

**LCB File No. R089-99**

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

**PROPOSED REGULATION CHANGES FOR ENDORSEMENT TO  
SERVE AS SCHOOL PSYCHOLOGIST**

Explanation: Matter in *Italics* is new; matter in brackets [ ] is material to be omitted.

**NAC 391.315 Endorsement to serve as school psychologist: General qualifications.**

To qualify for an endorsement to serve as a school psychologist, a person must:

1. Have accomplished each of the following:
  - (a) Hold a graduate degree from an accredited institution;
  - (b) Have preparation in school psychology;
  - (c) Have successfully completed the areas of study listed in NAC 391.316;
  - (d) Have earned 60 semester hours of graduate credits in the areas of study listed in NAC 391.316 and 391.317; and
  - (e) Have completed an internship in school psychology as provided in NAC 391.319;
2. Hold a certificate as a nationally certified school psychologist issued by the National School Psychology Certification System of the National Association of School Psychologists; or
3. Have completed a program approved by the board which prepares a person to be a school psychologist.
4. *To renew an endorsement to serve as school psychologist, the holder must:*
  - (a) *Meet the requirements of NAC 391.065; or*
  - (b) *Hold a certificate of renewal as a certified school psychologist issued by the National School Psychologist Certification System of the National Association of School Psychologists.*

[Bd. of Education, Certification Reg. § 391.440, eff. 10-23-81]–(NAC A 4-27-84; A by Comm'n on Prof.B Standards in Education, 11-27-91; 7-16-92)

**NEVADA DEPARTMENT OF EDUCATION**

**COMMISSION ON PROFESSIONAL STANDARDS IN EDUCATION**

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

1. Title of Regulation:

New Regulation to NAC Chapter 391--Endorsements in American Sign Language.

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

Petition was noticed two times (2) December 21, 1998, and February 11, 1999 for the public hearings. The proposed amendments were posted at: Nevada Department of Education – Carson and Las Vegas Offices; 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 Each Hearing:	First Hearing: 31	Second Hearing: 18
Testified at Each Hearing:	First Hearing: 2	Second Hearing: 1
Submitted Written Statements:	First Hearing: 0	Second Hearing: 0

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 hearings were conducted on January 22, 1999 and March 19, 1999.

Mr. Tony Del Vecchio, Ph.D., Nationally Certified School Psychologist, wrote a letter to the commission date October 19, 1998, suggesting changes to NAC 391.315. This item was placed on the Agenda and Mr. Del Vecchio was invited to attend the December 4, 1998 commission meeting. Mr. Del Vecchio asked that school psychologists who are endorsed in Nevada be allowed to submit the renewal certification issued by the National Certification of School Psychologists (NCSP) as proof of accepted training. Ms. Virtuoso, Administrative Specialist, Clark County School District, discussed the high standards of the NCSP certification.

A workshop was held at the January 22, 1999, commission meeting. Mr. John Dorf, School Psychologist, Director of Special Services, Douglas County School District stated

that allowing a school psychologist license based on the NCSP certification was helpful and timesaving. He asked that it be acceptable for re-licensing. Mr. Del Vecchio agreed.

A public hearing was held at the January 22, 1999, commission meeting. Mr. Dorf had left the meeting but left a note which was read by President Cawley urging the commission to adopt the proposed regulation changes.

A second public hearing was held at the March 19, 1999, commission meeting. Mr. Stoker, Advisor, Nova Southeastern University suggested a change to the wording under item 4a. The commission agreed to the technical change and motioned to accept the language. The motion passed unanimously.

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 for this regulation.

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 are no other state or government agency regulations which 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.

AUTHORITY: NRS 391.019

**Section 1.** NAC 391 is hereby amended to read as follows:

**NAC 391.xxx** *Limited endorsement to teach American Sign Language.*

*1. An applicant may receive a limited endorsement to teach American Sign Language if he:*

*(a) Holds a bachelor's degree; and*

*(b) Has completed 6 semester hours of course work in professional education and teaching methodology from a regionally accredited college or university of which 3 semester hours of credit must be earned in the following area of study:*

*(1) Methods of teaching basic subjects, including, but not limited to, literacy or language arts, mathematics, science, and social studies; and*

*(c) Has completed at least 12 semester hours of course work in American Sign Language from a regionally accredited college or university; or*

*(d) Holds a valid certificate in one of the following areas:*

*(1) An American Sign Language Teachers Association certificate;*

*(2) A level four or higher National Association for the Deaf certificate;*

*(3) A Registry of Interpreters for the Deaf Certified Interpreter/Certified Translator certificate;*

*(4) A Registry of Interpreters of the Deaf Interpreter Certificate.*

*3. A limited endorsement to each American Sign Language is valid for 3 years and is not renewable. To continue teaching American Sign Language, the holder of the limited endorsement must complete the requirements for an endorsement to teach American Sign Language during the term of the limited endorsement.*

*4. The holder of a limited endorsement to teach American Sign Language is authorized to teach only the language set forth in the endorsement in kindergarten through grade 12 under provisions of the K-12 special license.*

**Section 2.** *NAC 391 is hereby amended to read as follows:*

*NAC 391.xxx Endorsement to teach American Sign Language.*

*1. To receive an endorsement to teach American Sign Language, an applicant must have completed the requirements for a limited endorsement to teach American Sign Language and:*

*(a) Has completed an additional 6 semester hours of course work in professional education and teaching methodology from a regionally accredited college or university of which 3 semester hours of credit must be earned in the following area of study:*

*(1) Methods of teaching basic subjects, including, but not limited to, literacy or language arts, mathematics, science, and social studies; and*

*(b) Has completed an additional 12 semester hours of credit in course work in American Sign Language from a regionally accredited college or university; or*

*(c) Holds a valid certificate in one of the following areas:*

*(1) An American Sign Language Teachers Association certificate;*

*(2) A level four or higher National Association for the Deaf certificate;*

*(3) A Registry of Interpreters for the Deaf Certified Interpreter/Certified Translator Certificate;*

*(4) A Registry of Interpreters for the Deaf Interpreter Certificate.*

*3. The holder of an endorsement to teach American Language is authorized to teach only the language set forth in the endorsement in kindergarten through grade 12 under provisions of the K-12 special license.*

**NEVADA DEPARTMENT OF EDUCATION**

**COMMISSION ON PROFESSIONAL STANDARDS IN EDUCATION**

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

1. Title of Regulation:

New Regulation to NAC Chapter 391 – Endorsements In American Sign Language.

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

Petition was noticed three times (3) November 3, 1998, December 21, 1998, and February 11, 1999 for the public hearings. The proposed amendments were posted at: Nevada Department of Education – Carson and Las Vegas Offices; 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 Each Hearing:	First Hearing: 17	Second Hearing: 31	Third Hearing: 18
Testified at Each Hearing:	First Hearing: 4	Second Hearing: 1	Third Hearing: 2
Submitted Written Statements:	First Hearing: 0	Second Hearing: 0	Third Hearing: 0

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 hearings were conducted on December 4, 1998, January 22, 1999 and March 19, 1999.

The 1995 Legislature recognized American Sign Language (ASL) as a foreign language and established a task force to establish a course of study, ASL foreign language credit, and to recommend licensure. At the October 23, 1998 Meeting, Ms. Gloria Dopf, Nevada Department of Education, and Mr. Ken Lange, Nevada State Education Association, brought the Task Force’s recommendations before the commission.

At the December 4, 1998, Workshop changes to the language were proposed. At the December 4, 1998, Public Hearing, Ms. Gloria Dopf, Nevada Department of Education, Mr. Donohue, ASL Task Force, discussed their work in providing the commission with the proposed language. Patricia Schultz, Mentor Teacher of the Deaf and Hard of Hearing, Clark County School District explained that the standards were too high due to waiting lists and costs to individuals to meet the recommendations. Dr. Jordan provided

that University of Nevada, Reno and University of Nevada, Las Vegas were working toward having ASL programs.

At the January 22, 1999, Public Hearing, Ms. Dopf, Nevada Department of Education explained that the Task Force had not been able to make the recommended language changes and asked that this second hearing be postponed until the March 19, 1999 Meeting.

Ms. Dopf provided the revised language to the commission at the March 19, 1999. The language had the full support of the Task Force. Mr. Donohue commented that the level of communication his child would enjoy due to this language would be phenomenal. The commission motioned to adopt the language. The motion passed unanimously.

A summary of comments may be obtained through Commission on Processional 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 for this regulation.

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 are no other state or government agency regulations which 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.

AUTHORITY: NRS 391.019

**Section 1. NAC 391.054 is hereby amended to read as follows:**

NAC 391.054 Licensure of person licensed or certified in another state.

1. Except as otherwise provided in subsection 2, the superintendent of public instruction may issue a license with a special education endorsement to a person who is licensed and endorsed to teach special education in any other state and may issue a license with any other endorsement to a person who is licensed or certified in a state that has entered into an interstate certification contract with the State of Nevada through the National Association of State Directors of Teacher Education and Certification if:

- (a) The applicant holds a license or certificate issued by the other state;
- (b) The applicant holds a bachelor's degree from an institution accredited by a regional accrediting association and has completed any postbaccalaureate studies required in this state for the issuance of a license;
- (c) The license or certificate issued by the other state is not:
  - (1) A temporary permit, an emergency, alternative or conditional license or a credential to teach multiple subjects;
  - (2) A license or certificate for which completion of a bachelor's or higher degree is unnecessary;
  - (3) A license or certificate for which completion of professional education course work through a college or university accredited by a regional accrediting association is unnecessary; or
  - (4) A letter or other form of authorization from another state or a county, city, school district or department of education in another state which entitles the person to teach in the same capacity as a licensed teacher on a temporary basis;



(d) The grade levels and subject areas covered by the license or certificate issued by the other state are the same as the grade levels and subject areas for which the applicant is seeking licensure in this state; and

(e) The applicant, if he is an applicant for a license with an endorsement in a subject other than special education, has satisfactorily taught in the other state, in an assignment similar to the assignment for which licensure is sought in this state, during at least 3 out of the 5 years immediately preceding the application for licensure in Nevada.

2. If the applicant has not complied with the requirements of NAC 391.030 or 391.036 at the time he applies for a license pursuant to this section, the superintendent of public instruction may only issue a provisional license to the applicant. The provisional license is not renewable.

*3. The superintendent of public instruction may issue a license with any endorsement to a person who holds a valid National Board Certificate awarded by the National Board for Professional Teaching Standards if:*

*(a) The applicant holds a valid license or certificate from another; and*

*(b) The grade levels and subject areas covered by the license or certificate issued by the other state are the same as the grade levels and subject areas for which the applicant is seeking licensure in this state.*

*4. A license issued pursuant to subsection 3 shall be exempt from meeting the requirements of NAC 391.036.*

**Section 2. NAC 391.060 is hereby amended to read as follows:**

NAC 391.060 Expiration of licenses and endorsements.

1. Upon application, the department will issue a license for the specified number of years to a person with:

- (a) A bachelor's degree or less, for 5 years.
- (b) A master's degree and 3 years of verified teaching experience, for 6 years.
- (c) A specialist's degree and 3 years of verified teaching experience, for 8 years.
- (d) A doctoral degree and 3 years of verified teaching experience, for 10 years.
- (e) National Board Certification as awarded by the National Board for Professional Teaching Standards, for 10 years. The license expiration date issued by the department shall be aligned with the expiration date of the National Board Certificate if the expiration date of the National Board Certificate is less than ten years at the time of application.*

A license specified in this subsection is renewable.

2. Except as otherwise provided in subsection 3 and NAC 391.057, a license expires on the holder's date of birth in the year of expiration.
3. A provisional license that is renewable becomes invalid on the date of expiration of the provision. If the holder of such a license provides evidence to the department of his completion of the course work required to satisfy the provision, the department will remove the provision and the license remains valid until the date of expiration of the license.
4. An endorsement becomes invalid on the date that the license to which it is attached expires.

**Section 3. NAC 391.065 is hereby amended to read as follows:**

NAC 391.065 Renewal of licenses: Educational and professional requirements. The educational prerequisites for renewal of a license are as follows:

1. Except as otherwise provided in subsection 2, a license that is renewable may be renewed if its holder earns 6 semester hours of credit or the equivalent during the term of the license.

2. The holder of a license issued on a specialist's *degree*, ~~[or]~~ doctor's degree *or National Board Certification* must show evidence of professional growth in the area of endorsement during the term of the license.

**Section 4. NAC 391.975 is hereby amended to read as follows:**

NAC 391.075 Renewal of license: Credits and courses; exception.

1. Credits for renewal may be earned by:

(a) Attending a course at, or taking a correspondence course given by, an accredited college or university, attending any state or national conference which has been approved by the department to offer credit for continuing education or taking an in-service course offered by the department or a continuing education course offered by a provider who is approved by the commission if the course or conference:

(1) Is directly related to the person's current license or will enhance the effectiveness of the person's teaching;

(2) Is in a subject for which shortages of personnel, as determined by the board, exist; or

(3) Is part of an approved program leading to an advanced degree;

(b) Engaging in foreign or domestic travel which is directly related to the area of licensure of the person and is approved not less than 30 days before departure by the department; or

(c) Completing courses given by a provider of continuing education who is approved by the commission.

2. One credit will be given for the completion of 15 hours of:

(a) Course work at a college or university accredited by a regional accrediting association;

(b) In-service courses offered by the department; or

(c) Classroom instruction in continuing education or attendance at a conference for which continuing education credits may be earned, if the provider and the course or conference have been approved by the department at least 15 days before the course or conference commences. Two credits will be given for 6 weeks of travel, one credit for 1 month. No credit will be allowed for travel of less than 1 month.

3. A person holding a master's degree or a more advanced degree may receive no more than 2 credits by conducting a seminar or workshop or by teaching at the college or university level, if the seminar, workshop or course being taught is in the area of licensure of the person.

4. A holder of a special license to teach occupational education may earn a maximum of two credits for 160 or more hours of full-time continuous employment in the occupational field in which he teaches and is licensed. The credit for employment must be approved by the department or a university or college.

5. Except as otherwise provided in subsection 4, this section does not apply to the renewal of a special license for a limited endorsement in occupational education.

***6. Six credits will be given for the completion of all requirements of National Board Certification as evidenced by a copy of the official assessment scores provided by the National Board for Professional Teaching Standards. A person does not have to be awarded National Board Certification in order to earn the credits.***

**NEVADA DEPARTMENT OF EDUCATION**

**COMMISSION ON PROFESSIONAL STANDARDS IN EDUCATION**

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

1. Title of Regulation:

National Board Certified Teachers – Reciprocity and Credit Renewal Requirements. NAC 391.054, Licensure of person licensed or certified in another state. NAC 391.060, Expiration of licenses and endorsements. NAC 391.065, Renewal of licenses: Educational and professional requirements. NAC 391.075, Renewal of license: Credits and courses; exception.

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

Notice of public hearing was sent to approximately 200 individuals and entities. Public hearings were conducted on December 4, 1998 and January 22, 1999. The Commission on Professional Standards in Education adopted the proposed amendments.

Mailing and postings occurred on November 3, 1998, and December 21, 1998, for the public hearings. The proposed amendments were posted at: Nevada Department of Education – Carson and Las Vegas Offices; 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:

a) Attended Each Hearing:	First Hearing: 17	Second Hearing: 31
b) Testified at Each Hearing:	First Hearing: 1	Second Hearing: 0
c) Submitted Written Statements:	First Hearing: 0	Second Hearing: 0

4. Summary of Comments by Affected Parties and the Public:

Dr. GeorgeAnn Rice, Assistant Superintendent, Clark County School District stated that the Clark County School District supported the amendments. Clark County School District was in the process of having thirty-five facilitators Board Certified and they will sponsor fifteen teachers in the year 2000.

5. Summary Source:

A summary of comments may be obtained through the office of State Superintendent of Public Instruction, 700 East Fifth Street, Carson City, Nevada 89701-5096.

6. Estimated Economic Effect on Affected Parties and Public:

There is no economic effect for this regulation.

7. Estimated Cost to Agency for Enforcement:

None.

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

No other state or government agency regulations will be overlapped or duplicated by the above noted regulations.

9. 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.

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

There are none.

11. 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.

**PROPOSED CHANGES TO ALTERNATIVE ROUTE TO  
LICENSURE REGULATIONS**

**NAC 391.057 Conditional licensure: Qualifications; validity; further education required.**

1. The ~~{board}~~ *superintendent of public instruction* will issue a conditional license to teach elementary education to pupils who are enrolled in a program of bilingual education or a conditional license to teach secondary education *or a conditional special license to teach pupils in kindergarten through grade 12 pursuant to NAC 391.343 who have specific learning disabilities, emotional disturbances or mental retardation and mild to moderate needs for assistance and intervention* to a person who submits an application which is accompanied by proof satisfactory to the ~~{board}~~ *superintendent of public instruction* that the applicant:

(a) Holds a bachelor's degree with a major in a field other than education 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; and

(c) Has a negative report of an X-ray film of his chest or a tuberculin test which was completed within the 12 months immediately preceding the date on which he submitted his application.

2. In addition to the requirements of subsection 1 an applicant for a conditional license:

(a) To teach elementary education to pupils who are enrolled in a program of bilingual education, must pass the examination required by subsection 1 of NAC 391.242, if an examination is available.

(b) To teach secondary education, must pass a competency test which has been approved by the commission in the subject matter of the area for which he will be employed to teach or provide to the department proof that he is eligible for an exemption from that test.

*(c) To teach pupils in kindergarten through grade 12 who have specific learning disabilities, emotional disturbances or mental retardation and mild to moderate needs for assistance and intervention, must have earned 9 semester hours of credit of special education coursework from a regionally accredited postsecondary institution.*

3. A conditional license to teach elementary education to pupils who are enrolled in a program of bilingual education or to teach secondary education *or to teach pupils in kindergarten through grade 12 who have specific learning disabilities, emotional disturbances or mental retardation and mild to moderate needs for assistance and intervention:*

(a) Authorizes the holder of the license to teach in a county school district or a private school that is licensed pursuant to chapter 394 of NRS, if the school district or private school has received the approval of the department to hire the holder of the license pursuant to NAC 391.058;

(b) Becomes valid on the date on which the holder of the license is employed by a school district or private school pursuant to NAC 391.058;

(c) Is valid for 3 years; and

(d) Is not renewable.

4. A person who holds a conditional license to teach elementary education to pupils who are enrolled in a program of bilingual education shall, within 2 years after his employment with a school district or private school pursuant to NAC 391.058, provide to the school district or private school proof that he has completed at least 12 semester hours of credit which is necessary for the issuance of an initial license to teach elementary education with a bilingual endorsement, excluding any credit that he has received for student teaching.

5. A person who holds a conditional license to teach secondary education shall, within 2 years after his employment with a school district or private school pursuant to NAC 391.058, provide to the school district or private school proof that he has completed at least 9 semester hours of credit which is necessary for the issuance of an initial license to teach secondary education, excluding any credit that he has received for student teaching.

*6. A person who holds a conditional special license to teach pupils in kindergarten through grade 12 who have specific learning disabilities, emotional disturbances or mental retardation and mild to moderate needs for assistance and intervention shall, within 2 years after his employment with a school district or private school pursuant to NAC 391.058, provide to the school district or private school proof that he has completed at least 18 semester hours of credit which is necessary for the issuance of an initial license to teach pupils in kindergarten through grade 12 who have specific learning disabilities, emotional disturbances or mental retardation and mild to moderate needs for assistance and intervention, excluding any credit that he has received for student teaching.*

~~6.~~ 7. A person who holds a conditional license must complete the requirements for the issuance of an initial license to teach elementary education with a bilingual endorsement or to teach secondary education *or to teach pupils in kindergarten through grade 12 who have specific learning disabilities, emotional disturbances or mental retardation and mild to moderate needs for assistance and intervention* within the 3 years that his conditional license is valid. If the licensee submits to the department copies of at least five evaluations issued pursuant to NRS 391.3125 which indicate that his performance has been satisfactory, the holder of the conditional license is not required to complete the 8 semester hours of supervised teaching required for the issuance of an initial license and the department shall reduce the number of hours that he is required to complete for the issuance of an initial license accordingly.

(Added to NAC by Comm'n on Prof. Standards in Education, 12-13-96, eff. 1-1-97)

**NAC 391.058 Conditional licensure: Application to department; assignment of unconditionally licensed teacher; training; development of plan for evaluation and training; cooperation with commission and department.**



1. A school district or a private school that is licensed pursuant to chapter 394 of NRS must apply to the department before it employs a person who holds a conditional license that was issued pursuant to NAC 391.057. The application must be in writing and include:

(a) Proof that the school district or private school has advertised in good faith its desire to fill a vacancy in the position of an unconditionally licensed teacher to teach elementary education to pupils who are enrolled in a program of bilingual education or an unconditionally licensed teacher to teach secondary education in the subject area and at the grade level in which there is a vacancy *or an unconditionally licensed teacher to teach pupils in kindergarten through grade 12 pursuant to NAC 391.343 who have specific learning disabilities, emotional disturbances or mental retardation and mild to moderate needs for assistance and intervention*;

(b) An affidavit stating that despite the required advertisement the school district or private school was not successful in hiring an unconditionally licensed teacher to teach elementary education to pupils who are enrolled in a program of bilingual education or an unconditionally licensed teacher to teach secondary education in the subject area and at the grade level in which there is a vacancy *or an unconditionally licensed teacher to teach pupils in kindergarten through grade 12 who have specific learning disabilities, emotional disturbances or mental retardation and mild to moderate needs for assistance and intervention*; and

(c) A written assurance that the school district or private school will, if required by statute or regulation, continue its efforts to hire unconditionally licensed educational personnel.

2. A superintendent of a school district or an administrator of a private school shall assign an unconditionally licensed teacher to provide assistance, guidance and training to each person it hires *to teach elementary education to pupils who are enrolled in a program of bilingual education or to teach secondary education* pursuant to this section. Before a person who holds a conditional license may begin teaching, he must complete at least 3 weeks of training and orientation under the supervision of the unconditionally licensed teacher who has been assigned to assist him pursuant to this subsection.

*3. A superintendent of a school district or an administrator of a private school shall assign a postprobationary teacher who is unconditionally licensed pursuant to NAC 391.343 to provide assistance, guidance and training to each person it hires to teach pupils in kindergarten through grade 12 who have specific learning disabilities, emotional disturbances or mental retardation and mild to moderate needs for assistance and intervention. Before a person who holds a conditional license may begin teaching, he must complete at least 3 weeks of training and orientation under the supervision of the unconditionally licensed teacher who has been assigned to assist him pursuant to this subsection. A postprobationary teacher who is unconditionally licensed pursuant to NAC 391.343 shall be present at all Individual Education Plan (IEP) meetings in which the conditionally licensed teacher hired pursuant to this section is required to be present.*

~~[3.]~~ 4. A school district or private school shall, in consultation with a postsecondary institution which is regionally accredited and which offers courses of study and training for the education of teachers, develop a plan for each person that it hires pursuant to this section which includes:

- (a) Provisions for the evaluation of the person;
- (b) A description of the courses of study and training that the person is required to complete within the 3 years that his conditional license is valid; and
- (c) Any other training that the school district or private school considers necessary.

~~[4.]~~ 5. Each school district or private school which employs a person pursuant to this section shall cooperate with the commission and the department in the evaluation of the effectiveness of this section and NAC 391.057.

(Added to NAC by Comm'n on Prof. Standards in Education, 12-13-96, eff. 1-1-97)

**NEVADA DEPARTMENT OF EDUCATION**  
**COMMISSION ON PROFESSIONAL STANDARDS IN EDUCATION**  
**REPORT TO LEGISLATIVE COMMISSION ON**  
**EFFECT OF ADMINISTRATIVE REGULATIONS**

1. Title of Regulation:

Special Education Generalist Endorsement to be Eligible for Alternative Route to Licensure.

NAC 391.057 Conditional Licensure: Qualification; validity; further education required.

NAC 391.058 Conditional Licensure: Application to department; assignment of unconditionally licensed teacher; training; development of plan for evaluation and training; cooperation with commission and department.

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

Notice of public hearing was sent to approximately 200 individuals and entities. Public hearings were conducted on December 4, 1998 and January 22, 1999. The Commission on Professional Standards in Education adopted the proposed amendments.

Mailing and postings occurred on November 3, 1998, and December 21, 1998, for the public hearings. The proposed amendments were posted at: Nevada Department of Education – Carson and Las Vegas Offices; 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:

a)	Attended Each hearing:	First Hearing: 17	Second Hearing: 31
b)	Testified at Each hearing:	First Hearing: 2	Second Hearing: 5
c)	Submitted Written Statements:	First Hearing: 0	Second Hearing: 0

4. Summary of Comments by Affected Parties and the Public:

Dr. Brian Cram, Superintendent, Dr. GeorgeAnn Rice, Assistant Superintendent, Mr. Brad Reitz, Executive Director of Student Support Services and Ms. Charlene Green, Assistant Superintendent, Clark County School District, discussed teacher shortages and a survey of special education teachers. They had individuals going through an alternative route program at University of Nevada, Las Vegas. Ms. Leslie Fritz, Nevada State Education Association, expressed concerns with regard to credits in special education and mentoring. Language would be reviewed again in 2001.

5. Summary Source:

A summary of comments may be obtained through the office of State Superintendent of Public Instruction, 700 East Fifth Street, Carson City, Nevada 89701-5096.

6. Estimated Economic Effect on Affected Parties and Public:

There is no economic effect for this regulation.

7. Estimated Cost to Agency for Enforcement:

None.

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

No other state or government agency regulations will be overlapped or duplicated by the above noted regulations.

9. 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.

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

There are none.

11. 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.