

5/5/1983 Assembly Education hearing on →

REGULATIONS GOVERNING EXEMPTION FROM ATTENDANCE
WHEN RECEIVING EQUIVALENT INSTRUCTION

April 1983
Proposed Regulations to
the St. B. of Educa.,
submitted to Assembly
Education Committee
5/5/83

Authority: NRS 385.080 and 392.070.

SEC. 1.

Chapter 392 of NAC is amended by adding thereto the provisions set forth as sections 2 to 7 inclusive, of this regulation.

SEC. 2.

Whenever a request by a child's parents or guardian is presented to the board of trustees of a school district to have the child excused from compulsory attendance at public school on the ground that the child will be given equivalent instruction outside the public schools, the request must include:

1. A statement of the means by which the child will be given the equivalent instruction, for example, by a private teacher or through a correspondence course.
2. A statement of the proposed curriculum for the child, including the minimum knowledge and skills to be learned.
3. A description of the proposed educational program, including:
 - a. The modes of presentation;
 - b. The methods of teaching; and
 - c. The educational materials to be used.
4. A schedule of the proposed days of teaching. The schedule must show the subjects to be taught on each day of teaching.
5. A description of the evaluations, annual and continuing, to be made of the child's educational progress and the way by which those evaluations will be made available to the board of trustees upon its request.
6. If a correspondence school is not to be used for the equivalent instruction, proof that the teacher who will give the instruction holds an

6. appropriate certificate issued by the superintendent of public instruction.

SEC. 3

Within 30 days after receiving a request which includes all the material specified in section 2, the board of trustees of a school district shall reach its determination whether or not the proposed instruction will be equivalent in kind and amount to that approved by the state board of education and shall grant or deny the request.

SEC. 4

1. To constitute equivalent instruction, the instruction to be given to a child outside the public schools must consist of instruction in:
 - a. The courses of study which are prescribed for the public schools by the state board of education pursuant to NRS 385.110 or are being taught in the school district; and
 - b. The subjects which chapter 389 of NRS requires to be taught in public schools.
2. The minimum period of instruction which must be provided such a child on each day of instruction is the appropriate period specified in NAC 387.130.

SEC. 5

If a child is to be provided equivalent instruction through a correspondence course, the board of trustees of the school district shall grant an excuse from compulsory attendance at public school upon the following conditions:

1. That the correspondence school which is to provide the equivalent education submit to the board of trustees proof that:
 - a. The school holds a license issued by the state board of education; and
 - b. The child is enrolled in the school; and

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2. That the child not be withdrawn from the public school until the board of trustees has received notice that he is enrolled in the correspondence school.

SEC. 6

1. A grant of an excuse of a child from compulsory attendance at public school is effective for 1 school year plus any fractional part of the year of the request.
2. A request for renewal of the grant must be submitted before the commencement of school in the school district in which the child resides.
3. A school district may require proof of educational progress as a condition of renewing the grant of exemption from compulsory attendance. Such proof may be in the form of that required under NRS 389.015.

SEC. 7

1. After a child has been excused from compulsory attendance at public school, the board of trustees of the school district may request and keep on file all:
 - a. Correspondence pertaining to the request for the grant of the excuse;
 - b. All subsequent reports of instruction given the child, his educational progress, and evaluations of him; and
 - c. All other school records and correspondence relating to the child.
2. All such records must be treated in the same manner and retained for the same periods as are records concerning children who are enrolled in the public schools.
3. School districts shall have discretion regarding the awarding of credits, credentials or grade placement of exempted students who return to the public school.