

LCB File No. R101-00

**PROPOSED REGULATION OF THE
DEPARTMENT OF EDUCATION**

NOTICE OF INTENT

**NOTICE OF HEARING FOR THE AMENDMENT AND ADOPTION OF REGULATIONS OF
THE COMMISSION ON PROFESSIONAL STANDARDS IN EDUCATION**

The Nevada Commission on Professional Standards in Education will hold a public hearing on **July 7, 2000**, at the **Nevada Department of Education, 1820 East Sahara, Las Vegas, Nevada.**

The purpose of the hearing is to receive comments from all interested persons regarding the amendments/adoptions of regulations of the Nevada Administrative Code (NAC). If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Commission on Professional Standards in Education may proceed immediately to act upon any written submissions.

The time for the hearing is scheduled as follows:

**July 7, 2000 10:20 A.M. Public Hearing and Possible Adoption of Changes in Language
to Remand Bilingual Testing to the School Districts.**

**NOTE: This is the FIRST public hearing.
A second hearing may be held.**

The need for and the purpose of the proposed amendments is to remand bilingual testing requirements to the school district.

There is no economic effect of the regulation on the business that it regulates. There are no adverse effects. The beneficial effect is to remand the testing requirements of bilingual teachers to the hiring district.

The immediate effect would be evaluation changes to conditional licensure. The long-term effect would be the same.

There is no economic effect of the regulation on the public. There are no adverse, immediate or long-term effects. The estimated cost to the agency for enforcement of the proposed regulation is none.

There are no federal laws affecting the proposed regulations and there is no duplication or overlap of state or local governmental agencies. The proposed regulation does not establish a new fee or does not increase an existing fee.

Persons wishing to comment upon the proposed action of the Commission on Professional Standards in Education may appear at the scheduled public hearing or may address their comments, data, views or arguments, in written form, to the Commission Secretary, Nevada Department of Education, 700 East Fifth Street, Carson City, Nevada 89701-5096. The Department of Education must receive written submissions **on or before July 3, 2000**.

A copy of this notice and the regulation to be amended/adopted will be on file at the State Library and Archives, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the regulation to be amended/adopted will be available at the Nevada Department of Education, 700 East Fifth Street, Carson City, Nevada, and in all counties at the main public library, for inspection and copying by members of the public during business hours. The text of each regulation includes the entire text of any section of the Nevada Administrative Code that is proposed for amendment or repeal. Copies will also be mailed to members of the public upon request. A reasonable fee may be charged for copies, if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either prior to adoption or within 30 day thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the following locations: Nevada Department of Education, both locations; 17 Nevada County School District Offices; 17 Nevada County Libraries; Clark County Classroom Teachers Association; Washoe County Teachers Association; Nevada State Education Association, both locations; Nevada State Library and Archives.

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The purpose of the hearing is to receive comments from all interested persons regarding the amendments/adoptions of regulations of the Nevada Administrative Code (NAC). If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Commission on Professional Standards in Education may proceed immediately to act upon any written submissions.

The time for the hearing is scheduled as follows:

**July 7, 2000 10:00 A.M. Public Hearing and Possible Adoption of Conditional
Licensure Requirements, (NAC 391.057 and NAC 391.058)
Change in Evaluation Requirement for Conditional Licensure.**

**NOTE: This is the SECOND public hearing.
A third hearing may be held**

The need for and the purpose of the proposed amendments is to revise NAC 391.057 and NAC 391.058 to change the evaluation requirements for a conditional license.

There is no economic effect of the regulation on the business that it regulates. There are no adverse effects. The beneficial effect is changing the evaluation requirements for conditional licensure.

The immediate effect would be evaluation changes to conditional licensure. The long-term effect would be the same.

There is no economic effect of the regulation on the public. There are no adverse, immediate or long-term effects. The estimated cost to the agency for enforcement of the proposed regulation is none.

There are no federal laws affecting the proposed regulations and there is no duplication or overlap of state or local governmental agencies. The proposed regulation does not establish a new fee or does not increase an existing fee.

Persons wishing to comment upon the proposed action of the Commission on Professional Standards in Education may appear at the scheduled public hearing or may address their comments, data, views or arguments, in written form, to the Commission Secretary, Nevada Department of Education, 700 East Fifth Street, Carson City, Nevada 89701-5096. The Department of Education must receive written submissions **on or before July 3, 2000.**

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Upon adoption of any regulation, the agency, if requested to do so by an interested person, either prior to adoption or within 30 day thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the following locations: Nevada Department of Education, both locations; 17 Nevada County School District Offices; 17 Nevada County Libraries; Clark County Classroom Teachers Association; Washoe County Teachers Association; Nevada State Education Association, both locations; Nevada State Library and Archives.

PROPOSED REGULATION OF
THE COMMISSION ON PROFESSIONAL
STANDARDS IN EDUCATION

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

AUTHORITY: 1 and 2, NRS 391.019 and 291.032

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

- 1. Each school district is to select or develop an appropriate test or other assessment to ascertain that the language proficiency of teachers assigned to teach students enrolled in a program of bilingual education is sufficient to instruct in a language other than English.*
- 2. Each school district will maintain records of testing and/or assessment and report to the Department of Education results of the testing or assessment on an annual basis.*