

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

LCB File No. R067-14

Effective October 24, 2014

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

AUTHORITY: §1, NRS 385.080.

A REGULATION relating to education; revising criteria for admission to an adult high school program; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing regulations authorize the board of trustees of a school district to allow a person who is 17 years of age but less than 18 years of age and who participates in an alternative program for the education of pupils at risk of dropping out of school to enroll in an adult high school program. (NAC 387.190) This regulation provides that such persons may attend an adult high school program only for the purpose of preparing to take a high school equivalency assessment. This regulation also reduces the age for enrollment to at least 16 years of age.

Section 1. NAC 387.190 is hereby amended to read as follows:

387.190 1. A person who:

(a) Is at least 18 years of age or who meets the requirements for participation in a program of education for incarcerated persons established pursuant to NAC 388.676;

(b) Has not received his or her high school diploma; and

(c) Is not currently enrolled in a high school,

↪ may be enrolled as a pupil in an adult high school program designed to enable him or her to obtain a diploma.

2. A person who is ~~{17}~~ *at least 16* years of age but less than 18 years of age and who participates in an alternative program for the education of pupils at risk of dropping out of school

pursuant to NRS 388.537 may enroll in an adult high school program with the approval of the board of trustees of the school district in which the pupil is enrolled ~~§~~ *only for the purpose of preparing to take a high school equivalency assessment.*

3. Before commencing an adult high school program, a school district must apply to the Department for permission to conduct the program. The application must be made on a form provided by the Department and include the:

- (a) Name of the course to be taught; and
- (b) Proposed beginning and ending dates for each class.

4. The Superintendent of Public Instruction shall review each application to operate an adult high school program submitted to the Department and approve or deny the application. If the application is denied by the Superintendent, the school district may appeal the decision of the Superintendent to the State Board of Education. The State Board may approve or deny the application for an adult high school program upon appeal.

5. An application that has been approved by the Superintendent of Public Instruction or the State Board of Education pursuant to subsection 4 remains in effect for 5 years after the date of approval. The board of trustees of a school district shall update its plan to operate an adult high school program at least once annually if a substantive change is made to the plan.

6. A class that is part of an approved program may begin or end at any time during the school year.

7. A school district that offers an adult high school program shall offer a sufficient number of required and elective courses for a pupil enrolled in the program to obtain the credits necessary to receive an adult standard diploma. Such required and elective courses must include the content identified in the school district's approved curriculum.

**NOTICE OF ADOPTION OF PROPOSED REGULATION
LCB File No. R067-14**

The State Board of Education adopted regulations assigned LCB File No. R067-14 which pertain to chapter 389 of the Nevada Administrative Code.

INFORMATIONAL STATEMENT

1. A clear and concise explanation of the need for the adopted regulation:

To require certain reports to be submitted to the State Board of Education regarding internship programs.

2. Description of how public comment was solicited, a summary of public response, and an explanation of how other interested persons may obtain a copy of the summary.

The Notice of Intent to Act Upon a Regulation for public hearing and adoption of Proposed Amendments was filed at the following locations on April 24, 2014: The offices of the Nevada Department of Education in Carson City and Las Vegas, at the 17 Nevada School District Superintendent's Offices, the 17 county main public libraries, the Nevada State Library and Archives, the Department of Education website and the Legislative Council Bureau website.

A summary 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. The number of persons who:

- (a) Attended each hearing: 33**
- (b) Testified at each hearing; 0**
- (c) Submitted written comments: 0**

4. For each person identified in paragraphs (b) and (c) of number 3 above, the following information if provided to the agency conducting the Hearing:

- (a) Name:**
- (b) Business Address;**
- (c) Business telephone number;**
- (d) Electronic mail address;**
- (e) Name of entity or organization represented:**

5. A description of how comment was solicited from affected businesses, a summary of their response and an explanation of how other interested persons may obtain a copy of the summary.

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Library and Archives, the Department of Education website and the Legislative Council Bureau website.

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- 6. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.**
The proposed regulations were adopted as submitted; there was no public comment
- 7. The estimated economic effect of the regulation on the business which it is to regulate and on the public:**
 - (a) Estimated economic effect on the businesses which they are to regulate**
None.
 - (b) Estimated economic effect on the public which they are to regulate**
None
- 8. The estimated cost to the agency for enforcement of the proposed regulation:** None
- 9. A description of any regulations of other State of governmental agencies which the regulation overlaps or duplicates and a statement explaining why the duplication or overlap is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.** None.
- 10. If the regulation includes provisions that are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.** None.
- 11. Of the regulation provides a new fee or increases an existing fee, the total annual amount of the agency expects to collect and the manner in which the money will be used.** None.