

LCB File No. R070-06

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

Workshop and Public Hearing to be held on May 11, 2006.

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

Statutory Authority: NRS 391.019

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

1. The Superintendent of Public Instruction shall issue a conditional license to teach elementary education, a conditional license to teach children in a program of early childhood education, a conditional license to teach secondary education or a conditional license to teach pupils in kindergarten through grade 12 who ~~[have specific learning disabilities, emotional disturbances or mild to moderate mental retardation]~~ *are eligible to receive special education services* 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; and

(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.

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

(a) To teach elementary education, must ~~[, before he teaches pupils who are enrolled in a program of bilingual education, pass the examination required by subsection 1 of NAC 391.242, if an examination is available]~~ *have earned at least 9 semester hours of credit in courses relating to elementary education from a regionally accredited postsecondary institution.*

(b) To teach secondary education, must *have a declared major or minor in the field of specialization or* 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 a program of early childhood education, must have earned ~~[:~~
~~_____ (1) At least 6 semester hours of credit in courses relating to early childhood education from a regionally accredited postsecondary institution if the application is submitted before February 1, 2000; and~~
~~_____ (2) At] at~~ *least 9 semester hours of credit in courses relating to early childhood education from a regionally accredited postsecondary institution [if the application is submitted after February 1, 2000].*

(d) To teach pupils in kindergarten through grade 12 who ~~[have specific learning disabilities, emotional disturbances or mild to moderate mental retardation]~~ *are eligible to receive special education services*, must have earned at least 9 semester hours of credit in courses relating to special education from a regionally accredited postsecondary institution.

3. A conditional license to teach elementary education, to teach a program of early childhood education, to teach secondary education or to teach pupils in kindergarten through grade 12 who ~~[have specific learning disabilities, emotional disturbances or mild to moderate mental retardation]~~ **are eligible to receive special education services**:

(a) Authorizes the holder of the license to teach in a county school district, **a charter school**, or a private school that is licensed pursuant to chapter 394 of NRS, if the school district, **charter school**, 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, **charter school**, 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 shall, within 2 years after he begins his employment with a school district, **charter school**, or private school pursuant to NAC 391.058, provide to the school district, **charter school**, or private school proof that he has completed at least 12 semester hours of credit which is required for the issuance of an initial license to teach elementary education, 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 he begins his employment with a school district, **charter school**, or private school pursuant to NAC 391.058, provide to the school district, **charter school**, or private school proof that he has completed at least ~~9~~ **12** semester hours of **secondary education** credit which is required 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 license to teach pupils in kindergarten through grade 12 who ~~[have specific learning disabilities, emotional disturbances or mild to moderate mental retardation]~~ **are eligible to receive special education services** shall, within 2 years after he begins his employment with a school district, **charter school**, or private school pursuant to NAC 391.058, provide to the school district, **charter school**, or private school proof that he has completed at least 18 semester hours of credit, excluding any credit earned for student teaching, which is required for the issuance of an initial license to teach pupils in kindergarten through grade 12 who ~~[have specific learning disabilities, emotional disturbances or mild to moderate mental retardation are eligible to receive special education services]~~.

~~7. A person who holds a conditional license to teach early childhood education shall, within 2 years after he begins his employment with a school district, charter school, or private school pursuant to NAC 391.058, provide to the school district, charter school, or private school proof that he has completed at least 15 semester hours of credit which is required for the issuance of an initial license to teach a program of early childhood education, excluding any credit he has received for student teaching.~~

~~8. A person who holds a conditional license must complete the requirements for the issuance of an initial license to teach elementary education, to teach a program of early childhood education, to teach secondary education or to teach pupils in kindergarten through grade 12 who [have specific learning disabilities, emotional disturbances or mild to moderate mental retardation] are eligible to receive special education services within the 3 years that his conditional license is valid. If the [licensee] school district, charter school, or private school submits to the Department copies of at least five evaluations issued pursuant to NRS 391.3125 which indicate~~

that his performance has been satisfactory *and verification of 3 years contracted teaching experience in the appropriate area*, 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.

NAC 391.058 Conditional licensure: Application to Department; assignment of unconditionally licensed teacher or postprobationary teacher who is unconditionally licensed; training; development of plan for evaluation and training; cooperation with Commission and Department.

1. A school district, *a charter school*, 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, *charter school*, or private school has advertised in good faith its desire to fill a vacancy in the position of, as applicable, an unconditionally licensed teacher to teach elementary education ~~[to pupils who are enrolled in a program of bilingual education]~~, an unconditionally licensed teacher to teach pupils in a program of early childhood education, 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 mild to moderate mental retardation]~~ *are eligible to receive special education services*;

(b) An affidavit stating that despite the required advertisement the school district, *charter school*, or private school was not successful in hiring, as applicable, an unconditionally licensed teacher to teach elementary education ~~[to pupils who are enrolled in a program of bilingual education]~~, an unconditionally licensed teacher to teach a program of early childhood education, 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 mild to moderate mental retardation]~~ *are eligible to receive special education services*; and

(c) A written assurance that the school district, *charter school*, 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 charter school* 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]~~, to teach pupils in a program of early childhood education or to teach secondary education pursuant to this section. Before such a person may begin teaching, he must complete at least ~~[3 weeks]~~ *80 of the required 120 hours* 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, *an administrator of a charter school*, 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

the school district, *charter school*, or private school hires to teach pupils in kindergarten through grade 12 who ~~[have specific learning disabilities, emotional disturbances or mild to moderate mental retardation]~~ *are eligible to receive special education services*. Before such a person may begin teaching, he must complete at least ~~[3 weeks]~~ *80 of the required 120 hours* of training and orientation under the supervision of the unconditionally licensed teacher who has been assigned to assist him pursuant to this subsection. The teacher who is assigned to the conditionally licensed teacher pursuant to this subsection must be present at each meeting concerning an individual education plan that the conditionally licensed teacher is required to attend.

4. A school district, *charter school*, 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 course of study and training that the person is required to complete within the 3 years that his conditional license is valid;
- (c) A written assessment plan for the course of study and training, as described in paragraph (k) of subsection 1 of NAC 391.557; and
- (d) Any other training that the school district, *charter school*, or private school considers necessary.

5. Each school district, *charter school*, 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