

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

**LCB File No. R210-01**

Effective March 27, 2002

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

AUTHORITY: §§1-3, NRS 391.019, 391.021 and 391.032.

**Section 1.** NAC 391.030 is hereby amended to read as follows:

391.030 1. ~~{As}~~ *Except as otherwise provided in subsection 2, as* a qualification for becoming a licensed employee of a school district, a person must:

(a) Complete courses covering:

- (1) Title 34 of NRS;
- (2) The constitution of the State of Nevada; and
- (3) The Constitution of the United States; or

(b) Hold a license which is not renewable and allows him 3 years to:

- (1) Take courses on those subjects from an accredited university or college; or
- (2) Pass an examination developed by the department in those subjects, by achieving the

passing score set by the commission.

2. *A person is exempt from the requirements of subparagraph (3) of paragraph (a) of subsection 1 if he submits to the department evidence that he holds a license to teach which was issued by another state and has more than 3 years of experience in teaching, administering or providing other educational functions, or any combination thereof, on a full-time basis at any grade level in prekindergarten through grade 12.*

3. The staff of the department or representatives appointed by the department will administer an examination in ~~these~~ *the* subjects *set forth in subsection 1* in November and May in each school year.

**Sec. 2.** NAC 391.036 is hereby amended to read as follows:

391.036 1. Except as otherwise provided in this section, NAC 391.0545, paragraph (b) of subsection 3 of NAC 391.233, paragraph (b) of subsection 6 of NAC 391.330, *and* subsection 5 of NAC 391.363, an applicant who applies for an initial license must pass a competency test that has been approved by the commission, at the level of competence specified by the commission, in:

- (a) Basic reading, writing and mathematics;
- (b) Principles and methods of teaching; and
- (c) The subject matter of the initial area of endorsement on the license or the area of endorsement necessary for the applicant's area of assignment at the time of testing.

2. The superintendent of public instruction may exempt an applicant from any of the tests required by subsection 1 if the applicant:

- (a) Has retired from teaching in this state;
- (b) Held a special license, or a license to teach elementary or secondary education which:
  - (1) Has expired within the 3 years immediately preceding the date on which his application was submitted;
  - (2) Was free from any conditions that the applicant pass a competency test; and
  - (3) Authorized the applicant to teach in the same grade level and subject area for which he is applying to receive an initial license;

(c) Was required, for the issuance of his expired license, to complete courses of study and experience which are substantially equivalent to the courses of study and experience required for the issuance of an initial license; and

(d) Otherwise satisfies the requirements for the issuance of an initial license.

3. An applicant is exempt from the requirement to pass a competency test in basic reading, writing and mathematics if he submits to the department:

(a) Official documentation which indicates that he passed, at the level of competency specified by the commission:

(1) “The Pre-Professional Skills Tests” in reading, mathematics and writing, prepared and administered by the Educational Testing Service; or

(2) “The California Basic Educational Skills Test,” prepared and administered by the California Commission on Teacher Credentialing;

(b) Evidence that he holds a license to teach that was issued by another state and has completed 3 years of full-time teaching within the immediately preceding 5 years in the subject area for which he is applying to receive an initial license in this state;

(c) *Evidence that he:*

*(1) Holds a license to teach which was issued by another state;*

*(2) Has more than 3 years of experience in teaching, administrating or providing other educational functions, or any combination thereof, on a full-time basis at any grade level in prekindergarten through grade 12; and*

*(3) Has passed, at the level of competency required for licensure by the state in which his license was issued:*

*(I) The “Pre-Professional Skills Tests” in reading, mathematics and writing, prepared and administered by the Educational Testing Service;*

*(II) An equivalent examination in basic reading, mathematics and writing, prepared and administered by National Evaluation Systems, Inc.; or*

*(III) An equivalent examination in basic reading, mathematics and writing, prepared and administered by the state in which his license was issued;*

(d) Evidence that he has received a master’s or more advanced degree from a regionally accredited college or university, the receipt of which required the passage of “The Graduate Record Examinations,” prepared and administered by the Educational Testing Service, or its equivalent;

~~(d)~~ (e) An official transcript which indicates that he achieved at least a 3.0 grade-point average in his undergraduate studies and evidence that he has taken “The Graduate Record Examinations,” prepared and administered by the Educational Testing Service, and received a score of at least 420 on the verbal portion of the examination, 460 on the quantitative portion of the examination and 430 on the analytical portion of the examination; or

~~(e)~~ (f) Evidence that he completed, with a grade of B or better, a course of study in a subject area approved by the commission or the director of licensure for the department.

4. An applicant is exempt from the requirement to pass a competency test in principles and methods of teaching if he:

(a) Submits to the department official documentation which indicates that he passed, at the level of competency specified by the commission, “The Professional Knowledge Test,” prepared and administered by the Educational Testing Service;

(b) Submits to the department evidence that he holds a license that was issued by another state and has completed 3 years of full-time teaching within the immediately preceding 5 years in the subject area for which he is applying to receive an initial license in this state;

(c) *Submits to the department evidence that he:*

*(1) Holds a license to teach which was issued by another state;*

*(2) Has more than 3 years of experience in teaching, administrating or providing other educational functions, or any combination thereof, on a full-time basis at any grade level in prekindergarten through grade 12; and*

*(3) Has passed, at the level of competency required for licensure by the state in which his license was issued:*

*(I) The “Professional Knowledge Test,” prepared and administered by the Educational Testing Service;*

*(II) An equivalent examination prepared and administered by National Evaluation Systems, Inc.; or*

*(III) An equivalent examination prepared and administered by the state in which his license was issued;*

(d) Is applying for a license with an endorsement in an area for which training in the principles and methods of teaching is not required;

~~(d)~~ (e) Is applying for an elementary endorsement and submits to the department evidence that he passed, at the level of competency specified by the commission, “The Elementary Education: Curriculum, Instruction, and Assessment Test” and “The Elementary Education: Content Area Exercises Test,” both prepared and administered by the Educational Testing Service; or

~~(e)~~ (f) Is applying for a special license to teach pupils from birth through kindergarten pursuant to NAC 391.088.

5. An applicant is exempt from the requirement to pass a competency test in the subject matter of endorsement if he:

(a) Submits to the department official documentation which indicates that he previously passed, at the level of competency specified by the commission, the competency test in that subject matter;

(b) Is applying for an initial license with an endorsement in an area for which no competency tests have been approved by the commission;

(c) Is applying for an endorsement to teach pupils who have speech and language impairments and submits to the department official documentation which indicates that he has received a certificate of clinical competence from the American Speech-Language-Hearing Association; ~~(or)~~

(d) Is applying for an endorsement in home economics and submits to the department official documentation which indicates that he satisfactorily completed “The National Family and Consumer Sciences Certification Examination,” prepared and administered by the American Association of Family and Consumer Sciences ~~(H)~~; *or*

*(e) Submits to the department evidence that he:*

*(1) Holds a license to teach which was issued by another state;*

*(2) Has more than 3 years of experience in teaching, administrating or providing other educational functions, or any combination thereof, on a full-time basis at any grade level in prekindergarten through grade 12; and*

*(3) Has passed, at the level of competency required for licensure by the state in which his license was issued:*

*(I) A competency test in the subject matter of endorsement that was prepared and administered by the Educational Testing Service or National Evaluation Systems, Inc.; or*

*(II) An equivalent examination prepared and administered by the state in which his license was issued.*

6. If a competency test in a subject matter has been reviewed by the commission for less than 1 year but is not yet approved, an applicant must take the test, but is not required to pass the test at a level of competence specified by the commission.

7. An applicant who fails to comply with the provisions of this section may not apply for a renewable license.

8. The tests required by subsection 1 will be administered three times each year at locations and times established by the commission.

**Sec. 3.** NAC 391.056 is hereby amended to read as follows:

391.056 1. The superintendent of public instruction may issue a provisional nonrenewable license to an applicant applying for a license pursuant to NAC 391.045 if he otherwise meets the requirements for a license pursuant to NAC 391.045, but:

(a) Has a deficiency in credits of 6 semester hours or less for all areas of licensure or endorsement, unless the provision is for an endorsement as a substitute teacher;

(b) Has not completed the courses or passed the examination required by NAC 391.030 ~~§~~  
*and is not exempt from the requirements of that section;*

(c) Lacks confirmation from a college that he has student teaching experience if he is applying for a teaching license, or that he has completed a school counseling practicum or internship if he is applying for a school counseling endorsement, but:

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

(2) Has completed 200 hours of the practicum or internship through a regionally accredited college or university, including, without limitation, a minimum of 100 hours in a school setting at the time of his application for licensure; and

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

(d) Has not passed the tests required by NAC 391.036 and is not exempt from taking such tests; or

(e) Has not completed the course required by paragraph (c) of subsection 1 of NAC 391.045.

2. A license issued pursuant to this section becomes invalid 3 years after the date on which the license is issued and may not be extended.

3. The holder of a license issued pursuant to this section may add endorsements with provisions to the license during the first year in which the license is valid. Endorsements without provisions may be added to the license at any time during the period in which the license is valid. If an endorsement is added to the license, the endorsement does not affect the date on which the license becomes invalid.



**NOTICE OF ADOPTION OF PROPOSED REGULATION  
LCB File No. R210-01**

The Commission on Professional Standards in Education adopted regulations assigned LCB File No. R210-01 which pertain to waiver of certain licensure requirements if licensed by another state (chapter 391 of the Nevada Administrative Code) on March 27, 2002.

**Notice date:** 8/7/01, 11/30/01 & 1/8/02

**Date of adoption by agency:** 2/8/02

**Hearing date:** 9/7/01, 12/14/01 & 2/8/02

**Filing date:** 3/27/02

**INFORMATIONAL STATEMENT**

**REPORT TO LEGISLATIVE COMMISSION ON  
EFFECT OF ADMINISTRATIVE REGULATIONS**

1. Title of Regulation:

Amendments to NAC regarding waiver of certain licensure requirements if licensed by another state (R210-01).

2. Opportunity for Comments by Affected Parties and the Public:

Petition was noticed August 7, 2001, November 30, 2001 and January 8, 2002, for public hearing. The proposed amendments were posted at: Nevada Department of Education, Carson and Las Vegas; the 17 Nevada County School District Offices; the Clark County Classroom Teachers Association – Carson and Las Vegas Offices; the 17 Nevada County Libraries; and the Nevada State Library and Archives.

3. The Number of Persons Who:

Attended hearing:    First Hearing: 12    Second Hearing: 13    Third Hearing: ~18

Testified at hearing:    First Hearing: 2    Second Hearing: 4    Third Hearing: 4

4. How Comments were Solicited, Summary of Comments by Affected Parties and the Public, How Interested Persons May Obtain a Copy of the Minutes of the Meeting.

Comments were solicited from approximately 200 individuals and entities subscribing to the Commission's Mailing List (includes news and radio media). Public hearing was conducted on September 7, 2001, December 14, 2001 and February 8, 2002.

Assembly Bill 223 Authorized the Commission on Professional Standards in Education to provide exemption for certain persons from examinations required for initial licensure of educational personnel. This was mentioned at the July 10, 2001, meeting. At the September 7, 2001, meeting the Commission unanimously moved to accept the language

submitted to the Department. At the December 14, 2001, meeting the Commission reviewed LCB Draft of Proposed Regulation R116-01 on this item. Several persons ( Dr. George “Gus” Hill, UNR, Dotty Merrill, Washoe County School District, Leslie Fritz, Nevada State Education Association, and Assemblywoman Bonnie Parnell) testified to this item and comments from Senator Raggio were read into the record. At the February 8, 2002, meeting, the commission moved to accept LCB Draft of Proposed Regulation R210-01 allowing for the exemption of testing requirements for teachers with 3 years of teaching experience. The motion was retroactive to include staff on provisional licenses.

A summary of comments may be obtained through Commission on Professional Standards in Education, 700 East Fifth Street, Carson City, Nevada 89701-5096.

5. Estimated Economic Effect on Affected Parties and Public:

There is no economic effect on affected parties and public.

6. Estimated Cost to Agency for Enforcement:

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

7. Regulations of Other State or Government Agencies Overlapped or Duplicated by These Regulations:

There is no other state or government agency regulation that the proposed amendments duplicate.

8. Federal Regulations Overlapped or Duplicated by These Regulations:  
(Name of Regulating Federal Agency/Federal Regulation Title)

There is no duplication or overlap of federal regulations.

9. Summary of Regulation Provisions that are More Stringent than Federal Regulation:

There are none.

10. Annual Anticipated Revenue from New Fee or Increase to Existing Fee and Manner in Which Fee will be Used:

No new fee or increase to existing fee providing revenue to the agency is affected by the above noted regulations.