

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

LCB File No. R100-25

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

AUTHORITY: §§ 1-2, NRS 391.019 and 391.032.

A REGULATION relating to educational personnel; requiring qualified providers of a program for an alternative route to licensure to accept certain holders of an alternative provisional license who have been reassigned to a new teaching position into the program for the endorsement area required for the new position; requiring such holders to apply for a new alternative provisional license; providing for the issuance of a new alternative provisional license under such circumstances; 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. (NRS 391.019) Under existing law, such regulations must: (1) provide for the issuance of provisional licenses to teachers and other educational personnel before completion of all courses of study or other requirements for a license in this State; (2) require the Superintendent of Public Instruction to issue a provisional license to teach if the applicant is otherwise qualified for the license and satisfies the requirements for conditional licensure through an alternative route to licensure; and (3) require a teacher, to be eligible to teach in a field of specialization, to obtain from the Department of Education an endorsement in that field of specialization. (NRS 391.019, 391.032) Existing regulations outline the requirements for obtaining an alternative provisional license to teach. (NAC 391.057) **Section 1** of this regulation requires, if the holder of an alternative provisional license who is enrolled in a program for an alternative route to licensure is reassigned to a teaching position outside of the endorsement area for which he or she was issued an alternative provisional license, that the qualified provider of the program accept the holder into the program for the endorsement area required for the new teaching position within 15 days after the reassignment. **Section 1** additionally: (1) requires the holder to apply for a new alternative provisional license within 30 days after being reassigned; and (2) sets forth certain requirements that an applicant must satisfy to receive such a license. **Section 1** authorizes the holder to teach within the area of endorsement of the new position while the application for a new alternative provisional license is pending. **Section 1** further requires a person who receives a

new alternative provisional license under such circumstances to complete any new examination requirements resulting from the issuance of the new license before the expiration of the license.

Existing regulations set forth certain requirements that must be satisfied for an alternative provisional license to be converted to an initial license, including the completion of at least 2 full school years. (NAC 391.057) **Section 2** of this regulation requires the holder who is seeking such a conversion to have completed at least 2 full school years in a full-time teaching position.

Section 2 also updates the name of the Office of Educator Development, Educator Licensure, and Parental Involvement and Family Engagement within the Department.

Section 1. Chapter 391 of NAC is hereby amended by adding thereto a new section to read as follows:

1. If the holder of an alternative provisional license issued pursuant to NAC 391.057 is reassigned to a teaching position outside of the endorsement area for which he or she was issued the alternative provisional license, and the holder requires a different endorsement to teach in the new position, the qualified provider of the program for an alternative route to licensure in which the holder is enrolled must, not later than 15 days after the reassignment, accept the holder into the program for the endorsement area required for the new teaching position.

2. The holder of an alternative provisional license described in subsection 1 shall, not later than 30 days after the reassignment to a new teaching position, apply for a new alternative provisional license pursuant to NAC 391.057. The holder must:

(a) Include, with his or her application, proof of acceptance into the program for the endorsement area required for the new teaching position pursuant to subsection 1; and

(b) Pay the fee required by NAC 391.045.

3. A person may receive a new alternative provisional license pursuant to this section:

(a) Not more than once; and

(b) Only if not more than 1 year has elapsed since the initial issuance to the person of an alternative provisional license pursuant to NAC 391.057.

4. The Superintendent of Public Instruction shall issue a new alternative provisional license to an applicant who satisfies the requirements of subsections 2 and 3 and NAC 391.057. Immediately upon issuing such a license, the Superintendent of Public Instruction shall revoke the alternative provisional license the applicant was previously issued pursuant to NAC 391.057. The new alternative provisional license is valid for the same length of time as an initial alternative provisional license issued pursuant to NAC 391.057.

5. A holder of an alternative provisional license described in subsection 1 who applies for a new alternative provisional license pursuant to this section may teach within the area of endorsement of the new teaching position while the application for a new alternative provisional license is pending.

6. The employer of an applicant who applies for a new alternative provisional license pursuant to subsection 2 shall reimburse the applicant for the cost of the fee required by NAC 391.045.

7. The holder of a new alternative provisional license issued pursuant to this section shall complete any new examination requirements imposed as a result of the issuance of the new alternative provisional license before the expiration of the license.

Sec. 2. NAC 391.057 is hereby amended to read as follows:

391.057 1. The Superintendent of Public Instruction shall issue an alternative provisional license to teach pupils enrolled in a program of early childhood education, in kindergarten and

grades 1 to 12, inclusive, or in special education to a person who submits an application which is accompanied by proof satisfactory to the Superintendent of Public Instruction that the applicant:

- (a) Holds a bachelor's degree from a postsecondary institution that is regionally accredited;
- (b) Has been accepted by a qualified provider for enrollment in a program for an alternative route to licensure; and
- (c) Complies with the instructional and training policies and procedures of the qualified provider.

2. An alternative provisional license issued pursuant to this section:

- (a) Authorizes the holder of the license to teach in a county school district, a charter school or a university school for profoundly gifted pupils;
- (b) Becomes valid on the date on which the holder of the license satisfies all the requirements of subsection 1;
- (c) Except as otherwise provided in subsection 3, is valid for not more than 3 years;
- (d) Is not renewable; and
- (e) May be converted to an initial license after the completion of at least 2 full school years *in a full-time teaching position*, if the licensee has:

(1) Received at least one evaluation rating designating the overall performance of the licensee as highly effective or effective during each such school year;

(2) Completed all academic requirements prescribed by this chapter for the issuance of an initial license;

(3) Submitted proof satisfactory to the Superintendent of Public Instruction that the licensee passed the competency testing required by subparagraphs (1) and (2) of paragraph (a) of subsection 1 of NAC 391.036; and

(4) Submitted proof satisfactory to the Superintendent of Public Instruction that the licensee:

(I) Passed the competency testing required by subparagraph (3) of paragraph (a) of subsection 1 of NAC 391.036; or

(II) If the licensee holds a secondary alternative provisional license, holds a bachelor's degree or more advanced degree with a major in the area of endorsement on the license.

3. If the holder of an alternative provisional license issued pursuant to this section withdraws from or is no longer enrolled in a program for an alternative route to licensure, the qualified provider of the program in which the holder was enrolled must, not later than 15 days after the holder withdraws or otherwise ceases to be enrolled, notify the Office of Educator *Development, Educator* Licensure ~~H~~, *and Parental Involvement and Family Engagement* *within* the Department of the name and license number of the holder, the date on which the holder withdrew or otherwise ceased to be enrolled in the program and the reason that the holder withdrew or ceased to be enrolled. The alternative provisional license of the holder automatically becomes invalid immediately upon the receipt of such notification by the Office of Educator *Development, Educator* Licensure ~~H~~, *and Parental Involvement and Family Engagement*.

4. The holder of an alternative provisional license that has become invalid pursuant to subsection 3 may apply to the Office of Educator *Development, Educator* Licensure ~~H~~, *and*

Parental Involvement and Family Engagement within the Department for the reinstatement of the license within 1 year after the issuance of the initial license if the holder:

(a) Is accepted by the same program provider in another area; or

(b) Is accepted by another program provider for an alternative route to licensure offered by a qualified provider and pays the fee required by NAC 391.045.

↪ An alternative provisional license may be reinstated pursuant to this section only once.