

Chapter 391 of NAC

LCB File No. T025-07

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

Filed With the Secretary of State on March 13, 2007

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

Statutory Authority: NRS 391.019

NAC 391.225 - Endorsement to Teach Drivers' Education (NRS 391.019)

To receive an endorsement authorizing the teaching of a course in drivers' education, a person must:

1. Hold a bachelor's degree;
2. Hold a secondary or *special teaching* license *excluding Business and Industry*; and
3. Have completed 3 semester hours of credit in basic concepts of drivers' education and traffic safety from an accredited college or university.

**NOTICE OF ADOPTION OF TEMPORARY REGULATION
LCB File No. T025-07**

The Commission on Professional Standards in Education adopted temporary regulations assigned LCB File No. T025-07 which pertain to chapter 391 of the Nevada Administrative Code on January 11, 2007.

INFORMATIONAL STATEMENT

The following statement is submitted for adopted amendments to Nevada Administrative Code 391:

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. A workshop was held on January 11, 2007. There was no public comment.

The Notice of Intent to Act Upon a Regulation for public hearing and adoption of the amendments to NAC 391.225
– Endorsement to Teach Drivers’ Education was sent to approximately 100 individuals and educational organizations. The public hearing was conducted on January 11, 2007 to provide the opportunity for comments by affected parties and the public. There was public comment. The Commission adopted the proposed amendments to the regulation with additional amendments.

2. The Number of Persons Who:

- a) Attended Each Hearing: First Workshop: 8; First Hearing: 8; Second Hearing: N/A
- b) Testified at Each Hearing: First Workshop: 0; First Hearing: 1; Second Hearing: N/A
- c) Submitted Written Statements: First Workshop: 0; First Hearing: 0; Second Hearing:

N/A

A copy of any written comments may be obtained by calling Christina Harper, Administrative Assistant to the Commission on Professional Standards in Education, Nevada Department of 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 comments were 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 5, 2006; and the public hearing notice of December 5, 2006. At the January 11, 2007 Workshop to Solicit Comments, there were no public comments to the proposed amendments to the regulation language. At the January 11, 2007 public hearing there were public comments to the proposed amendments to the regulation language.

Informational Statement

NAC 391.225 – Endorsement to Teach Drivers’ Education

Page 2

Summary of Comments:

Workshop/Public Hearing Comments:

Workshop comments:

(a) There were no public comments during the workshop.

Public Hearing comments:

(b) Mary Ann Gibbs, Clark County School District, indicated that the reason for the amendments is for a high school teacher who has a K-12 art endorsement (special license) and would like to or need to teach drivers’ education.

A copy of the summary and/or minutes of the public hearing may be obtained by calling Christina Harper, Administrative Assistant to the Commission on Professional Standards in Education, Nevada Department of Education, 775-687-9224, 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 proposed amendments to the regulation language at the public hearing held January 11, 2006. The reason for adopting the amendments to the regulation is to provide an individual with a special license the ability to add the drivers’ education endorsement.

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:

The beneficial economic effect is that it allows an individual with a special license the ability to add the drivers' education endorsement to be able to teach that class if desired or needed. 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.