

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

LCB File No. R035-18

April 4, 2018

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

AUTHORITY: §1, NRS 385.080 and 390.055.

A REGULATION relating to education; revising provisions governing high school equivalency assessments; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law authorizes a person who is 16 or 17 years of age, is not enrolled in high school and has not graduated from high school to take a high school equivalency assessment to demonstrate that the person has achieved an educational level which is an acceptable substitute for completing a high school education. (NRS 390.055) Existing regulations: (1) require an applicant who takes a high school equivalency assessment for the first time to complete the entire battery of subtests before the applicant may be retested on any of the subtests; and (2) authorize an applicant who fails to achieve the minimum scores to be retested on one or more subtests. (NAC 385.410) This regulation removes the requirement that an applicant complete the entire battery of subtests in his or her initial assessment before the applicant may be retested on the subtest or subtests which the applicant failed.

Section 1. NAC 385.410 is hereby amended to read as follows:

385.410 1. ~~{An applicant who takes a high school equivalency assessment for the first time must complete the entire battery of subtests before the applicant may be retested on any of the subtests.~~

~~—2.}~~ An applicant who completes ~~{his or her initial}~~ *a high school equivalency* assessment *for the first time* but fails to achieve the minimum ~~{scores}~~ *score on one or more subtests* may be retested on the ~~{entire battery of subtests or on the}~~ individual subtest or subtests which the

applicant failed. If an applicant to be retested was initially tested with an edition in the English language, a different form of the edition must be used for the retest.

~~13.~~ 2. An applicant may be retested any number of times, although the availability of alternative forms of the assessment may limit the number of possible retests in any 12-month period.