than a 180-day school year; or~~

~~—(d) A change has occurred in the financial resources available to the school district and the change will result in its inability to serve a substantial number of pupils.~~

~~—4. The Superintendent shall review each application before submitting it to the State Board of Education for its approval or disapproval. The Superintendent shall notify the applicant of the Board's action.~~

~~—[Bd. of Education, Special Education Reg. § 2 subsec. 2 + § 4 subsec. 2 + § 5 + § 6, eff. 10-15-81]~~

~~—**NAC 387.420 — Expiration of unit.** (NRS 385.080) A special education program unit awarded pursuant to this section and NAC 387.400 and 387.410 expires after 1 year.~~

~~—[Bd. of Education, Special Education Reg. § 3, eff. 10-15-81]~~

~~—**NAC 387.710 — Annual report concerning capital improvements owned, leased or operated by charter school or university school for profoundly gifted pupils.** (NRS 386.540, 392A.060)~~

~~—1. In addition to the records and inventory controls established and maintained pursuant to NAC 387.770, the governing body of each charter school and the governing body of each university school for profoundly gifted pupils shall, for each fiscal year, compile a report concerning the capital improvements owned, leased or operated by the charter school or university school for profoundly gifted pupils.~~

~~—2. The report of the capital improvements required pursuant to subsection 1 must be prepared in such detail as is required by generally accepted accounting principles.~~

~~—3. The governing body of each charter school and the governing body of each university school for profoundly gifted pupils shall submit, in any format including an electronic format, a copy of the report compiled pursuant to subsection 1 on or before February 1 of the year next succeeding the period to which the report pertains to the Department.~~

~~—(Added to NAC by Bd. of Education by R026-09, eff. 10-27-2009)~~