

**NEVADA STATE BOARD OF EDUCATION  
NEVADA STATE BOARD FOR CAREER AND TECHNICAL EDUCATION**

**Notice of Workshop to Solicit Comments on Proposed Regulation**

The Nevada State Board of Education and The Nevada State Board for Career and Technical Education is proposing regulation language pertaining to the Nevada Administrative Code. The Workshop has been scheduled for on Friday, August 12, 2011, via video conference at the following locations: Nevada Department of Education Offices, Board Conference Room, 700 East Fifth Street, Board Room, Carson City and 9890 South Maryland Parkway, 2<sup>nd</sup> Floor Board Conference Room, Las Vegas, Nevada. The purpose of the Workshop is to solicit comments from interested person on the following general topic:

The workshop will focus on receiving input on proposed regulations:

**09:30A.M.                    Workshop to Solicit Comments on Proposed Regulation, NAC 387.193, Pupil Enrolled in Program of Distance Education**

A copy of all materials relating to the proposal may be obtained at the workshop or by contacting by telephone Karen Johansen, State Board of Education Office, Nevada Department of Education, at 775-687-9225, or in writing to the Department of Education, 700 East Fifth Street, Carson City, Nevada 89701-5096. A reasonable fee for copying may be charged.

This Notice of Workshop to Solicit Comments on Proposed Regulation has been sent to all persons on the agency's mailing list for administrative regulations and posted at the following locations: The offices of the Nevada Department of Education in Carson City and Las Vegas, the 17 Nevada School District Superintendents' Offices, the 17 Nevada County main public libraries, the Nevada State Library and Archives, and at the meeting locations.

7/19/11

AS APPROVED BY THE STATE BOARD ON August 13, 2010

PROPOSED REGULATION OF THE  
NEVADA STATE BOARD OF EDUCATION/  
STATE BOARD FOR OCCUPATIONAL EDUCATION

**Explanation:** Matter in italics is new; matter in brackets [~~emitted material~~] is material to be omitted.

Proposed additional amendments to the draft proposal sent in State Board meeting materials are provided in: green and purple.

**Authority:** NRS 385.080, 387.123 and 388.874.

**Section 1.** NAC 387.193 is hereby amended to read as follows:

**NAC 387.193 Pupil [~~enrolled~~] *enrollment and attendance in program of distance education.***  
(NRS 385.080, 387.123, 388.874)

1. A pupil who is enrolled in a program of distance education that has been approved pursuant to NAC 388.830 shall be deemed an enrolled pupil if, for each course of distance education in which the pupil is enrolled:

(a) The course is included on the list of approved courses of distance education prepared and published by the Department pursuant to NRS 388.834; [~~and~~

~~—(b) A teacher meets or otherwise communicates with the pupil at least once each week during the course to discuss the pupil's progress.]~~

*(b) The pupils' name is included in the school district or charter school's electronic learning management system or master register of enrollment and attendance; and*

*(c) Evidence of work progression by the pupil ~~has completed work~~ in each course as ~~evidenced~~ documented through the electronic learning management system used in the distance education program or the pupil has participated in a real time class session conducted by licensed personnel authorized by the school for the course.*

*(1) If a pupil is admitted into the distance education program during the calendar week prior to count day as described in NRS 387.1233 and the pupil has not had work progression in each course, a pupil can be deemed an enrolled pupil if:*

*(I) the school can document that the pupil has attended or participated in a required school orientation session into the program or some similar admittance process into the school; and*

*(II) within the first calendar week after count day as described in NRS 387.1233, there is evidence of work progression by the pupil in each course as documented through the electronic learning management system used in the distance education program or evidence that the pupil has participated in a real time class session conducted by licensed personnel authorized by the school for the course; or*

*(III) within the first calendar week after count day as described in NRS 387.1233, licensed personnel have met or otherwise communicated with the pupil to discuss the pupil's progress in the courses.*

2. Each pupil enrolled in a course of distance education offered through a program of distance education must be recorded in full attendance for each week that: [~~a teacher meets or otherwise communicates with the pupil during the course to discuss the pupil's progress. Each weekly meeting or communication with a pupil must be included in the master register of enrollment and attendance required by NAC 387.171.~~]

(a) *evidence is provided of work progression by the pupil ~~has completed work~~ in each course as ~~evidenced~~ documented through the electronic learning management system used in the distance education program or has participated in a real time class session conducted by licensed personnel authorized by the school for the course; or*

*(b) licensed personnel meet or otherwise communicate with the pupil to discuss the pupil's progress in the courses.*

*The verification of weekly attendance of the pupil must be included in the master register of enrollment and attendance required by NAC 387.171.*

3. A pupil who is enrolled full time in a program of distance education provided by:

(a) The board of trustees of a school district must be entered as an enrolled pupil in the master register of enrollment and attendance for the public school to which the pupil is declared affiliated by the board of trustees pursuant to NRS 388.862.

(b) A charter school must be entered as an enrolled pupil in the master register of enrollment and attendance for the charter school.

4. A pupil shall be deemed enrolled full-time in a program of distance education if:

(a) The program of distance education contains the number of school days in session required pursuant to NAC 387.120;

(b) The time that the pupil spends in the program is recorded by the pupil, the parent or legal guardian of the pupil, or by a computerized program; and

(c) The pupil satisfies the requirements of subsection 5 or 6, as applicable for his grade level.

5. For purposes of full-time enrollment in a program of distance education, a pupil in kindergarten or in any grade from grades 1 to 8, inclusive, must be enrolled in:

(a) The minimum daily period required pursuant to NAC 387.131; or

(b) A curriculum that is equivalent to the regular school curriculum, if an exception to the minimum daily period has been approved pursuant to subsection 3 of NAC 387.131.

6. For purposes of full-time enrollment in a program of distance education, a pupil in any grade from grades 9 to 12, inclusive, must:

(a) Be enrolled in the number of courses required for full-time pupils pursuant to subsection 4 of NAC 387.345; or

(b) Have a written plan for enrollment prepared for the pupil which demonstrates that the pupil will complete during the school year the number of courses required for full-time pupils.

7. If a pupil is enrolled part time in a program of distance education, the record of the part-time attendance of the pupil must be maintained separately from the record of attendance maintained by the school in which the pupil is otherwise enrolled.