

LCB File No. R075-07

**PROPOSED REGULATION OF THE
STATE BOARD OF EDUCATION**

(This regulation was previously filed as T040-07)

Explanation: Matter in italics is new; matter in brackets [] to be omitted.

Statutory Authority: NRS 385.080, 386.540, 387.123

NAC 387.345 Calculating Basic Support (NRS 385.080, 386.540, 387.123)

1. Except as otherwise provided in subsection 4 and 5, the count of pupils for calculating the basic support for each school district for any school year is the weighted count of enrollment of pupils in the school district on the last day of the first school month of the school year, including, without limitation, the count of pupils who reside in the county and are enrolled in any charter school on the last day of the first school month of the school district for the school year. The last day of the first school month for that district is the last day of the first school month of the school calendar in which the greatest number of pupils attend.
2. If a school district operates any of its schools under a school calendar which does not provide for enrollment and attendance of pupils on the last day of the first school month as prescribed in subsection 1, the school district may, upon the written approval of the Superintendent of Public Instruction, include in the count of enrollment as prescribed in subsection 1, the count of pupils attending under such a calendar on the school day of that calendar which is within 5 school days of the school day closest to the count day prescribed in subsection 1.
3. On a form prescribed by the Superintendent of Public Instruction, superintendent of school of each school district shall certify to the Department by November 1 of each school year the weighted count of enrollment as of the day prescribed in subsection 1. If a charter school submits a form pursuant to this subsection, the charter school shall, upon the request of the sponsor of the charter school or a school district in which a pupil enrolled in the charter school resides, provide a copy of the form to the requester.
4. A school district shall not count a pupil who enrolls in the ninth grade during or after the 2000-2001 school year as a full-time pupil for the purpose of calculating the basic support for the school district for a school year unless the pupil is in a minimum of:
 - (a) Six courses or the equivalent of six periods per day if he is in grade 9, 10, or 11; or
 - (b) Four courses or the equivalent of four periods per day if he is in grade 12.
5. A school district shall not count a pupil who is 21 years of age or older on or before September 30 of a school year for the purpose of calculating the basic support for the school district for the school year unless:
 - (a) The pupil is a pupil with a disability who is eligible to receive the benefits provided by chapter 395 of NRS pursuant to NRS 395.020; or
 - (b) The Superintendent of Public Instruction has given express permission for the pupil to be counted.

The grade level of the pupil is determined by the number of credits held by the pupil.

6. *For the final basic support adjustments for a school district or charter school per NRS 387.1243(3), if the school district or charter school is to receive the growth adjustment benefits of a final count of pupils per NRS 387.1243(4) then that calculation will be based upon its maximum allowed enrollment as prescribed in NRS 387.1233(2).*