

**LCB File No. T036-00**

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

(Effective December 15, 2000)

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. A person may receive a Business and Industry endorsement to teach pupils in the reserve officers' training corps program if he has received the appropriate certification from the Service Secretary and*
- 2. Complies with all provisions of NAC 391.425.*

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**INFORMATIONAL STATEMENT**

**NEVADA DEPARTMENT OF EDUCATION**

**COMMISSION ON PROFESSIONAL STANDARDS IN EDUCATION**

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

1. Title of Regulation:

Amendments to NAC 391.019 and 291.032 for Military Science.

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

Petition was noticed November 2, 2000, 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: 6      Second Hearing: 7

Testified at hearing:                      First Hearing: 2      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 hearing was conducted on May 12, 2000.

At the August 26, 2000 workshop, Dr. Wenda, Department of Education, reported that the Clark County School District was asking that Military Science be part of the Business and Industry License. At the October 20, 2000, public hearing, Sergeant Major Chris Fulton, BDE Sergeant, 3<sup>rd</sup> Brigade, 4<sup>th</sup> ROTC and Sergeant John Gilbert, ROTC Instructor reported that Clark County School District was the only school district in the western states that regarded the senior instructor as the teacher and the assistant instructors as support staff. It was at the discretion of the Superintendent of the school district whether they be considered support staff or instructors. This problem would be eliminated under the business and industry license. At the December 1, 2000 public hearing Dr. Wenda presented language that allowed a Business and Industry Endorsement to teach pupils in the reserve officers' training program if he has received the appropriate certification from the Service Secretary and complies with all provisions of NAC 391.425.

Commissioner Cawley moved that item 7 be adopted as presented. Commissioner Lamping seconded the motion. 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 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.