

**PROPOSED REGULATION OF THE COMMISSION ON
PROFESSIONAL STANDARDS IN EDUCATION**

LCB File No. R033-25

September 22, 2025

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

AUTHORITY: §§ 1 and 2, NRS 391.019, as amended by section 4 of Senate Bill No. 115, chapter 302, Statutes of Nevada 2025, at page 1997, and 391.032; § 3, NRS 391.019, as amended by section 4 of Senate Bill No. 115, chapter 302, Statutes of Nevada 2025, at page 1997.

A REGULATION relating to educational personnel; revising provisions relating to the issuance of an endorsement or a provisional endorsement to teach pupils enrolled in a program of bilingual education; repealing provisions relating to the requirement for a school district which has a program of bilingual education to administer a language proficiency test or assessment to a teacher assigned to the program; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Commission on Professional Standards in Education to adopt regulations prescribing the qualifications for licensing teachers and other educational personnel. Specifically, existing law requires the regulations adopted by the Commission to include a requirement that to teach pupils enrolled in a program of bilingual education, a person must hold an endorsement issued by the Department of Education to teach pupils enrolled in a program of bilingual education. (NRS 391.019, as amended by section 4 of Senate Bill No. 115, chapter 302, Statutes of Nevada 2025, at page 1997)

To receive an endorsement to teach pupils enrolled in a program of bilingual education, existing regulations require a person to: (1) hold a bachelor's degree with a major in bilingual education, an elementary, secondary or special license, a license to teach special education or a license to teach middle school or junior high school; and (2) complete a bilingual program of preparation approved by the State Board of Education or certain courses of study. (NAC 391.242) **Section 2** of this regulation makes various changes to the qualifications for receiving an endorsement to teach pupils enrolled in a program of bilingual education by: (1) removing the provisions related to holding a bachelor's degree with a major in bilingual education; (2) additionally authorizing the person to hold a license to teach pupils in a program of early childhood education; and (3) requiring the bilingual program of preparation to be approved by the Department, instead of the Board.

In addition to the requirement to hold an endorsement to teach pupils enrolled in a program of bilingual education, existing regulations require the person holding the endorsement

to pass an examination which demonstrates that the person has oral and written proficiency in the native language not later than 2 years after receiving the endorsement. (NAC 391.242) **Section 2** removes the requirement that the person pass the examination within 2 years, and instead requires the person, as a condition of receiving an endorsement to teach pupils enrolled in a program of bilingual education, to pass an examination approved by the Commission which demonstrates that the person has oral and written proficiency in the native language.

Existing regulations generally authorize the Superintendent of Public Instruction to issue a provisional 1-year endorsement to a person who holds a renewable license issued in this State but does not meet certain requirements, such as having a deficiency in credits of 6 or fewer semester hours. (NAC 391.055) Existing regulations additionally authorize the Superintendent of Public Instruction to issue a provisional 1-year endorsement to teach a program of bilingual education if the person has a deficiency in credits of more than 6 semester hours. (NAC 391.242) **Section 2** removes the provisions related to the additional circumstances for issuing a provisional endorsement to teach a program of bilingual education, thereby providing for the issuance of a provisional endorsement under the general procedures. However, **section 2** prohibits the Superintendent of Public Instruction from issuing such a provisional endorsement to teach pupils enrolled in a program of bilingual education unless the person has passed the examination approved by the Commission relating to oral and written proficiency in the native language. **Section 1** of this regulation makes a conforming change related to the requirement to pass the examination before a provisional endorsement to teach pupils enrolled in a program of bilingual education is issued by the Superintendent of Public Instruction.

Existing regulations require a school district which has a program of bilingual education to: (1) select or develop and administer an appropriate test or assessment to determine the language proficiency of a person assigned to teach pupils enrolled in a program of bilingual education; (2) maintain records of the testing or assessment; and (3) submit annually to the Department a report of the results of the testing or assessment. (NAC 391.059) **Section 3** of this regulation repeals these provisions.

Section 1. NAC 391.055 is hereby amended to read as follows:

391.055 1. ~~{The}~~ *Except as otherwise provided in NAC 391.242, the* Superintendent of Public Instruction may issue a provisional 1-year license or endorsement to a person who holds a renewable license issued in this State if the person otherwise meets the requirements for licensure, but:

- (a) Has a deficiency in credits of 6 semester hours or less;
- (b) Is a teacher, licensed and practicing in this State, applying for an additional license, other than for the teaching of pupils with disabilities, outside his or her grade level of experience as a student teacher; or

(c) Lacks confirmation from a college that the person has completed a school counseling practicum or internship if applying for a school counseling endorsement, but:

(1) Has completed all the required course work for the school counseling endorsement;

(2) Has completed 200 hours of the practicum or internship through a regionally accredited college or university, to include a minimum of 100 hours in a school setting at the time of application for licensure; and

(3) Is currently and continuously enrolled in a regionally accredited college or university school counseling practicum or internship program.

2. Except as otherwise provided in section 1 of LCB File No. R129-22, any experience as a teacher's aide, a teacher's assistant, an instructor of pupils in a Junior Reserve Officers' Training Corps or Jobs for America's Graduates program or a substitute teacher obtained by the holder of a provisional license, who is a teacher, licensed and practicing in this State, but who lacks student teaching experience at the proper grade level, will not be credited towards the requirement for teaching experience or student teaching necessary to qualify for the additional license or endorsement.

3. Any credits earned by the holder of a provisional license or endorsement to qualify for an elementary, secondary or special license, a license to teach special education, a license to teach middle school or junior high school education or a license to teach pupils in a program of early childhood education will not be counted as credits required to renew the elementary, secondary or special license, the license to teach special education, or the license to teach middle school or junior high school education.

4. If holding an elementary, secondary or special license, a license to teach special education, a license to teach middle school or junior high school education or a license to teach

pupils in a program of early childhood education is a prerequisite to qualifying for a particular provisional endorsement, any credits earned by the holder of the applicable license to qualify for that provisional endorsement may be counted toward:

- (a) Removal of the provision under which the provisional endorsement was issued; and
- (b) Renewal of the applicable license.

Sec. 2. NAC 391.242 is hereby amended to read as follows:

391.242 1. ~~{To teach pupils enrolled in a program of bilingual education, a person must:~~

~~—(a) Hold an endorsement issued pursuant to this section; and~~
~~—(b) Within 2 years after the issuance of an endorsement, pass an examination approved by the Commission which demonstrates the person's oral and written proficiency in the native language, if such an examination is available.~~

~~—2.†~~ To receive an endorsement to teach pupils in a program of bilingual education, a person must ~~{hold†}~~ :

(a) Hold a ~~{bachelor's degree with a major in bilingual education, and†~~ valid elementary, secondary or special license, a valid license to teach special education, a valid license to teach pupils in a program of early childhood education or a valid license to teach middle school or junior high school education †† ;

(b) Pass an examination approved by the Commission which demonstrates that the person has oral and written proficiency in the native language; and ~~{must have†}~~

(c) Have completed:

~~{(a)†}~~ *(1) A bilingual program of preparation for teaching pupils who are identified as having limited proficiency in English which has been approved by the ~~{Board†}~~ Department for this purpose; or*

~~{(b)}~~ (2) At least 12 semester hours of credit in a course of study which includes theories for the acquisition of a second language and at least three of the following other areas of study:

- ~~{(1)}~~ (I) Methods of teaching language arts or reading in the native language;
- ~~{(2)}~~ (II) Methods of teaching math, science and social studies in the native language;
- ~~{(3)}~~ (III) Testing and evaluating pupils of a second language in English and the native language;
- ~~{(4)}~~ (IV) Development of curriculum, materials and teaching methods for bilingual education;
- ~~{(5)}~~ (V) Native language and culture; or
- ~~{(6)}~~ (VI) Bilingual education, history, philosophy and theory.

~~{3.}~~ 2. The Superintendent of Public Instruction may *not* issue a provisional ~~{1-year}~~ endorsement to teach a program of bilingual education ~~{to a person who has a deficiency in credits of more than 6 semester hours if the school district, charter school or private school that will employ the person provides a written assurance to the Superintendent of Public Instruction that the person will complete the courses of study necessary to ensure that he or she has a deficiency in credits of 6 semester hours or less by the end of the 1-year period for which the endorsement is valid. The written assurance must also identify the courses of study that will be completed.}~~

~~—4.— Upon expiration of an endorsement issued pursuant to subsection 3, a person may apply for another provisional endorsement}~~ pursuant to NAC 391.055 ~~{if he or she satisfies the requirements of that section.}~~ *unless the person has passed the examination required by paragraph (b) of subsection 1.*

Sec. 3. NAC 391.059 is hereby repealed.

TEXT OF REPEALED SECTION

391.059 Testing or assessment of teacher assigned to program of bilingual education; maintenance of records; annual report. (NRS 391.019)

1. A school district which has a program of bilingual education shall select or develop, and administer, an appropriate test or other means of assessment to ascertain that the language proficiency of each teacher assigned to teach pupils enrolled in a program of bilingual education in the school district is sufficient to provide instruction to those pupils in a language other than English.

2. Passage of a test or other means of assessment administered by a school district pursuant to this section does not exempt a teacher from any other requirement of title 34 of NRS and any regulations adopted pursuant thereto relating to licensure, endorsements or other required qualifications.

3. A school district that has a program of bilingual education shall:

(a) Maintain records of the testing or assessment conducted pursuant to this section of teachers assigned to teach pupils enrolled in a program of bilingual education in the school district; and

(b) Annually report to the Department the results of that testing or assessment conducted during the previous year.