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

Notice of Workshop to Solicit Comments on Proposed Temporary 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 9:50 A.M. Friday, January 25, 2013, 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, 2nd 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:

9:50 A.M. Workshop to Solicit Comments on Proposed Amendments to NAC 389.488 Exemption from Physical 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.

Current Regulation

NAC 389.488 Exemption from physical education. (NRS 385.080, 385.110)

- 1. A school district shall exempt a pupil from taking the course in physical education if the pupil requests the exemption on the basis of his or her:
- (a) Physical or mental condition, and the request is supported by a written statement from a physician;
- (b) Religious belief, and the request is supported by a written statement from the pupil's parent or guardian;
- (c) Enrollment in the Reserve Officer Training Corps; or
- (d) Intended enrollment in a program which is comparable to the course in physical education.
- 2. If a pupil requests an exemption based on his or her intended enrollment in a program which is comparable to the course in physical education, the school district shall furnish the Superintendent of Public Instruction with a syllabus of that program. Upon the Superintendent's written approval, the school district shall grant the exemption.
- 3. A school district shall exempt a pupil from not more than one credit in physical education if the pupil participates in interscholastic athletics, on a drill team, in a marching band, in a dance group or on a cheerleading squad if:
- (a) The activity is sponsored by the school; and
- (b) The pupil actively participates in the activity for at least 120 hours.
- (Added to NAC by Bd. of Education, eff. 12-16-82; A 5-4-87)—(Substituted in revision for NAC 389.070)

NEW DRAFT NAC LANGUAGE FOR CONSIDERATION TO REPLACE CURRENT NAC 389.488

NAC 389.488 Exemption from physical education. (NRS 385.080, 385.110)

- 1. A school district shall exempt a pupil from taking the course in physical education if the pupil requests the exemption on the basis of his or her:
- (a) Physical or mental condition, and the request is supported by a written statement from a physician;
- (b) Religious belief, and the request is supported by a written statement from the pupil's parent or guardian;
- (c) Enrollment in the Reserve Officer Training Corps; or
- (d) Intended enrollment in a program which is comparable to the course in physical education.
- 2. If a pupil requests an exemption based on his or her intended enrollment in a program which is comparable to the course in physical education, the school district shall furnish the Superintendent of Public Instruction with a syllabus of that program. Upon the Superintendent's written approval, the school district shall grant the exemption.
- 3. A school district <u>shall may</u> exempt a pupil from <u>not more than one credit up to two credits</u> in physical education if the pupil participates in interscholastic athletics, on a drill team, in a marching band, in a dance group or on a cheerleading squad if:
- (a) The activity is sponsored by the school; and
- (b) The pupil actively participates in the activity for at least 120 hours.
- (Added to NAC by Bd. of Education, eff. 12-16-82; A 5-4-87)—(Substituted in revision for NAC 389.070)