

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

**LCB File No. R115-25**

January 23, 2025

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

AUTHORITY: §§ 1-4, NRS 391.019.

A REGULATION relating to educational personnel; requiring an endorsement to teach certain programs for exceptional pupils; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law requires the Commission on Professional Standards in Education to adopt regulations: (1) requiring teachers to obtain from the Department of Education an endorsement in a field of specialization to be eligible to teach in that field of specialization; and (2) setting forth the educational requirements a teacher must satisfy to qualify for an endorsement in each field of specialization. (NRS 391.019) Existing regulations prescribe the qualifications to receive an endorsement to teach pupils in a program of orientation and mobility, but do not require a person to hold such an endorsement to do so. (NAC 391.391) **Section 1** of this regulation removes the provision that authorizes a person to teach pupils in a program of orientation and mobility without an endorsement and instead requires a person to hold such an endorsement to teach pupils in such a program.

Existing regulations also prescribe the qualifications to receive an endorsement to teach pupils in a program of alternative education, but do not require a person to hold such an endorsement to do so. (NAC 391.392) **Section 2** of this regulation removes the provision that authorizes a person to teach pupils in a program of alternative education without such an endorsement and instead requires a person to hold such an endorsement to teach pupils in such a program.

Notwithstanding the amendatory provisions of **sections 1 and 2, sections 3 and 4** of this regulation provide that a person who, on the effective date of this regulation, is employed as a teacher for a program of orientation and mobility or a program of alternative education: (1) may continue in such employment without obtaining the associated endorsement to teach pupils in such a program; and (2) shall be deemed to hold the associated endorsement so long as he or she remains continuously employed as a teacher for such a program.

**Section 1.** NAC 391.391 is hereby amended to read as follows:

391.391 1. ***Before teaching pupils in a program of orientation and mobility, a person must hold an endorsement issued pursuant to this section.***

2. To receive an endorsement to teach pupils in a program of orientation and mobility, a person must hold a:

(a) Bachelor's or graduate degree in:

(1) Orientation and mobility; or

(2) Any other field of study and have successfully completed an orientation and mobility program at a university approved by the Association for Education and Rehabilitation of the Blind and Visually Impaired or its successor organization; or

(b) Specialty credential as a Certified Orientation and Mobility Specialist from the Academy for Certification of Vision Rehabilitation and Education Professionals or its successor organization.

~~2. Such an endorsement is not required to teach pupils in a program of orientation and mobility.]~~

**Sec. 2.** NAC 391.392 is hereby amended to read as follows:

391.392 1. ***Before teaching pupils in a program of alternative education, a person must hold an endorsement issued pursuant to this section.***

2. To receive an endorsement to teach a program of alternative education, a person must:

(a) Hold a valid:

(1) Elementary license;

(2) License to teach middle school or junior high school education;

(3) Secondary license;

(4) License to teach special education; or

(5) Special license that is endorsed for a recognized field of teaching other than business and industry;

(b) Have 3 years of verified experience in teaching a program of alternative education; or

(c) Have completed at least 3 semester hours of course work in one or more of the following areas of study:

- (1) Behavior management;
- (2) Methods of teaching pupils who have specific learning disabilities;
- (3) Parental involvement in programs of alternative education; or
- (4) Methods of teaching pupils in a program of alternative education or pupils who are at risk of dropping out of school.

~~12.3.~~ Except as limited by subsection ~~13.4~~, a person who holds an endorsement to teach a program of alternative education may:

- (a) Provide instruction in any recognized field of teaching for which he or she holds a valid endorsement; and
- (b) Teach courses outside his or her area of endorsement.

~~13.4.~~ A person who holds an endorsement to teach a program of alternative education initially issued on or after July 1, 2005, may use that endorsement to provide instruction and teach as authorized by subsection ~~12.3~~ only:

- (a) In an adult high school program as defined in subsection 2 of NAC 390.480; or
- (b) To act as a teacher of record for a pupil who is enrolled in a course of distance education which has been approved by the Department pursuant to NRS 388.834 and NAC 388.825.

~~14. An endorsement to teach a program of alternative education is not required to teach a program of alternative education.}~~

5. As used in this section:

(a) "Course of distance education" has the meaning ascribed to it in NRS 388.823.

(b) "Program of alternative education" means:

(1) An alternative program as defined in NAC 388.500; or

(2) An adult high school program as defined in subsection 2 of NAC 390.480.

**Sec. 3.** Notwithstanding the amendatory provisions of this regulation, a person who is employed as a teacher for a program of orientation and mobility on or before the date on which this regulation is filed with the Secretary of State:

1. May continue in his or her current employment without obtaining an endorsement to teach pupils in a program of orientation and mobility; and
2. So long as the person remains continuously employed as a teacher for a program of orientation and mobility, shall be deemed to hold an endorsement to teach pupils in a program of orientation and mobility.

**Sec. 4.** Notwithstanding the amendatory provisions of this regulation, a person who is employed as a teacher for a program of alternative education on or before the date on which this regulation is filed with the Secretary of State:

1. May continue in his or her current employment without obtaining an endorsement to teach pupils in a program of alternative education; and
2. So long as the person remains continuously employed as a teacher for a program of alternative education, shall be deemed to hold an endorsement to teach pupils in a program of alternative education.

