

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

**LCB File No. R049-17**

August 30, 2017

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 education; revising the authorized activities of the holder of a conditional license; providing for the conversion of a conditional license to a license that is not conditional under certain circumstances; providing that a conditional license becomes invalid under certain circumstances; authorizing the holder of an invalid conditional license to apply for the reinstatement of the license under certain 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) Existing regulations authorize the Superintendent of Public Instruction to issue a conditional license to a person who has been accepted by a qualified provider for enrollment in a program for an alternative route to licensure and meets certain other requirements. Such a license authorizes the holder to teach in a county school district, charter school or private school. (NAC 391.057) This regulation instead provides that a conditional license authorizes the holder to teach in a county school district, charter school or university school for profoundly gifted pupils. This regulation also provides for the conversion of a conditional license to an initial license after the completion of 2 full school years if the holder meets certain requirements.

Existing regulations provide for the revocation of a conditional license if the holder withdraws from or is no longer enrolled in a program for an alternative route to licensure. (NAC 391.057) This regulation instead provides that a conditional license becomes invalid if the holder withdraws from or is no longer enrolled in a program for an alternative route to licensure. This regulation also authorizes the holder of a license that has become invalid to apply to the Department of Education for the reinstatement of the license if he or she: (1) has not previously applied for reinstatement of the license; and (2) is accepted by another program for an alternative route to licensure offered by a qualified provider.

**Section 1.** NAC 391.057 is hereby amended to read as follows:

391.057 1. The Superintendent of Public Instruction shall issue a conditional license to teach elementary education, a conditional license to teach pupils in a program of early childhood education, a conditional license to teach secondary education, a conditional license to teach pupils in prekindergarten through grade 12 in a specific area described in subsection 1 of NAC 391.0573 or a conditional license to teach special education to pupils in prekindergarten through grade 12 in a category described in subsection 2 of NAC 391.0573 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) Passed the competency test in basic reading, writing and mathematics that is required by NAC 391.036 or is eligible for an exemption from that test;
- (c) Has been accepted by a qualified provider for enrollment in a program for an alternative route to licensure; and
- (d) Complies with the instructional and training policies and procedures of the qualified provider.

2. In addition to the requirements of subsection 1, an applicant for a conditional license to teach secondary education or to teach pupils in prekindergarten through grade 12 in a specific area described in subsection 1 of NAC 391.0573, other than an applicant to teach pupils special education in a category described in subsection 2 of NAC 391.0573, must:

- (a) Hold a major or minor in the applicant's desired area of licensure; or
- (b) Pass a competency test required by the Commission in the subject matter of the area for which the applicant is seeking a conditional license or provide to the Department proof that he or she is eligible for an exemption from that test.

3. A conditional 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 ~~private~~ *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 and, if applicable, the requirements of subsection 2;

(c) Except as otherwise provided in subsection 4, is valid for not more than 3 years; ~~and~~

(d) Is not renewable ~~;~~ *and*

*(e) May be converted to an initial license after the completion of at least 2 full school years if the licensee has:*

*(1) Received at least one evaluation rating designating his or her overall performance as highly effective or effective during each such school year; and*

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

4. ~~A~~ *If the holder of a* conditional license issued pursuant to this section ~~is automatically revoked if the holder of the conditional license~~ 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 Teacher Licensure Office of 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 conditional license of the holder automatically becomes invalid immediately upon the receipt of such notification by the Teacher Licensure Office.*

*5. The holder of a conditional license that has become invalid pursuant to subsection 4 may apply to the Teacher Licensure Office of the Department for the reinstatement of his or her license before the expiration date of the license if he or she:*

*(a) Has not previously applied for the reinstatement of the license after the date on which the license became invalid;*

*(b) Is accepted by another program for an alternative route to licensure offered by a qualified provider; and*

*(c) Pays the fee required by NAC 391.045.*