

**ADOPTED REGULATION OF THE  
STATE BOARD OF EDUCATION**

**LCB File No. R018-02**

Effective May 29, 2002

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

AUTHORITY: §1, NRS 385.080 and 392.070.

**Section 1.** NAC 392.011 is hereby amended to read as follows:

392.011 As used in NAC 392.011 to 392.075, inclusive, unless the context otherwise requires:

1. “Approved correspondence program” means a program provided by:

(a) A member of a national or regional accrediting association which is ~~recognized by the United States Secretary of Education and~~ accredited for elementary or secondary education;

(b) A public school in Nevada offering correspondence study at the elementary or secondary level, or both; or

(c) A private correspondence school which is licensed by the state board of education pursuant to the provisions of chapter 394 of NRS.

2. “Consultation” means:

(a) Participation by the consultant in the preparation of the educational plan for the child;

(b) Participation by the consultant in the development or review of the subjects to be taught;

and

(c) Consultation with the parent about any learning problems which may occur.

3. “Parent” means the parent or legal guardian of a child.

**NOTICE OF ADOPTION OF PROPOSED REGULATION  
LCB File No. R018-02**

The State Board of Education adopted regulations assigned LCB File No. R018-02 which pertain to approved correspondence programs (chapter 392 of the Nevada Administrative Code) on April 13, 2002.

<b>Notice date:</b>	Workshop 1/31/2002 Hearing 3/7/2002	<b>Date of adoption by agency:</b>	4/13/2002
<b>Workshop date:</b>	3/2/2002	<b>Filing date:</b>	5/29/2002
<b>Hearing date:</b>	4/13/2002		

**INFORMATIONAL STATEMENT**

The following statement is submitted for adopted amendments to Nevada Administrative Code 392:

**1. A description of how public comment was solicited, a summary of public response, and explanation how other interested persons may obtain a copy of the summary.**

The Notice of Workshop to Solicit Comments on proposed revisions to NAC 392, Students Exempt from Compulsory Attendance, Approved Correspondence Programs (Home Schooling) was sent to approximately one-hundred fifty individuals and educational organizations. A workshop was conducted on March 2, 2002, to provide the opportunity for comments by affected parties and the public. There were no comments from the public.

The Notice of Intent to Act Upon a Regulation for the public hearing for Board adoption of regulation language was sent to approximately one-hundred twenty-five individuals and educational organizations. One public hearing was conducted on April 13, 2002, to provide the opportunity for comments by affected parties and the public. There were no comments from the public. No written comment from the public were received. The Board adopted the permanent language without revision.

**2. The number of persons who:**

<b>(a) Attended Each Hearing:</b>	Workshop: 7	Hearing: 2
<b>(b) Testified at Each Hearing:</b>	Workshop: 0	Hearing: 0

**and,**

<b>(c) Submitted Written Statements:</b>	Workshop: 0	Hearing: 0
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No written comments were received.

A copy of any written comments may be obtained by calling LaDonna Byrd, Board Secretary, at the Department of Education (775) 687-9225, or by writing to the Department of Education, 700 East Fifth Street, Carson City, Nevada 89701-5096.

**3. A description of how comment was solicited from affected businesses, a summary of the response and an explanation how other interested persons may obtain a copy of the summary.**

Comment was solicited through the Workshop notice of January 31, 2002, and public hearing notice of March 7, 2002.

A copy of the summary and/or minutes of the public hearing may be obtained by calling LaDonna Byrd, Board Secretary, at the Department of Education (775) 687-9225, or by writing to the Department of Education at 700 East Fifth Street, Carson City, Nevada 89701-5096.

**4. If the regulation was adopted with or without change to any part of the proposed regulation, a summary of the reasons for adopting.**

The permanent regulation language in LCB File R018-02 was adopted by the Nevada State Board of Education at the public hearing held April 13, 2002, without revision.

**5. The estimated economic effect of the adopted regulation on the business which it is to regulate and on the public. These must be stated separately, and each case must include:**

There is no economic effect on the school districts. There is no estimated economic effect on the public.

**6. The estimated cost to the agency for enforcement of the adopted regulation.**

There is no additional cost to the agency for enforcement of this regulation.

**7. A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.**

No other state or government agency regulations will be overlapped or duplicated by the above noted regulations. There is no duplication or overlap of federal regulations.

**8. If the regulation includes provisions which are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.**

There are none.

**9. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.**

This regulation does not provide or involve a new fee.