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## STATE OF NEVADA COMMISSION ON PROFESSIONAL STANDARDS IN EDUCATION

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October 19, 2022

### Notice of Intent to Act Upon a Regulation

Notice of Hearing for the Adoption of Regulations of the Commission on Professional Standards in Education as proposed in LCB File #R129-22

The Commission on Professional Standards in Education will hold a public hearing at **9:20 A.M.** on **Wednesday, October 19, 2022** via [livestream](#) and at the following locations: **Nevada Department of Education Offices, 700 East Fifth Street, Board Room, Carson City and 2080 East Flamingo Road, Room 114, Las Vegas, Nevada.** The purpose of the hearing is to receive comments from all interested persons regarding the amendment of regulations pertaining to Chapter 391 of the Nevada Administrative Code (NAC), pursuant to Nevada Revised Statute (NRS) 391.019 regarding Senate Bill 352.

The following information is provided pursuant to the requirements of Nevada Revised Statute (NRS) 233B.0603:

- 1. The need and the purpose of the proposed regulations and/or amendments:** In accordance with NRS 391.019, the Commission on Professional Standards in Education is instructed to adopt regulations:
  - *Prescribing the qualifications for licensing teachers and other educational personnel and the procedures for the issuance and renewal of those licenses.*
- 2. Description of the proposed regulation, or the subjects and issues involved:** The proposed regulation establishes requirements relating to certain persons enrolled in a program to become a teacher; establishes requirements relating to an accelerated program of student teaching; establishes provisions relating to student teacher or other teaching experience completed in another state or foreign country; authorizes certain employees of a public school to complete an internship in psychology while remaining employed; and providing other matters properly relating thereto.

The revised text of the proposed regulation is attached to this notice.
- 3. Estimated economic effect of the regulation on the business which it is to regulate and on the public:** There is no economic effect of the regulation on the business that it regulates and no impact on the public.
- 4. Methods used by the agency in determining the impact on a small business:** Small business are not impacted by this regulation.
- 5. The estimated cost to the agency for enforcement of the proposed regulation:** No costs.

6. **Description and citation of duplicative or overlapping regulations of other state or local governmental agencies:** There is no duplication or overlap of regulations of state or local government agencies.
7. **Is the regulation required by federal law?** This regulation is not required pursuant to federal law.
8. **Does the regulation include provisions more stringent than a federal regulation regarding the same activity?** There is no federal law affecting or overlapping the proposed regulations.
9. **Does the proposed regulation establish a new fee or increase an existing fee?** The proposed regulations do not establish a new fee nor increase an existing fee of the regulating agency.

A copy of all materials relating to the proposed regulation may be obtained at the hearing, on the [Nevada Department of Education webpage](#), by contacting the Commission on Professional Standards in Education, Nevada Department of Education, via email at [COPS@doe.nv.gov](mailto:COPS@doe.nv.gov), by telephone at (702) 668-4317 or in person at the Nevada Department of Education, 2080 E. Flamingo Rd. Las Vegas, Nevada. Persons wishing to comment upon the proposed action of the Commission on Professional Standards in Education may provide in-person testimony, submit written comment to the Commission on Professional Standards in Education via email at [COPS@doe.nv.gov](mailto:COPS@doe.nv.gov), or submit their comments, data, views, or arguments in written form to the Commission on Professional Standards in Education, Nevada Department of Education, 2080 E. Flamingo Rd. Las Vegas, Nevada. Comments may be submitted via email leading up to and for the duration of the meeting, and those submitted via mail must be received by the Department on or before Tuesday, October 18, 2022. A record of all submitted comments will be retained, and the Commission on Professional Standards will proceed to consider any public comment received.

This notice and the text of the proposed regulation has been sent to all persons on the agencies mailing list for administrative regulations and the Commission on Professional Standards, and posted on the Nevada Department of Education's website at <https://doe.nv.gov>, Nevada's Public Notice site at <https://notice.nv.gov>, the Nevada State Legislature's webpage at <https://leg.state.nv.us>, available in the State of Nevada Register of Administrative Regulations pursuant to NRS 233B.0653, and physically posted at the Nevada Department of Education Offices and with Nevada State Library and Archives. Copies of this notice will also be emailed and/or mailed to members of the public upon request.

**Notice required by NRS 233B.064:** Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

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

**LCB File No. R129-22**

August 9, 2022

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

AUTHORITY: §§ 1 and 2, NRS 391.019.

A REGULATION relating to educational personnel; establishing requirements relating to certain persons enrolled in a program to become a teacher; establishing requirements relating to an accelerated program of student teaching; establishing provisions relating to student teaching or other teaching experience completed in another state or foreign country; authorizing certain employees of a public school to complete an internship in psychology while remaining employed; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law requires the Commission on Professional Standards in Education to adopt regulations that: (1) authorize a person who is employed as a paraprofessional and enrolled in a program to become a teacher to complete an accelerated program of student teaching in the area in which the person is employed as a paraprofessional while remaining employed; (2) require the Department of Education to accept a program of student teaching or other teaching experience completed in another state or foreign country by an applicant if the Department determines that the experience substantially fulfills the requirements of a program of student teaching in this State; and (3) authorize a person who is employed by a public school to provide support or other services relating to school psychology to complete a program of internship in school psychology while remaining employed. (NRS 391.019)

**Section 1** of this regulation authorizes a person who is employed as a paraprofessional and enrolled in a program to become a teacher to complete an accelerated program of student teaching to qualify for an initial license to teach pupils in a program of early childhood education, an initial elementary license or an initial license to teach middle school or junior high school education, while remaining employed, if the person: (1) is enrolled in a program to become a teacher which the Department has determined satisfies certain requirements of existing law; (2) performs instruction as a student teacher in the same or substantially similar area in which the person is employed; (3) completes the accelerated program of student teaching as determined by the institution providing the program to become a teacher; (4) completes the accelerated program of student teaching at the same school where the person is currently employed; and (5) continues to receive ongoing feedback and support from the teacher in the classroom in which the person is currently employed and from the cooperating teacher in the

classroom in which the person is completing the accelerated program of student teaching.

**Section 2** of this regulation makes a conforming change to carry out the provisions of **section 1**.

**Section 1** also requires the Department to accept a program of student teaching or other teaching experience completed outside of this State to satisfy certain licensing requirements in this State if the Department determines the program or experience substantially fulfills the requirements of a program of student teaching in this State.

**Section 1** finally authorizes a person who is currently employed by a public school to provide support or other services relating to school psychology and is enrolled in a program to obtain a license or endorsement in the area of school psychology to complete a program of internship in such a position while remaining employed

**Section 1.** Chapter 391 of NAC is hereby amended by adding thereto a new section to read as follows:

*1. A person who is employed as a paraprofessional and enrolled in a program to become a teacher may simultaneously complete an accelerated program of student teaching to qualify for an initial license pursuant to NAC 391.089, 391.095 or 391.111 while remaining employed if the person:*

*(a) Is enrolled in a program to become a teacher which the Department has determined satisfies the requirements of NRS 391.019, 391.021, 391.037 and 391.038, as applicable, and the regulations adopted pursuant thereto;*

*(b) Performs instruction as a student teacher in the same or substantially similar area in which he or she is employed;*

*(c) Completes the accelerated program of student teaching as determined by the institution providing the program to become a teacher;*

*(d) Completes the accelerated program of student teaching at the same school where he or she is currently employed; and*

*(e) Continues to receive ongoing feedback and support from:*

*(1) The teacher in the classroom in which he or she is currently employed; and*

*(2) The cooperating teacher in the classroom in which he or she is completing the accelerated program of student teaching.*

*2. If the Department determines that a program of student teaching or other teaching experience completed in another state or foreign country by a person who has completed a program to become a teacher substantially fulfills the requirements of a program of student teaching in Nevada, the Department shall accept the program or experience to satisfy the requirement to complete student teaching for the issuance of an initial license pursuant to NAC 391.089, 391.095 or 391.111.*

*3. A person who is currently employed by a public school to provide support or other services relating to school psychology and is enrolled in a program to obtain a license or endorsement in the area of school psychology pursuant to NAC 391.315, 391.316 and 391.317 may simultaneously complete a program of internship in such a position pursuant to NAC 391.319 while remaining employed.*

**Sec. 2.** NAC 391.055 is hereby amended to read as follows:

391.055 1. The Superintendent of Public Instruction may issue a provisional 1-year license or endorsement to a person who holds a renewable license issued in this State if the person otherwise meets the requirements for licensure, but:

- (a) Has a deficiency in credits of 6 semester hours or less;
- (b) Is a teacher, licensed and practicing in this State, applying for an additional license, other than for the teaching of pupils with disabilities, outside his or her grade level of experience as a student teacher; or
- (c) Lacks confirmation from a college that the person has completed a school counseling practicum or internship if applying for a school counseling endorsement, but:

- (1) Has completed all the required course work for the school counseling endorsement;
- (2) Has completed 200 hours of the practicum or internship through a regionally accredited college or university, to include a minimum of 100 hours in a school setting at the time of application for licensure; and
- (3) Is currently and continuously enrolled in a regionally accredited college or university school counseling practicum or internship program.

2. ~~Any~~ *Except as otherwise provided in section 1 of this regulation*, experience as a teacher's aide, a teacher's assistant, an instructor of pupils in a Junior Reserve Officers' Training Corps or Jobs for America's Graduates program or a substitute teacher obtained by the holder of a provisional license, who is a teacher, licensed and practicing in this State, but who lacks student teaching experience at the proper grade level, will not be credited towards the requirement for teaching experience or student teaching necessary to qualify for the additional license or endorsement.

3. Any credits earned by the holder of a provisional license or endorsement to qualify for an elementary, secondary or special license, a license to teach special education, a license to teach middle school or junior high school education or a license to teach pupils in a program of early childhood education will not be counted as credits required to renew the elementary, secondary or special license, the license to teach special education, or the license to teach middle school or junior high school education.

4. If holding an elementary, secondary or special license, a license to teach special education, a license to teach middle school or junior high school education or a license to teach pupils in a program of early childhood education is a prerequisite to qualifying for a particular

provisional endorsement, any credits earned by the holder of the applicable license to qualify for that provisional endorsement may be counted toward:

- (a) Removal of the provision under which the provisional endorsement was issued; and
- (b) Renewal of the applicable license.