

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

LCB File No. R012-13

Effective October 23, 2013

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

AUTHORITY: §1, NRS 391.019.

A REGULATION relating to educational personnel; revising the qualifications for an endorsement to teach English as a second language; and providing other matters properly relating thereto.

Section 1. NAC 391.237 is hereby amended to read as follows:

391.237 1. To receive an endorsement to teach English as a second language, a person must have:

(a) A valid elementary, secondary or special license, a valid license to teach special education, or a valid license to teach middle school or junior high school education; and

(b) Completed at least ~~12~~ **3** semester hours of credit in ~~1a course of study that includes any~~ *each* of the following ~~1a~~ *areas of study*:

(1) Methods and materials for teaching English as a second language;

(2) Theories for the acquisition of a second language;

(3) Testing and evaluation of pupils studying English as a second language; ~~1a~~ *and*

(4) Developing a curriculum for pupils studying English as a second language.

2. To receive an endorsement as a professional teacher of English as a second language, a person must have completed the requirements for an endorsement to teach English as a second language and:

- (a) Hold a master's degree; and
- (b) Have 3 years of experience as a teacher.

3. Requirements for the successful completion of a course of study in which a person is enrolled are in addition to the requirements to receive an endorsement.

~~4. The Superintendent of Public Instruction may issue a provisional 1-year endorsement to teach English as a second language 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.~~

~~5. Upon expiration of an endorsement issued pursuant to subsection 4, a person may apply for another provisional endorsement pursuant to NAC 391.055 if he or she satisfies the requirements of that section.~~

NEVADA DEPARTMENT OF EDUCATION

COMMISSION ON PROFESSIONAL STANDARDS IN EDUCATION

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS AS REQUIRED
BY ADMINISTRATIVE PROCEDURES ACT, NRS 233B.066
LCB File No. R012-13**

Proposed Amendments to NAC 391.237 – Endorsement to Teach English as a Second Language; Endorsement as Professional Teacher of English as Second Language.

INFORMATIONAL STATEMENT

The following statement is submitted for adopted amendments to Nevada Administrative Code 391:

1. A clear and concise explanation of the need for the adopted regulation.

The need for adopting the regulation is to clarify the intent of the regulation that individuals must complete at least twelve semester hours of credit which must include at least three semester credits in each of the following: (1) methods and materials for teaching English as a second language; (2) theories for the acquisition of a second language; (3) testing and evaluation of pupils studying English as a second language; and (4) developing a curriculum for pupils studying English as a second language and eliminate the provisional one-year endorsement which is no longer a viable endorsement option.

2. Description of how public comment was solicited, a summary of public response, and explanation of how other interested persons may obtain a copy of the summary.

Notice of Workshop to Solicit Comments on Proposed Regulations was sent to approximately 200 individuals and educational organizations. A workshop was held on September 12, 2013; with public comment.

The Notice of Intent to Act Upon a Regulation for public hearing and adoption was sent to approximately 200 individuals and educational organization. A public hearing was conducted on October 17, 2013 to provide the opportunity for comments by affected parties and the public. There was no public comment. The Commission on Professional Standards in Education adopted the proposed regulation.

Summary of Comments:

Workshop comments:

- (a) Dr. Tom Pierce, University of Nevada, Las Vegas, expressed support for the proposed amendments.

Public hearing comments:

There were no public hearing comments.

A copy of the summary and/or minutes of the public hearing may be obtained by contacting Christina Harper, Administrative Assistant, Nevada Department of Education, 775-687-9226, or by writing to the Nevada Department of Education at 700 East Fifth Street, Carson City, Nevada 89701-5096.

3. The Number of Persons Who:

- a) Attended Each Hearing: First Workshop: 22; First Hearing: 20
- b) Testified at Each Hearing: First Workshop: 0; First Hearing: 0
- c) Submitted Written Statements: First Workshop: 0; Second Workshop: 0

4. For each person identified in paragraphs (b) and (c) of number 3 above, the following information if provided to the agency conducting the hearing: (a) name; (b) telephone number; (c) business address; (d) business telephone number; (e) electronic mail address; and (f) name of entity or organization represented.

(a) Dr. Tom Pierce, University of Nevada, Las Vegas.

5. A description of how comment was solicited from affected businesses, a summary of the response and an explanation of how other interested persons may obtain a copy of the summary.

Comments were solicited through the workshop notice of August 5, 2013, and a public hearing notice of September 9, 2013. At the September 12, 2013 Workshop to Solicit Comments, there was public comments to the proposed regulation. At the October 17, 2013 public hearing there was no public comment to the proposed regulation.

A copy of the summary and/or minutes of the public hearing may be obtained by contacting Christina Harper, Administrative Assistant, Nevada Department of Education, 775-687-9226, or by writing to the Nevada Department of Education at 700 East Fifth Street, Carson City, Nevada 89701-5096.

6. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.

The Commission on Professional Standards in Education adopted the proposed regulation language at the public hearing held October 17, 2013. The comments received were in support of the proposed regulation and the proposed regulation was adopted without further amendments.

7. The estimated economic effect of the regulation on the business which it is to regulate and on the public.

(a) Estimated economic effect on the business which they are to regulate.

There is no economic effect on the business it regulates.

(b) Estimated economic effect on the public which they are to regulate.

There is no economic effect on the public

8. The estimated cost to the agency for enforcement of the proposed regulation.

There is no additional cost to the agency for enforcement of this regulation.

9. A description of any regulations of other State or governmental agencies which the proposed regulation overlaps or a statement explaining why the duplication or overlap is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

No other state or governmental agency regulations will be overlapped or duplicated by the above noted regulation. There is no duplication or overlap of federal regulations.

There is no federal law affecting the proposed regulations.

10. If the regulation includes provisions that are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.

The regulation does not include provisions that are more stringent than federal regulation.

11. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

This regulation does not provide for a new fee or increase an existing fee.