

Chapter 391 of NAC

LCB File No. T013-05

ADOPTED TEMPORARY REGULATION OF THE COMMISSION ON PROFESSIONAL STANDARDS IN EDUCATION

Filed with the Secretary of State on February 3, 2005

Explanation: Matter in Italics is new; matter in brackets ~~{}~~ to be omitted.

Statutory Authority: NRS 391.019

NAC 391.095 Qualifications for License

To receive an elementary license, a person must hold a bachelor's degree from an accredited college or university and have completed:

1. A program of preparation for teaching in the elementary grades which is approved by the Board;
2. Thirty-two semester hours of courses in elementary professional education consisting of:
 - (a) Eight semester hours in supervised student teaching in kindergarten through eighth grade;
 - (b) Nine semester hours in methods of teaching elementary subjects, including, but not limited to, mathematics, science and social studies;
 - (c) Nine semester hours in the teaching of literacy or language arts; and
 - (d) Six semester hours of professional education course work in any of the following subjects:
 - (1) Classroom management;
 - (2) English as a second language;
 - (3) Technology;
 - (4) Evaluation of pupils;
 - (5) Child development;
 - (6) Special education; or
 - (7) Social and cultural issues~~{-or-}~~
3. *To receive a physical education elementary license, a person must complete* ~~f{F}~~orty-four semester hours of courses in professional studies in physical education for kindergarten through eighth grade consisting of:
 - (a) Eight semester hours in supervised student teaching or physical education for kindergarten through eighth grade;
 - (b) Fifteen semester hours which includes course work in each of the following areas of study:
 - (1) Anatomical kinesiology or mechanical kinesiology, or both;
 - (2) The physiology of exercise;
 - (3) The psychological or social aspects of physical education, or both;
 - (4) Motor development; and

- (5) Testing and measuring skills and abilities in physical education; and
- (c) Twenty-one semester hours in teaching elementary physical education, including, but not limited to, teaching:
 - (1) Adapted physical education;
 - (2) Methods and techniques of teaching elementary physical education;
 - (3) Rhythmic activities for pupils in elementary grades;
 - (4) Movement experiences for pupils in preschool and primary grades;
 - (5) Movement experiences for pupils in intermediate grades; and
 - (6) Advanced first aid or an equivalent course.

A person who qualifies for ~~an~~ *a physical education* elementary license by complying with the requirements of ~~this s~~ Subsection 3 may teach only physical education in kindergarten through eighth grade.

NOTICE OF ADOPTION OF TEMPORARY REGULATION
LCB File No. T013-05

The Commission on Professional Standards in Education adopted regulations assigned LCB File No. T013-05 which pertain to chapter 391 of the Nevada Administrative Code on January 13, 2005

Notice date: 12/8/2004
Hearing date: 1/13/2005

Date of adoption by agency: 1/13/2005
Filing date: 2/3/2005

INFORMATIONAL STATEMENT

1. A description of how public comment was solicited, a summary of public response, and explanation how other interested persons may obtain a copy of the summary.

Notice of Workshop to Solicit Comments on Proposed Regulations was sent to approximately 100 individuals and educational organizations. One workshop was held on January 13, 2005. There were no comments from the public.

The Notice of Intent to Act Upon a Regulation for public hearing and adoption of the proposed endorsement and revisions to NAC 391.095 were sent to approximately 100 individuals and educational organizations. The public hearing was conducted on January 13, 2005, to provide the opportunity for comments by affected parties and the public. There were no comments from the public. The Commission adopted the proposed regulation and amendments to NAC 391.095.

2. The Number of Persons Who:
 - a) Attended Each Hearing: Workshop: 10 First Hearing: 10 Second Hearing: N/A
 - b) Testified at Each Hearing: Workshop: 0 First Hearing: 0 Second Hearing: N/A
 - c) Submitted Written Statements: Workshop: 0 First Hearing: 0 Second Hearing: N/A

A copy of any written comments may be obtained by contacting Christina Harper, Administrative Assistant to the Commission on Professional Standards in Education, (775) 687-9226, or by writing to the Nevada Department of Education, 700 East Fifth Street, Carson City, Nevada 89701-5096.

3. A description of how comment was solicited from affected businesses, a summary of the response and an explanation how other interested parties may obtain a copy of the summary.

Comments were solicited through the workshop notice of December 8, 2004, and the public hearing notice of December 8, 2004. At the January 13, 2005, Workshop to Solicit Comments, there was no public comments to the proposed language revisions. At the January 13, 2005, public hearing there were no public comments to the proposed language.

Summary of Comments:

Workshop Comments:

- a) None

Public Hearing Comments:

- a) None

A copy of the summary and/or minutes of the public hearing may be obtained by contacting Christina Harper, Administrative Assistant to the Commission on Professional Standards in Education, (775) 687-9226, or by writing to the Nevada Department of Education at 700 East Fifth Street, Carson City, Nevada 89701-5096.

- 4. If the regulation was adopted with or without change to any part of the proposed regulation, a summary of the reasons for adopting.

The Commission on Professional Standards in Public Education adopted the regulation language with amendments at the public hearing held January 13, 2005. The reason for adopting the proposed regulation is to clean up the language. Currently the language would allow an individual with only a K-8 Elementary PE license to also qualify for a regulation elementary license. The elimination of the word “or” corrects this language.

- 5. The estimated economic effect of the adopted regulation on the business that it is to regulate and on the public. These must be stated separately and each case must include:

There is no economic effect on the business, which is regulated. There is no estimated economic effect on the public, either adversely or beneficially, nor immediate or long term.

- 6. The estimated cost to the agency for enforcement of the adopted regulation.

There is no additional cost to the agency for enforcement of this regulation.

- 7. A description of any regulations of other state or governmental agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping 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.

- 8. If the regulation includes provisions which are more stringent than a federal regulation, which regulates the same activity, a summary of such provisions.

There are none.

9. 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.