

**NEVADA STATE BOARD OF EDUCATION**  
**Notice of Workshop to Solicit Comments on Proposed Regulation**

The **Nevada Department of Education** is proposing regulation language pertaining to the Nevada Administrative Code. The Workshop has been scheduled for **February 26, 2018** via video conference at the following locations: **Nevada Department of Education Offices, Board Conference Room, 700 East Fifth Street, 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(s) on the following general topics to be addressed in a proposed regulation:

**9:15 A.M. Workshop to solicit comments on proposed amendments to NAC Chapter 385.410 concerning high school equivalency assessment retesting**  
(Chapter 390, *Statutes of Nevada*, 2017)

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, (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 Districts Superintendents' Offices; the 17 Nevada County main public libraries; the Nevada State Library and Archives; and, at the Workshop locations.

~~{Deleted language is bracketed with a single strike through}~~  
*New language is in italics and underlined-colored font*

**NAC 385.410 Initial testing and retesting. (NRS 385.080, 385.448)**

~~{1. An applicant who takes a high school equivalency assessment for the first time must complete the entire battery of subtests before the applicant may be retested on any of the subtests.}~~

~~{2}~~1. An applicant who completes his or her initial assessment but fails to achieve the minimum scores may be retested on the entire battery of subtests or on the individual subtest or subtests which the applicant failed. If an applicant to be retested was initially tested with an edition in the English language, a different form of the edition must be used for the retest.

~~{3}~~2. An applicant may be retested any number of times, although the availability of alternative forms of the assessment may limit the number of possible retests in any 12-month period.

[Bd. of Education, eff. 3-20-76; A 1-9-81] — (NAC A by R155-13, 6-23-2014)

BRIAN SANDOVAL  
Governor  
STEVE CANAVERO, Ph.D.  
Superintendent of Public Instruction

STATE OF NEVADA



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**SMALL BUSINESS IMPACT STATEMENT  
PURSUANT TO NRS 233B.0608**

**DATE:** February 8, 2018

**RE:** Public Workshop to Solicit Public Comments Regarding Regulations Concerning Amendments to NAC Chapter 385.410.

I, Steve Canavero, being the duly appointed Superintendent of Public Instruction of the Nevada Department of Education, do hereby certify, to the best of my knowledge or belief:

1. The proposed new regulations to be added to NAC Chapter 385.410 concerning high school equivalency assessment retesting are **not** likely to (a) impose a direct or significant economic burden upon a small business or (b) directly restrict the formation, operation or expansion of a small business. The proposed regulations revise procedures and policies related to the Nevada high school equivalency assessments.
2. A concerted effort was made to determine any economic burden. The Department of Education has relied upon input from participating testing centers as well as on the expert knowledge of Department staff.
3. All relevant materials were reviewed and the proposed changes are within the scope of the Department's activities and present no significant cost of enforcement.
4. Comment has not been solicited from small businesses, and no summary of their response is provided, because small businesses are not impacted by this regulation and thus no burden or economic impact can be assessed.

I hereby further certify that, to the best of my knowledge or believe, a concerted effort was made to determine the impact of the regulation on small businesses and that the information contained in this statement was prepared properly and is accurate.

Respectfully submitted,

A handwritten signature in blue ink that reads "Steve Canavero".

STEVE CANAVERO, Ph.D.  
Superintendent of Public Instruction