

Joe Lombardo
Governor

Jhone M. Ebert
Superintendent of
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Notice of Workshop to Solicit Comments on Proposed Regulation

The Commission on Professional Standards in Education is proposing regulation language pertaining to the Nevada Administrative Code (NAC). The Workshop has been scheduled for **Wednesday, February 21, 2024**, via [Livestream Link](#) 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 Workshop is to solicit comments from interested persons on the following general topics to be addressed in a proposed regulation:

9:10 A.M. Workshop to Solicit Comments on Proposed Amendments to NAC Chapter 391.363 – Qualifications for teaching pupils who have disabilities and who are under 8 years of age in a program of early childhood special education; endorsement to teach pupils in such program.

A copy of all materials relating to the proposal may be obtained at the workshop, on the [Meeting Materials page](#), by contacting the Nevada Department of Education, via email at geraldine.mendiola@doe.nv.gov, by telephone at 702-668-4317, or in person at the **Nevada Department of Education Offices, 700 East Fifth Street, Board Room, Carson City and 2080 East Flamingo Road, Room 114, Las Vegas, Nevada**. Persons wishing to comment upon the proposed action of the Department of Education may provide in-person testimony, submit written comment to the Department via email at COPS@doe.nv.gov or submit their comments, data, views, or arguments in written form to the **Nevada Department of Education Offices, 700 East Fifth Street, Board Room, Carson City and 2080 East Flamingo Road, Room 114, Las Vegas, 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 **Tuesday, February 20, 2024**.

This notice has been sent to all persons on the agencies mailing list for administrative regulations and the Department of Education 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 21, 2024

RE: Workshop to Solicit Comments on Proposed Amendments to NAC Chapter 391.363 – Qualifications for teaching pupils who have disabilities and who are under 8 years of age in a program of early childhood special education; endorsement to teach pupils in such program.

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 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,

Jhone M. Ebert
Superintendent of Public Instruction

Agenda Item #16

The intent of this regulation is to correct a loophole allowing a person to obtain a license for early childhood developmental delay without a minimum bachelor's degree and only 18 semester credits of coursework and to ensure coursework rigor for this endorsement.

NAC 391.363 Qualifications for teaching pupils who have disabilities and who are under 8 years of age in program of early childhood special education; endorsement to teach pupils in such program. ([NRS 385.080](#), [391.019](#), [391.032](#))

1. ~~Except as otherwise provided in subsection 5,~~ before teaching pupils who have disabilities and who are under 8 years of age in a program of early childhood special education, a person must:

(a) Hold an endorsement issued pursuant to this section; or

(b) Hold a teacher's elementary or secondary license, a license to teach special education, or a license to teach middle school or junior high school education, complete 6 semester hours from the courses prescribed in paragraph (a) of subsection 3 within 1 year after beginning that teaching and complete a program of preparation leading to licensing in early childhood special education within 3 years after beginning that teaching.

2. To receive an endorsement to teach pupils who have disabilities and who are under 8 years of age in a program of early childhood special education, a person must:

~~—(a) Have completed a program of special education, approved by the Department, for children who have disabilities and who are under 8 years of age;~~

(b) Hold a current license or certificate with a similar endorsement issued by another state;

(c) Hold a bachelor's or a more advanced degree in early childhood special education and have completed 8 semester hours of student teaching, equivalent field experience or 1 year of verifiable teaching experience in early childhood special education; or

(d) ~~Satisfy the requirements of subsection 3.~~

~~3.—A person may also receive the endorsement if he or she:~~

~~(a) Hold a bachelor's or more advanced degree and have~~ **Has** completed at least **27** ~~18~~ semester hours which included ~~s~~ a course in each subject listed in subparagraphs (1) to ~~(5), inclusive, with any remaining hours completed by courses in any of the subjects listed in subparagraphs (6) to~~ (9), inclusive:

(1) Foundations or overview of early childhood special education;

(2) Typical and atypical development of children who are under 8 years of age;

(3) Assessment of children who have disabilities and who are under 8 years of

age;

(4) Strategies for intervention or development of curriculum for children who have disabilities and who are under 8 years of age;

(5) Working with families of children who have disabilities and who are under 8 years of age;

~~(6) Issues regarding physical and medical management of children who have disabilities and who are under 8 years of age~~ Characteristics of Autism and/or intellectually disabilities for students who are under 8 years of age;

(7) Development of language and strategies for intervention for children who have disabilities and who are under 8 years of age;

(8) Social and emotional development and strategies for intervention for children who have disabilities and who are under 8 years of age; and

(9) Coordination and collaboration of services through multi-tiered systems of support among other agencies and disciplines which serve children who have disabilities and who are under 8 years of age; and

(b) Has completed a minimum of 8 semester hours of credit through a regionally accredited college or university in student teaching of pupils who have disabilities or developmental delays and who are under 8 years of age or has 1 year of verifiable experience, at the conclusion of which the person is eligible for reemployment, working as a teacher in a program of early childhood special education in a public or private agency that is licensed by the State or that has been approved by a national organization and which serves such pupils and their families or has completed equivalent field experience with such pupils through a regionally accredited college or university.

4. For the purpose of completing the requirements for the subjects listed in subparagraphs (1) to (59), inclusive, a single course of 3 semester hours may be applied to satisfy the required course work in no more than two of those subjects.

~~5. A person may teach in a class in which the majority of the children have developmental delays and are the age of pupils in kindergarten if the person:~~

~~(a) On or before September 1, 1994, has at least 3 years of experience teaching pupils who have developmental delays and are the age of pupils in kindergarten in a program of early childhood special education at a public or private agency that is licensed by the State or that has been approved by a national organization; and~~

~~(b) Holds a license to teach special education for kindergarten through grade 12 with an endorsement issued pursuant to NAC 391.343, 391.347, 391.360, 391.370 or 391.376.~~