

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

LCB File No. R020-24

March 6, 2024

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; clarifying provisions concerning the expiration of authorization to attend an adult high school program for the purpose of preparing to take a high school equivalency assessment; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing regulations authorize a school district, upon approval of the Superintendent of Public Instruction, to offer an adult high school program designed to enable a person to obtain a high school diploma. Existing regulations also prescribe the criteria for enrollment in an adult high school program. In general, existing regulations authorize a person who is at least 18 years of age and who meets certain other requirements to enroll in an adult high school program. (NAC 387.190) Existing regulations also authorize the board of trustees of a school district to enroll a person who is at least 16 years of age but less than 18 years of age and who meets certain other criteria in an adult high school program for the limited purpose of preparing to take a high school equivalency assessment. (NAC 390.117) This regulation clarifies that any such authorization expires on the date on which the person to whom authorization is granted passes the high school equivalency assessment. This regulation also provides that the provisions of this regulation must not be construed to prohibit a person who is at least 18 years of age and who passes a high school equivalency assessment from enrolling in an adult high school program if the person otherwise meets the requirements for enrollment in such a program.

Section 1. NAC 390.117 is hereby amended to read as follows:

390.117 *1.* The board of trustees of a school district may allow a person who is at least 16 years of age but less than 18 years of age who has withdrawn from high school so that he or she may take a high school equivalency assessment to attend an adult high school program only for

the purpose of test preparation. *Any such authorization expires on the date on which the person to whom authorization is granted passes the high school equivalency assessment.*

2. Nothing in this section shall be construed to prohibit a person who is at least 18 years of age and who passes a high school equivalency assessment from enrolling in an adult high school program in accordance with NAC 387.190.