

Chapter 389 of NAC

LCB File No. T054-05

**ADOPTED TEMPORARY REGULATION OF THE
STATE BOARD OF EDUCATION**

Filed with the Secretary of State on July 13, 2005.

NAC 389.680 Credit for correspondence courses. (NRS 385.080, 385.110, 389.160)

1. A school district may grant a pupil credit toward graduation from high school for his successful completion of a correspondence course if:

(A) ~~H~~ The course is provided by a secondary educational institution which is approved by the State Board of Education; and

(B) ~~2~~ The course is equivalent to a course offered in a regular program ~~[of the high school.]~~ *in the school district.*

2. A school district will accept credit in accordance with policies developed by the local Board of Trustees toward graduation from high school for his successful completion of a correspondence course if:

(A). The course is provided and credit was issued by a secondary educational institution which is approved by one of the following national or regional accrediting associations:

- (1) Middle States Association of Colleges and Schools*
- (2) New England Association of Schools and Colleges*
- (3) North Central Association of Colleges and Schools*
- (4) Northwest Association of Accredited Schools*
- (5) Southern Association of Schools and Colleges*
- (6) Western Association of Schools and Colleges*
- (7) Commission on International and Trans-Regional Accreditation; and*

(B). The course is equivalent to a course offered in a regular program in the school district.

**NOTICE OF ADOPTION OF TEMPORARY REGULATION
LCB File No. T054-05**

The State Board of Education adopted temporary regulations assigned LCB File No. T054-05 which pertain to chapter 389 of the Nevada Administrative Code on December 4, 2004.

Notice date: 9/21/2004; 11/2/2004 **Date of adoption by agency:** 12/4/2004
Hearing date: 10/23/2004; 12/4/2004 **Filing date:** 7/13/2005

INFORMATIONAL STATEMENT

The following statement is submitted for adopted amendments to Nevada Administrative Code 389:

1. A description of how public comment was solicited, a summary of public response, and explanation how other interested persons may obtain a copy of the summary.

Notice of Workshop to Solicit Comments on Proposed Regulation was sent to approximately 150 individuals and educational organizations. One workshop was held on October 23, 2004. There were four comments from the public.

The Notice of Intent to Act Upon a Regulation for public hearing and adoption of the proposed revisions to NAC 389.680 was sent to approximately 150 individuals and educational organizations. The first public hearing was conducted on October 23, 2004 and a second on December 4, 2004 to provide the opportunity for comments by affected parties and the public. There were no comments from the public at the first hearing and four comments from the public and an e-mail at the second hearing. The Board adopted the proposed regulation.

2. The Number of Persons Who:

a) Attended Each Hearing: Workshop: 29 Regular meeting: 29
Second Hearing: 9

b) Testified at Each Hearing; Workshop: 4 First Hearing: 0
Second Hearing: 4

c) Submitted Written Statements: Workshop: 0 Regular meeting: 0
Second Hearing: 1

A copy of any written comments may be obtained by contacting Nita Barnes, Administrative Assistant to the Nevada State Board of Education, at the Department of Education (775) 687-9225, or by writing to the Department of Education at 700 East Fifth Street, Carson City, Nevada 89701-5096.

3. A description of how comments were solicited from affected businesses, a summary of the response and an explanation how other interested parties may obtain a copy of the summary.

Comments were solicited through the workshop notice of September 21, 2004, the first public hearing notice of September 21, 2004 and the second public hearing notice of November 2, 2004. At the September 21, 2004 Workshop to Solicit Comments there were four public comments to the proposed language revisions. At the September 21, 2004 First Public Hearing there were no public comments to the proposed language. At the December 4, 2004 Second Public Hearing there were four public comments and an e-mail to the proposed language.

Workshop Comments:

Mr. Frank Schnorbus, President of the Northern Nevada Home School Advisory Council, stated support and expressed concern with a clause.

Dr. Dotty Merrill, Assistant Superintendent of Washoe County School District, expressed some concerns.

Dr. Craig Kadlub, Clark County School District, stated the word “shall” is a problem for school districts.

Barbara Dragon, Northern Nevada Homeschool Advisory Council clarified that correspondence courses are not graded by a parent.

Public Hearing Comments:

Member Malone read into record an e-mail from Leonard Paul, Associate Director of the Northwest Association of Accredited Schools which expressed support for changes to NAC 389.680.

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Kimberly King-Patraw, President of the Southern Nevada Advisory Council reported comments by north and south councils.

Alisa Wahl, Chair, Nevada Home School Network, handed out a proposed deletion of NAC 392.011(1) (a) and (b) which is redundant if amendments to NAC 389.680 are approved.

Dr. Dotty Merrill, Assistant Superintendent of Washoe County School District, stated the District is in support of the changes.

Craig Kadlub, Clark County School District, stated the District will continue to only accept courses from accredited institutions.

A copy of the summary and/or minutes of the public hearing may be obtained by contacting Nita Barnes, Administrative Assistant to the Nevada State Board of Education, Nevada Department of Education, 775-687-9225, or by writing to the Nevada Department of Education at 700 East Fifth Street, Carson City, Nevada 89701-5096.

4. If the regulation was adopted with or without change to any part of the proposed regulation, a summary of the reasons for adopting.

The Nevada State Board of Education adopted the proposed regulation language for NAC 389.680 at the public hearing held December 4, 2004. The reason for adopting the changes to regulation NAC 389.680 is to clearly define the standards for Nevada high schools to accept correspondence courses which a student has completed from an education institution holding national or regional accreditation.

5. The estimated economic effect of the adopted regulation on the business which it is to regulate and on the public. These must be stated separately, and each case must include:

There is no anticipated economic effect of the regulation changes on the business that the agency regulates and there are no known adverse effects. There are beneficial, immediate and long term effects.

6. The estimated cost to the agency for enforcement of the adopted regulation.

There is no estimated cost for enforcement to the regulating agency for enforcement of this regulation.

7. A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

No other state or governmental agency regulations will be overlapped or duplicated by the above noted regulations. There is no duplication or overlap of federal regulations.

8. If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.

There are none.

9. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

This regulation does not provide or involve a new fee.