



OnlineEd, LLC

September 25, 2026

Linzey Craig, Director's Office Department of Employment, Training and Rehabilitation 500
E Third Street Carson City, NV 89713

**Re: Written comment for the October 5, 2026 stakeholder meeting (Executive Order
2026-003), NAC 394.300–394.730**

Summary

OnlineEd, LLC is a postsecondary school licensed by the Commission on Postsecondary Education. We have taught real estate courses online since 1998. The rules in NAC 394 were written for classroom schools in a pre-internet era. As applied to us, they require a physical space no student will ever visit, records kept on physical media to satisfy “in-state” record keeping requirements, and unnecessary in-person visits to satisfy inspections of “facilities.” None of this protects students.

We ask the Commission to make seven updates for schools that teach online:

1. Explicitly allow student records be kept electronically, anywhere, as long as they can be delivered to the Administrator promptly on request.
2. Drop the rule that the school director must live in Nevada;
3. Stop requiring blueprints, facility leases, and parking from schools that have no classrooms.
4. Allow inspections by video conference instead of mandatory on-site visits, if necessary.
5. Let schools post their license and required notices on their website instead of an office wall.
6. Accept email and electronic signatures instead of certified mail and paper.

None of these changes lowers any standard for quality, financial responsibility, or student protection. Each is explained briefly below.

Requested changes

1. Student records: amend NAC 394.640(4). The rule says student records “must be kept in this State.” Our records live in a professionally hosted, backed-up cloud database; physical media we maintain in a leased facility exists only to satisfy this rule. NRS 394.441(1)(c) already lets the Commission authorize another arrangement. No legislative change is needed. We suggest allowing electronic recordkeeping anywhere, provided records are delivered electronically to the Administrator within five business days of a request and the school designates a Nevada contact for service and inspection coordination. Electronic records with off-site backup are safer than paper files or other on-premises physical media.

2. Director residency: amend NAC 394.480(1)(a). An online school's daily operations are not tied to any state. Residency adds no protection; knowledge of the rules and accountability do, and those requirements already exist in NAC 394.480(1)(b)–(d). We suggest dropping the residency requirement for schools that teach primarily by distance education and substituting a designated Nevada contact or registered agent if necessary. This would align with how many other states currently operate.

3. Facility paperwork: amend NAC 394.381(6)(i), (7) and (8), and clarify NRS 394.450(2). Applications must include blueprints of facilities and signed leases, and the “adequate space” standard has been applied to require classroom facilities, including student parking, even of schools whose students never attend a physical location. We suggest exempting schools that teach 100% online and letting them describe their technology platform, hosting, and data security instead. For those schools, “adequate space and equipment” should mean the online learning environment.

4. Inspections: amend NAC 394.445(3). Everything meaningful about an online school including its courses, systems, and records can be reviewed remotely. We suggest allowing video-conference reviews and electronic records production for schools with no physical classrooms, reserving on-site visits for cause. This also saves schools the travel and per-diem costs that NRS 394.463 passes through to them.

5. Posting: amend NAC 394.453. Our students and the public find us on our website, not at an office wall. Posting the license conspicuously on the school's website should satisfy the rule for distance-education schools. We also encourage the Commission to treat website posting as compliant with the posting provisions of NRS 394.441(1)(f) and 394.443(1), and to recommend conforming statutory amendments to the Legislature.

6. Electronic process: amend NAC 394.358, 394.365, 394.386(3), 394.435, 394.610, and 394.670. We suggest: accepting the 60-day meeting materials electronically; allowing notice by email with delivery confirmation instead of certified mail (the Legislature already allows email for hearing requests under NRS 394.525(4)); replacing the requirement that applications be “typed” with submission in the form prescribed by the Administrator, including electronically; allowing remote appearance at Commission meetings, as the Commission itself already does by Zoom; and expressly recognizing electronic enrollment agreements and signatures under NRS 719 and the federal E-SIGN Act.

Closing

Distance education is how a growing share of Nevada students get vocational training. This chapter already has a sound framework for it in NAC 394.521. We ask the Commission to finish the job: schools approved to teach entirely at a distance should be exempt from the chapter's physical presence requirements, in-state physical record keeping, residency, and wall-posting rules, while remaining fully subject to the quality, financial, and consumer-protection standards that actually protect students.

Thank you for your consideration.

Respectfully,

A handwritten signature in black ink, appearing to read 'Chris Culbertson', with a stylized flourish at the end.

Chris Culbertson
Vice President & School Director
OnlineEd, LLC
chris@onlineed.com