

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

**LCB File No. R013-13**

Effective October 23, 2013

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

AUTHORITY: §1, NRS 391.019.

A REGULATION relating to educational personnel; revising the qualifications for an endorsement to teach in a program for gifted and talented pupils; and providing other matters properly relating thereto.

**Section 1.** NAC 391.394 is hereby amended to read as follows:

391.394 1. Beginning September 1, 1995, to receive an endorsement to teach in a program for gifted and talented pupils, a teacher or other educational personnel must:

- (a) Hold a license for the level of education for which the program is offered; and
- (b) Have 2 years of verified experience as a teacher in schools approved by the Department.

2. In addition to the requirements listed in subsection 1, a person who wishes to receive such an endorsement must ~~⋈~~ *have completed:*

(a) ~~⋈Have completed a~~ *A* program of preparation for teaching pupils who have been determined to be gifted and talented that is approved by the Board; or

(b) ~~⋈Except as otherwise provided in subsection 3, have completed at~~ *At* least ~~⋈2~~ *3* semester hours of credit from an accredited college or university in ~~⋈any~~ *each* of the following areas of study:

- (1) ~~⋈Introduction to the education of gifted and talented pupils;~~
- ~~—(2)⋈~~ Characteristics and needs of gifted and talented pupils;

- ~~{(3) Guidance and counseling for gifted and talented pupils;~~
- ~~—(4) Administration of programs for gifted and talented pupils;~~
- ~~—(5) Special needs of gifted and talented pupils, including minorities, females, and pupils with learning disabilities;~~
- ~~—(6)} (2) Assessment of gifted and talented pupils and programs for such pupils;~~
- ~~{(7) The gifted and talented pupil in a classroom for average pupils;~~
- ~~—(8) Curriculum for gifted and talented pupils;~~
- ~~—(9)} (3) Curriculum in content areas for gifted and talented pupils; *and*~~
- ~~{(10)} (4) Methodology and strategies for teaching gifted and talented pupils . {;~~
- ~~—(11) Early childhood education for gifted and talented pupils;~~
- ~~—(12) Independent study in the education of gifted and talented pupils; or~~
- ~~—(13) Practicum or internship in the education of gifted and talented pupils.~~
- ~~—3. A teacher or other educational personnel may satisfy the requirements of paragraph (b) of subsection 2 by providing certification from an accredited college or university verifying that his or her knowledge and skill will be accepted in lieu of completing a particular course of study.]~~

**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. R013-13**

**Proposed Amendments to NAC 391.394 – Endorsement to Teach in Program for Gifted  
and Talented Students.**

**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 language for coursework requirements for consistency and identifies focused coursework in four areas: 91) characteristics and needs of gifted and talented pupils; (2) assessment of gifted and talented pupils and program for such pupils; (3) curriculum in content areas for gifted and talented pupils; and (4) methodology and strategies for teaching gifted and talented pupils

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.