

Steve Sisolak  
Governor

Jhone M. Ebert  
Superintendent of  
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**STATE OF NEVADA**  
**NEVADA DEPARTMENT OF EDUCATION**  
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**Notice of Workshop to Solicit Comments on Proposed Regulation**

The Nevada Department of Education is proposing regulation language pertaining to the Nevada Administrative Code (NAC). The Workshop has been scheduled for **Thursday, February 24, 2022** 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 Workshop is to solicit comments from interested persons on the following general topics to be addressed in a proposed regulation:

**9:15 A.M. Workshop to Solicit Comments on Proposed Amendments to NAC Chapter 391.065 – Renewal of license: Educational and professional requirements; exceptions; NAC Chapter 391.315 – Endorsement to serve as school psychologist: General qualifications; renewal; and NAC Chapter 391.XXX – which pertains to Senate Bill 151.**

A copy of all materials relating to the proposal may be obtained at the workshop, on the Nevada Department of Education Regulation Workshops and Public hearings [Meeting Materials](#) page, by contacting Dylan Fuson, Board Secretary, Nevada Department of Education, via email at [NVBoardEd@doe.nv.gov](mailto:NVBoardEd@doe.nv.gov), by telephone at 775-687-9224 or in person at the Nevada Department of Education, 700 E. 5<sup>th</sup> St, Carson City, Nevada. Persons wishing to comment upon the proposed action of the Department may provide in-person testimony, submit written comment to the Department via email at [NVBoardEd@doe.nv.gov](mailto:NVBoardEd@doe.nv.gov), or submit their comments, data, views, or arguments in written form to the Nevada Department of Education, 700 E. 5<sup>th</sup> St, Carson City, Nevada. Comments may be submitted via email leading up to and for the duration of the workshop, and those submitted via mail must be received by the Department on or before Wednesday, February 23, 2022.

This notice has been sent to all persons on the agencies mailing list for administrative regulations 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>, and physically 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.

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**SMALL BUSINESS IMPACT STATEMENT**  
**PURSUANT TO NRS 233B.0608**

**DATE:** February 24, 2022

**RE:** Workshop to Solicit Comments on Proposed Amendments to NAC Chapter 391.065 – Renewal of license: Educational and professional requirements; exceptions; NAC Chapter 391.315 – Endorsement to serve as school psychologist: General qualifications; renewal; and NAC Chapter 391.XXX – which pertains to Senate Bill 151.

I, Jhone M. Ebert, being the duly appointed Superintendent of Public Instruction of the Nevada Department of Education, do hereby certify, to the best of my knowledge or belief:

1. The proposed regulation regarding Senate Bill 151 is not likely to (a) impose a direct or significant economic burden upon a small business, or (b) directly restrict the formation, operation or expansion of a small business.
2. A concerted effort was made to determine any economic burden.
3. All relevant materials were reviewed, and the Department considered its history with implementing similar regulations; the proposed changes are within the scope of the Department's activities and present no significant cost of enforcement.
4. Comment has not been solicited from small businesses, and no summary of their response is provided, because small businesses are not impacted by this regulation and thus no burden or adverse economic impact can be assessed.

I hereby further certify that, to the best of my knowledge or belief, a concerted effort was made to determine the impact of the regulation on small businesses and that the information contained in this statement was prepared properly and is accurate.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jhone M. Ebert".

Jhone M. Ebert  
Superintendent of Public Instruction

**REQUESTED AMENDMENT TO NAC 391.XXX**

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

**NAC 391.065 Renewal of license: Educational and professional requirements; exceptions.**

**[Effective through June 25, 2029.]** ([NRS 385.080](#), [391.019](#))

1. Except as otherwise provided in subsection 5, subsection 7 of [NAC 391.0897](#) and subsection 3 of [NAC 391.276](#), a license issued before June 26, 2019, that is renewable may be renewed only one time after June 26, 2019, if its holder earns 6 semester hours of credit or the equivalent during the term of the license, in addition to those prescribed by [NRS 391.0347](#), if applicable. Except as otherwise provided in subsections 4 and 5, each additional renewal of a license that has been renewed pursuant to this subsection must be made in accordance with subsection 2.

2. Except as otherwise provided in subsections 1, 4 and 5 and subsection 3 of [NAC 391.276](#), a license issued or renewed on or after June 26, 2019, that is renewable may be renewed if the licensee submits to the Department with the request for renewal, in addition to proof of completion prescribed by [NRS 391.0347](#), if applicable, made pursuant to [NAC 391.070](#) either:

(a) Proof, which may include, without limitation, a certificate, transcript, letter from an employer or form verifying attendance, that, during each calendar year for which the license was valid, the licensee has:

(1) Completed, designed or provided, in accordance with subsection 3, at least 15 hours of professional development or the equivalent amount of in-service training or 1 semester hour of credit of course work at a regionally accredited college or university in any subject;

(2) If the licensee holds a master's degree or more advanced degree, taught a course at a regionally accredited college or university that directly relates to the profession of education or the subject area of the endorsement held by the licensee; or

(3) If the licensee holds an occupational license that directly relates to the subject area for which the licensee holds an educational license or endorsement, completed professional development or continuing education that is:

(I) Required for the renewal of the occupational license by the professional licensing board or agency in this State that issued the occupational license; or

(II) Directly related to the profession for which the licensee holds an occupational license and is offered by a nationally recognized organization that provides continuing education in the field of the occupational license; or

(b) A copy of a certificate issued to the licensee by the National Board for Professional Teaching Standards or its successor organization which evidences completion of the requirements for certification by that organization.

3. The professional development, in-service training or course work completed, designed or provided to fulfill the requirements of subparagraph (1) of paragraph (a) of subsection 2 must directly relate to the profession of education or the area for which the license is endorsed and may:

(a) Include any professional development, in-service training or course work completed to fulfill another requirement prescribed by this chapter;

(b) Be obtained at any time, including, without limitation, during the regular working hours of the licensee; and

(c) Be provided by any person or entity including, without limitation, a college, university, school or school district, regional training program, as defined in [NRS 391A.105](#), employee organization or educational conference.

4. If a licensee is not able to complete the requirements of subparagraph (1) of paragraph (a) of subsection 2 during any calendar year in which the license is valid, the licensee may complete the requirements, in addition to the requirements for the next calendar year, during the next calendar year. A licensee may only carry over requirements to the next calendar year one time during the period for which the license is valid unless the board of trustees of the school district or the governing body of the school, as applicable, or the designee thereof approves in writing another extension upon finding the extension is justified. A licensee who receives such approval must submit the written approval with his or her request to renew the license.

5. The provisions of this section do not apply to the renewal of ~~the~~:

(a) ~~A~~ license pursuant to [NAC 391.073](#).

(b) ~~A~~ special license, if the only endorsement of the special license is an endorsement as a substitute teacher in kindergarten through grade 12 issued pursuant to [NAC 391.0897](#);

*(c) An endorsement to serve as a school counselor pursuant to [NAC 391.185](#); or*

*(d) An endorsement to serve as a school psychologist, pursuant to [NAC 391.315](#).*

6. The Department may request from any person or entity records necessary to confirm information submitted by a licensee pursuant to this section.

**NAC 391.065 Renewal of license: Educational and professional requirements; exceptions.**

**[Effective June 26, 2029.]** ([NRS 385.080](#), [391.019](#))

1. Except as otherwise provided in subsections 3 and 4 and subsection 3 of [NAC 391.276](#), a license issued or renewed on or after June 26, 2019, that is renewable may be renewed if the licensee submits to the Department with the request for renewal, in addition to proof of completion prescribed by [NRS 391.0347](#), if applicable, made pursuant to [NAC 391.070](#) either:

(a) Proof, which may include, without limitation, a certificate, transcript, letter from an employer or form verifying attendance, that, during each calendar year for which the license was valid, the licensee has:

(1) Completed, designed or provided in accordance with subsection 2, at least 15 hours of professional development or the equivalent amount of in-service training or 1 semester hour of credit of course work at a regionally accredited college or university in any subject;

(2) If the licensee holds a master's degree or more advanced degree, taught a course at a regionally accredited college or university that directly relates to the profession of education or the subject area of the endorsement held by the licensee; or

(3) If the licensee holds an occupational license that directly relates to the subject area for which the licensee holds an educational license or endorsement, completed professional development or continuing education that is:

(I) Required for the renewal of the occupational license by the professional licensing board or agency in this State that issued the occupational license; or

(II) Directly related to the profession for which the licensee holds an occupational license and is offered by a nationally recognized organization that provides continuing education in the field of the occupational license; or

(b) A copy of a certificate issued to the licensee by the National Board for Professional Teaching Standards or its successor organization which evidences completion of the requirements for certification by that organization.

2. The professional development, in-service training or course work completed, designed or provided to fulfill the requirements of subparagraph (1) of paragraph (a) of subsection 1 must directly relate to the profession of education or the area for which the license is endorsed and may:

(a) Include any professional development, in-service training or course work completed to fulfill another requirement prescribed by this chapter;

(b) Be obtained at any time, including, without limitation, during the regular working hours of the licensee; and

(c) Be provided by any person or entity including, without limitation, a college, university, school or school district, regional training program, as defined in [NRS 391A.105](#), employee organization or educational conference.

3. If a licensee is not able to complete the requirements of subparagraph (1) of paragraph (a) of subsection 1 during any calendar year in which the license is valid, the licensee may complete the requirements, in addition to the requirements for the next calendar year, during the next calendar year. A licensee may only carry over requirements to the next calendar year one time during the period for which the license is valid unless the board of trustees of the school district or the governing body of the school, as applicable, or the designee thereof approves in writing another extension upon finding the extension is justified. A licensee who receives such approval must submit the written approval with his or her request to renew the license.

5. The provisions of this section do not apply to the renewal of ~~fa~~:

(a) A ~~HL~~ license pursuant to [NAC 391.073](#).

(b) A ~~§~~ special license, if the only endorsement of the special license is an endorsement as a substitute teacher in kindergarten through grade 12 issued pursuant to [NAC 391.0897](#);

*(c) An endorsement to serve as a school counselor pursuant to [NAC 391.185](#); or*

*(d) An endorsement to serve as a school psychologist, pursuant to [NAC 391.315](#).*

5. The Department may request from any person or entity records necessary to confirm information submitted by a licensee pursuant to this section.

**NAC 391.315 Endorsement to serve as school psychologist: General qualifications; renewal. ([NRS 385.080](#), [391.019](#))**

1. To qualify for an endorsement to serve as a school psychologist, a person must:

(a) Have accomplished each of the following:

(1) Hold a graduate degree from an accredited institution;

(2) Have preparation in school psychology;

(3) Have successfully completed the areas of study listed in [NAC 391.316](#);

(4) Have earned 60 semester hours of graduate credits in the areas of study listed in [NAC 391.316](#) and [391.317](#); and

(5) Have completed an internship in school psychology as provided in [NAC 391.319](#);

(b) Hold a certificate as a nationally certified school psychologist issued by the National School Psychology Certification System of the National Association of School Psychologists; or

(c) Have completed a program approved by the Board which prepares a person to be a school psychologist.

2. To renew an endorsement to serve as a school psychologist, the holder of the endorsement must:



- (a) Comply with the provisions of NAC 391.~~065~~ XXX; or
- (b) Hold a certificate of renewal as a nationally certified school psychologist issued by the National School Psychology Certification System of the National Association of School Psychologists.

**NAC 391.XXX Endorsement to serve as school counselor: Requirements for continuing education. (NRS 391.XXX, Section 2 of SB 151 (2021))**

*1. A person who holds an endorsement to serve as a school counselor that is renewable may be renewed if the licensee submits to the Department with the request for renewal, in addition to proof of completion prescribed by NRS 391.0347, if applicable, made pursuant to NAC 391.070 either:*

*(a) Proof, which may include, without limitation, a certificate, transcript, letter from an employer or form verifying attendance, that, during each year for which the license was valid, the licensee has:*

*(1) Completed, designed or provided, in accordance with subsection 3, at least 15 hours of professional development or the equivalent amount of in-service training or 1 semester hour of credit of course work at a regionally accredited college or university, of which:*

*(I) At least one hour per year must relate to ethics in the practice of school counseling;*

*(II) At least one hour per year must relate to evidence-based suicide prevention and awareness or another course of instruction on suicide prevention and awareness;*

*(III) At least one hour per year must relate to cultural competency and diversity, equity and inclusion;*

*(IV) Five hours per year must relate to the national model and practice domains as established by a national professional association for school counselors; and*

*(V) The remaining hours per year must directly relate to the profession of school counseling, including, but not limited to, professional development, in-service training or course work in integrated student supports pursuant to NRS 388.885, restorative justice and practices pursuant to NRS 392.4644 to 392.472, inclusive, school-based mental health, substance abuse and prevention, trauma informed practices, crisis response, and special education.*

*(b) If the licensee holds a master's degree or more advanced degree, taught a course at a regionally accredited college or university that directly relates to the profession of education or the subject area of the endorsement held by the licensee; or*

*(c) If the licensee holds an occupational license that directly relates to the subject area for which the licensee holds an educational license or endorsement, completed professional development or continuing education that is:*

*(1) Required for the renewal of the occupational license by the professional licensing board or agency in this State that issued the occupational license; or*

*(2) Directly related to the profession for which the licensee holds an occupational license and is offered by a nationally recognized organization that provides continuing education in the field of the occupational license.*

*2. The professional development, in-service training or course work completed, designed or provided to fulfill the requirements of paragraph (a) of subsection 1 must directly relate to the profession of education or the area for which the license is endorsed and may:*

*(a) Include any professional development, in-service training or course work completed to fulfill another requirement prescribed by this chapter;*

*(b) Be obtained at any time, including, without limitation, during the regular working hours of the licensee; and*

*(c) Be provided by any person or entity including, without limitation, a college, university, school or school district, regional training program, as defined in NRS 391A.105, employee organization or educational conference.*

*3. If a licensee is not able to complete the requirements of subparagraph (1) of paragraph (a) of subsection 1 during any calendar year in which the license is valid, the licensee may complete the requirements, in addition to the requirements for the next calendar year, during the next calendar year. A licensee may only carry over requirements to the next calendar year one time during the period for which the license is valid unless the board of trustees of the school district or the governing body of the school, as applicable, or the designee thereof approves in writing another extension upon finding the extension is justified. A licensee who receives such approval must submit the written approval with his or her request to renew the license.*

**NAC 391.XXX Endorsement to serve as school psychologist: Requirements for continuing education. (NRS 391.XXX, Section 2 of SB 151 (2021))**

*1. A person who holds an endorsement to serve as a school psychologist that is renewable may be renewed if the licensee submits to the Department with the request for renewal, in addition to proof of completion prescribed by NRS 391.0347, if applicable, made pursuant to NAC 391.070 either:*

*(a) Proof, which may include, without limitation, a certificate, transcript, letter from an employer or form verifying attendance, that, during each year for which the license was valid, the licensee has:*

*(1) Completed, designed or provided, in accordance with subsection 3, at least 15 hours of professional development or the equivalent amount of in-service training or 1 semester hour of credit of course work at a regionally accredited college or university, of which:*

*(I) At least one hour per year must relate to ethics in the practice of school psychology;*

*(II) At least one hour per year must relate to evidence-based suicide prevention and awareness or another course of instruction on suicide prevention and awareness;*

*(III) At least one hour per year must relate to cultural competency and diversity, equity and inclusion;*

*(IV) At least one hour per year must relate to data-based decision making;*

*(V) At least one hour per year must relate to consultation and collaboration;*

*(VI) At least one hour per year must relate to academic interventions and instructional supports; and*

*(VII) The remaining hours per year must directly relate to the profession of school psychology, including, without limitation, the national model and practice domains as established by a national professional association for school psychologists.*

*(b) If the licensee holds a master's degree or more advanced degree, taught a course at a regionally accredited college or university that directly relates to the profession of education or the subject area of the endorsement held by the licensee; or*

*(c) If the licensee holds an occupational license that directly relates to the subject area for which the licensee holds an educational license or endorsement, completed professional development or continuing education that is:*

*(1) Required for the renewal of the occupational license by the professional licensing board or agency in this State that issued the occupational license; or*

*(2) Directly related to the profession for which the licensee holds an occupational license and is offered by a nationally recognized organization that provides continuing education in the field of the occupational license.*

*2. The professional development, in-service training or course work completed, designed or provided to fulfill the requirements of paragraph (a) of subsection 1 must directly relate to the profession of education or the area for which the license is endorsed and may:*

*(a) Include any professional development, in-service training or course work completed to fulfill another requirement prescribed by this chapter;*

*(b) Be obtained at any time, including, without limitation, during the regular working hours of the licensee; and*

*(c) Be provided by any person or entity including, without limitation, a college, university, school or school district, regional training program, as defined in NRS 391A.105, employee organization or educational conference.*

*3. If a licensee is not able to complete the requirements of subparagraph (1) of paragraph (a) of subsection 1 during any calendar year in which the license is valid, the licensee may complete the requirements, in addition to the requirements for the next calendar year, during the next calendar year. A licensee may only carry over requirements to the next calendar year one time during the period for which the license is valid unless the board of trustees of the school district or the governing body of the school, as applicable, or the designee thereof approves in writing another extension upon finding the extension is justified. A licensee who receives such approval must submit the written approval with his or her request to renew the license.*