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January 16, 2026

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 #R040-25

The Commission on Professional Standards in Education will hold a public hearing **at 9:01 A.M. on Wednesday, February 18, 2026** via [livestream](#) and at the following locations: **Old Assembly Room, Nevada State Capital, 101 N. Carson Street, Carson City, NV 89701** and **Nevada Department of Education, 2080 East Flamingo Road, Suite 114, Las Vegas, NV 89119**. The purpose of the hearing is to receive comments from all interested persons regarding repeal of regulations pertaining to Chapter 391.367 of the Nevada Administrative Code (NAC) pursuant to the Nevada Revised Statute (NRS) 391.019.

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 shall 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 is relating to educational personnel; revising the educational requirements for a person to receive an endorsement to teach adapted physical education to pupils with disabilities in certain settings; and providing other matters properly relating thereto. This regulation will create another pathway for a candidate from out of state to obtain an Adaptive PE license.
- 3. The revised text of the proposed regulation is attached to this notice.**
- 4. 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.
- 5. Methods used by the agency in determining the impact on a small business:** Small business are not impacted by this regulation.
- 6. The estimated cost to the agency for enforcement of the proposed regulation:** No costs.
- 7. 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.

- 8. Is the regulation required by federal law?** This regulation is not required pursuant to federal law.
- 9. 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.
- 10. Does the proposed regulation establish a new fee or increase an existing fee?** The proposed regulation does not establish a new fee or increase an existing fee.

A copy of all materials relating to the proposed regulation may be obtained at the hearing, on the [Commission on Professional Standards in Education webpage](#), by contacting the Commission on Professional Standards in Education, Nevada Department of Education, via email at 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, 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 Commission on or before **Friday, February 13, 2026**. A record of all submitted comments will be retained, and the Commission 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 the Commission on Professional Standards in Education, posted on the [Commission on Professional Standards in Education webpage](#), [Nevada's Public Notice webpage](#), the [Nevada State Legislature's Administrative Regulations notices webpage](#), 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. 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.

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

LCB File No. R040-25

December 15, 2025

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

AUTHORITY: § 1, NRS 391.019.

A REGULATION relating to educational personnel; revising the educational requirements for a person to receive an endorsement to teach adapted physical education to pupils with disabilities in certain settings; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law requires the Commission on Professional Standards in Education to adopt regulations: (1) identifying fields of specialization in teaching; (2) requiring a teacher to obtain an endorsement in a field of specialization to be eligible to teach in that field; and (3) setting forth the educational requirements for a teacher to qualify for an endorsement in each field of specialization. (NRS 391.019) To receive an endorsement to teach in the field of adapted physical education to pupils who have disabilities in a setting other than a regular classroom, existing regulations require a person to: (1) have completed a program to teach adapted physical education approved by the State Board of Education; (2) hold a license or certificate, issued by another state, with an endorsement to teach adapted physical education to pupils who have disabilities; (3) hold a bachelor's or master's degree in adapted physical education and have completed certain experience in adapted physical education; or (4) hold a bachelor's or master's degree in physical education or special education and have completed certain experience in adapted physical education and certain course work, including course work in certain areas relating to adapted physical education or pupils with disabilities. (NAC 391.367) This regulation requires the program to teach adapted physical education to have been approved by the Commission, rather than the Board. This regulation also provides that a person may receive an endorsement to teach adapted physical education to pupils with disabilities in a setting other than a regular classroom if the person: (1) holds certain teaching licenses issued in this State or a license or certificate, issued by another state, with certain endorsements relating to special education or physical education; (2) has completed certain experience in adapted physical education; and (3) has completed 12 semester hours of course work that includes course work in certain areas relating to adapted physical education or pupils with disabilities.

Section 1. NAC 391.367 is hereby amended to read as follows:

391.367 1. Except as otherwise provided in section 1 of LCB File No. R011-24, before teaching adapted physical education to pupils, ages 3 to 21, inclusive, who have disabilities in a setting other than the regular classroom, a person must hold an endorsement issued pursuant to this section.

2. To receive the endorsement, the person must:
 - (a) Have completed a program of preparation for teaching adapted physical education which has been approved by the ~~Board~~; **Commission**;
 - (b) Hold a license or certificate, issued by another state, with an endorsement to teach adapted physical education to pupils who have disabilities;
 - (c) Hold a bachelor's or master's degree in adapted physical education and have completed a practicum, student teaching, equivalent field experience or 1 year of verifiable teaching experience in adapted physical education; ~~for~~
 - (d) Have completed a bachelor's or master's degree in physical education or special education and:
 - (1) Have completed a practicum, student teaching, equivalent field experience or 1 year of verifiable teaching experience in adapted physical education; and
 - (2) Have completed 12 semester hours of course work, including course work in the following areas:
 - (I) Introduction to adapted physical education;
 - (II) Assessment of pupils for adapted physical education;
 - (III) Methods and strategies in adapted physical education;
 - (IV) Introduction to special education or the education of pupils who have disabilities;and

(V) Parental involvement in programs for pupils who have disabilities ~~for~~.

~~→ The~~; or

(e) *Have:*

(1) *An endorsement:*

(I) Issued pursuant to NAC 391.280, 391.281 or 391.343 on a valid license to teach elementary or secondary education, a license to teach special education, a license to teach middle school or junior high school education, a license to teach pupils in a program of early childhood education or a special license issued by this State;

(II) To teach physical education on a secondary license with a major or minor in the field of specialization of physical education, as described in NAC 391.13048; or

(III) To teach special education or physical education with a license or certificate issued by another state;

(2) Completed a practicum, student teaching, equivalent field experience or 1 year of verifiable teaching experience in adapted physical education; and

(3) Completed 12 semester hours of course work which must include course work in each of the areas set forth in subparagraph (2) of paragraph (d).

3. *For the purposes of paragraphs (d) and (e) of subsection 2, a person may satisfy the requirement [for] to complete course work in two of [these] the areas [may be satisfied] set forth in subparagraph (2) of paragraph (d) of subsection 2 by completing one course, of at least 3 semester hours, that encompasses both subject matters.*