

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

LCB File No. R114-11

January 6, 2012

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: §§1 and 2, NRS 391.019, 391.033 and 391.040.

A REGULATION relating to educational personnel; revising the fee for the renewal of a license to include the fees for the reports on the criminal history of the applicant; providing for a delay in the expiration of a license pending receipt of the reports on the criminal history; and providing other matters properly relating thereto.

Section 1. NAC 391.070 is hereby amended to read as follows:

391.070 1. To renew a license, the holder must submit before it expires:

(a) A request for renewal in the form prescribed by the Department;

(b) Current official transcripts or verification of credits for in-service or continuing education courses; and

(c) A renewal fee of ~~[\$80.]~~ ***\$131, which includes the fees for processing the fingerprints of the licensee by the Central Repository for Nevada Records of Criminal History and the Federal Bureau of Investigation.***

2. Renewal may not be requested earlier than 9 months before the expiration date of a license.

3. The Superintendent of Public Instruction may delay the expiration date of a license ~~[for]~~ :

(a) *For* not more than 30 days if the licensee has completed the educational prerequisites prescribed in NAC 391.065 and the general prerequisites prescribed in subsection 1 in a timely manner, except:

~~[(a)]~~ (1) Submission of the request for renewal or the renewal fee, or both; or

~~[(b)]~~ (2) Submission of the current official transcript or verification of credits.

(b) *For not more than 120 days pending receipt of the reports of the criminal history of the licensee by the Central Repository for Nevada Records of Criminal History and the Federal Bureau of Investigation.*

Sec. 2. NAC 391.073 is hereby amended to read as follows:

391.073 1. A person who is retired and who holds a valid license issued by the Superintendent of Public Instruction may submit an application on a form prescribed by the Department for renewal of the license. The application must include:

(a) Proof that the applicant is retired under the Public Employees' Retirement System;

(b) Proof that the applicant has at least 15 years of verified employment experience in this State in a position that requires licensure by the Superintendent of Public Instruction pursuant to chapter 391 of NRS; and

(c) A renewal fee of ~~[\$80.]~~ ***\$131, which includes the fees for processing the fingerprints of the applicant by the Central Repository for Nevada Records of Criminal History and the Federal Bureau of Investigation.***

↪ Except as otherwise provided in subsection 4, the requirements for renewal set forth in NAC 391.065 do not apply.

2. An application for renewal pursuant to this section may not be submitted earlier than 9 months before the expiration date of the license.

3. Notwithstanding the provisions of NAC 391.060 to the contrary, the renewal of a license pursuant to this section is valid for 10 years. *The Superintendent of Public Instruction may delay the expiration of a license for not more than 120 days pending receipt of the reports of the criminal history of the licensee by the Central Repository for Nevada Records of Criminal History and the Federal Bureau of Investigation.* A person may renew the license pursuant to this section if he or she satisfies the requirements of subsection 1.

4. If a person who holds a license that is renewed pursuant to this section accepts employment with a public employer, the person shall comply with the applicable provisions of chapter 286 of NRS and any other statutes and regulations applicable to retired public employees.

5. An applicant for renewal pursuant to this section who seeks to renew an endorsement in a field of specialization shall comply with the applicable requirements for the renewal of the endorsement.

6. As used in this section, “public employer” has the meaning ascribed to it in NRS 286.070.