

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

LCB File No. R091-17

September 28, 2017

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

AUTHORITY: §1, NRS 385.080 and 390.600, as amended by section 52 of Assembly Bill No. 7, chapter 501, Statutes of Nevada 2017, at page 3252.

A REGULATION relating to education; providing that a pupil is not required to pass the high school proficiency examination to receive certain diplomas; providing a procedure for pupils who have been denied such diplomas; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Assembly Bill No. 288 of the 2013 Legislative Session generally eliminated the requirement that pupils take and pass the high school proficiency examination to receive a high school diploma, but authorized the State Board of Education to continue to provide for the administration of the examination to pupils in grade 12 through the 2015-2016 school year. (Sections 33, 44 and 44.3 of Assembly Bill No. 288, chapter 506, Statutes of Nevada 2013, at pages 3278, 3295 and 3296, respectively) Existing regulations set forth the requirements a pupil must satisfy to receive a standard high school diploma or an adult standard diploma. (NAC 389.6552-389.698) This regulation provides: (1) that a pupil is not required to pass the high school proficiency examination to receive a standard high school diploma or an adult standard diploma; and (2) a procedure for pupils who have been denied such diplomas on or after May 1, 2012.

Section 1. Chapter 389 of NAC is hereby amended by adding thereto a new section to read as follows:

- 1. A pupil is not required to pass the high school proficiency examination to receive a standard high school diploma or an adult standard diploma.*
- 2. Notwithstanding the failure to satisfy a requirement to pass the high school proficiency examination, any pupil denied a standard high school diploma or adult standard diploma on*

or after May 1, 2012, solely because the pupil did not satisfy the requirement must be issued such a diploma if:

(a) The pupil submits a written request to the school district or governing body of the charter school in which the pupil was last enrolled for a determination of whether the pupil satisfied then-existing requirements to receive a standard high school diploma or adult standard diploma other than the requirement to pass the high school proficiency examination; and

(b) After reviewing the transcript of the pupil and other relevant documentation, the school district or governing body of the charter school determines that the student satisfied then-existing requirements to receive a standard high school diploma or adult standard diploma, other than a requirement to pass the high school proficiency examination.