

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

**LCB File No. R061-12**

Effective September 14, 2012

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: §1, NRS 385.080 and 388.360.

A REGULATION relating to education; revising the general requirements for a program of career and technical education; and providing other matters properly relating thereto.

**Section 1.** NAC 389.800 is hereby amended to read as follows:

389.800 1. Courses of study in career and technical education described in this chapter must:

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

(1) The current duties, tasks, skills and levels of performance necessary to perform the duties and tasks involved in being employed in the occupation being taught.

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

(3) Instruction designed to develop leadership, initiative, integrity, confidence, poise, reliability, cooperation, the ability to accept divergent points of view, self-discipline, the ability to adapt to change, make decisions, solve problems and set priorities, the ability to learn and participate in discussions, and a willingness to seek and accept responsibility.

(b) Be designed to:

(1) Allow the student to advance in the course of study at his or her own pace and allow the teacher to evaluate the progress of the pupil based on the requirements for obtaining employment or being promoted in the occupation being taught.

(2) Include pupils with disabilities.

(c) Provide the student with reasonable access to the equipment used in the occupation the student 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.

*(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 examination 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 occupation 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 of an occupation:

(a) Must be given the opportunity to participate in youth organizations that are:

(1) Affiliated with state and national organizations;

(2) Associated with the occupation the pupil is studying; and

(3) An integral part of the instructional program.

(b) Must be given a certificate upon completion of a course of study in an occupation which states the level of performance the pupil has attained in specific skills identified by representatives of business or industry.

(c) Upon completion of the course, should be qualified to enter a higher level of training without the necessity of repeating previously learned skills.

4. Written policies for the maintenance, replacement and disposal of equipment must be made available to the representatives of business or industry for review and comment.

5. The superintendent of each school district shall maintain a current and comprehensive inventory of all capital equipment, if any, maintained for each course offered in career and technical education. The superintendent shall establish a list of equipment that is comparable to that used in the occupations in which a course of study is offered. The superintendent 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 occupation.

6. 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 the skills required in the various occupations.

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

(c) Opportunities for the development of the pupil's skills.

(d) Realities of the workforce and expectations of employers.

(e) Opportunities for continued career and technical education and training.

7. The Department of Education shall cause 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.

8. Each school district shall adopt a written statement of philosophy for its program of career and technical education which includes stated goals that such instruction will:

- (a) Contribute to each pupil's competency to enter the job market.
- (b) Enable the pupils to succeed in further training.
- (c) Enable the pupils to obtain employment.
- (d) Enable the pupils to advance in job responsibilities.

**NEVADA DEPARTMENT OF EDUCATION**  
**NEVADA STATE BOARD OF EDUCATION**  
**NEVADA STATE BOARD FOR CAREER AND TECHNICAL EDUCATION**  
**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS AS REQUIRED**  
**BY ADMINISTRATIVE PROCEDURES ACT, NRS 233B.066**  
**LCB File No. R061-12**  
**Regulation**

**New subsection for NAC 389.800 General requirements for a program of Career and  
Technical Education**

**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 Regulations was sent to approximately 200 individuals and educational organizations. A workshop was held on February 24, 2012. There was public comment

The Notice of Intent to Act Upon a Regulation for public hearing and adoption of the R061-12 Proposed changes to NAC 389.800 General requirements for a program of Career and Technical Education General Requirements for Program was sent to approximately 200 individuals and educational organizations. A public hearing was conducted on June 1, 2012 to provide the opportunity for comments by affected parties and the public. There was public comment

2. The Number of Persons Who:

- a) Attended Each Hearing: First Workshop: 9; First Hearing: 22; Second Hearing: N/A
- b) Testified at Each Hearing: First Workshop: 1; First Hearing: 1; Second Hearing: N/A
- c) Submitted Written Statements: First Workshop: 0; First Hearing: 0; Second Hearing: N/A

A copy of any written comments may be obtained by contacting Karen Johansen, Administrative Assistant, Nevada Department of Education, 775-687-9225, or by writing to the Nevada Department of Education, 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 January 30, 2012 and a public hearing notice of May 2, 2012. At the February 24, 2012 Workshop to Solicit Comments, there was public comment to the proposed regulation. At the June 1, 2012 public hearing there was public comment to the proposed regulation.

Summary of Comments:

Workshop comments:

1. Ardell Galbreth, Deputy Director, Workforce Connections stated it is critical to focus on what young people need to obtain in order to become successful in their adulthoods. The employability skill set and the opportunity to transfer the skill sets are valuable to employers. Employees will now have the general skills needed to be successful in the workplace. He said he supports moving forward with this initiative.

Public Hearing comments:

1. Stan Hall applauded Mike Raponi, his staff and the CTE department for the direction taken. He explained that all the courses are listed in a state catalog and if a course is taught in the north it is the same as a course taught in the south. He said the most exciting piece is that when a student takes a CTE course for three years the student is assessed on those standards and it will be determined if the student has learned the skills and knowledge necessary to succeed in that area.

A copy of the summary and/or minutes of the public hearing may be obtained by contacting Karen Johansen, Administrative Assistant, 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 regulation language at the public hearing held June 1, 2012. The reason for adopting the regulation is to revise the general requirements for a program of career and technical education. The amendment to the program will require students who complete a course of study in CTE to take a state-approved end-of-program assessment that will support the commitment of the State to develop such assessments as part of the Five Year State Plan for the Carl D. Perkins Act of 2006. The assessments, commonly referred to as the technical assessments, are used by most states to measure the technical skill attainment of the CTE program completers.

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

There is no economic effect on the public or the business it regulates.

There is no cost to the Department of education to adopt these regulations. There is no federal law affecting the proposed regulations. There is no duplication or overlap of state or local governmental agencies. The proposed regulations do not establish a new fee nor increase an existing fee of the regulating agency.

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

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

7. A description of any regulations of other state or governmental 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 regulation. 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 for a new fee or increase an existing fee.