

## PROPOSED AGENCY REVISION

### LCB File No. R110-18

January 8, 2019

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted. Matter in *green italics* is new material added after initial drafting; ~~[omitted material]~~ is material to be omitted after initial drafting.

AUTHORITY: §§1-4, NRS 391.019.

A REGULATION relating to education; revising the educational requirements for renewing the licenses of teachers and other educational personnel; authorizing the Department of Education to request certain records; and providing other matters properly relating thereto.

#### **Legislative Counsel's Digest:**

Existing law requires the Commission on Professional Standards in Education to adopt regulations prescribing the qualifications for licensing teachers and other personnel. (NRS 391.019) Existing regulations require, as educational prerequisites for the renewal of a license that: (1) a licensee earn 6 semester hours of credit or the equivalent during the term of the license; (2) certain licensees earn at least 3 semester hours or the equivalent pertaining to teaching English as a second language or English language acquisition and development; and (3) certain licensees show evidence of professional growth in the area of endorsement. (NAC 391.065) **Section 1** of this regulation removes those requirements for all licenses issued on or after the effective date of this regulation, and **section 2** of this regulation removes corresponding language. **Section 1** instead requires a licensee to: (1) complete certain professional development, in-service training or course work; (2) if the licensee holds a master's degree or more advanced degree, teach a course at a regionally accredited college or university; or (3) complete the requirements for accreditation by the National Board for Professional Teaching Standards or its successor organization. **Section 1** also authorizes a licensee who is unable to complete the required annual professional development, in-service training or course work to complete those requirements during the immediately following calendar year under certain circumstances. Additionally, **section 1** provides that a licensee who holds a special license that is only endorsed for substitute teaching in kindergarten through grade 12 is exempt from the educational prerequisites for renewal of the license. Finally, **section 1** authorizes the Department of Education to request any records necessary to confirm that a licensee has completed the required professional development. **Section 3** of this regulation repeals a provision prescribing certain ways in which a licensee may earn credits for renewal.

NEW FIRST  
PARALLEL  
SECTION

**Section 1.** NAC 391.065 is hereby amended to read as follows:

391.065 1. Except as otherwise provided in subsection ~~2, the educational prerequisites for renewal of a license are as follows:~~

~~—(a) Except as otherwise provided in paragraph (b),~~ **5**, a license *issued before the effective date of this regulation* that is renewable may be renewed *only one time after the effective date of this regulation* if its holder earns 6 semester hours of credit or the equivalent during the term of the license. ~~[For a license that is not a professional license pursuant to NAC 391.100 and is renewed on or after October 1, 2018, unless the holder has an endorsement to teach English as a second language or in English language acquisition and development issued by the Superintendent of Public Instruction, at least 3 semester hours of credit or the equivalent must pertain to teaching English as a second language or English language acquisition and development.~~

~~—(b) The holder of a license issued on a specialist's or doctor's degree or a National Board Certification must show evidence of professional growth in the area of endorsement during the term of the license.~~ **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, a license issued or renewed on or after the effective date of this regulation that is renewable may be renewed if the licensee submits to the Department with the request for renewal 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 human resources office of the school or district acting on behalf of the board of trustees or governing body, 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 a ~~license~~:*

*(a) License pursuant to NAC 391.073.*

*(b) 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 391.332.*

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

**Sec. 2.** NAC 391.065 is hereby amended to read as follows:

391.65 1. ~~Except as otherwise provided in subsection 5, a license issued before the~~

NEW  
SECOND  
PARALLEL  
SECTION

~~effective date of this regulation that is renewable may be renewed only one time after the effective date of this regulation if its holder earns 6 semester hours of credit or the equivalent during the term of the license. 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]~~3 and ~~[5, ]~~4, a license issued or renewed on or after the effective date of this regulation that is renewable may be renewed if the licensee submits to the Department with the request for renewal 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, ]~~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.

~~[3.]~~<sup>2.</sup> 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.]~~<sup>1</sup> 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.]~~<sup>3.</sup> If a licensee is not able to complete the requirements of subparagraph (1) of paragraph (a) of subsection ~~[2.]~~<sup>1</sup> 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 human resources office of the school or district acting on behalf of the board of trustees or*

*governing body*, 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.

~~5.4~~ 4. The provisions of this section do not apply to the renewal of a:

(a) License pursuant to NAC 391.073.

(b) 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 391.332.

~~6.5~~ 5. The Department may request from any person or entity records necessary to confirm information submitted by a licensee pursuant to this section.

**Sec. 3.** NAC 391.075 is hereby repealed.

**Sec. 4.** 1. This section and sections 1 and 3 of this regulation become effective on the date on which this regulation is approved by the Legislative Commission and filed with the Secretary of State pursuant to NRS 233B.070.

2. Section 2 of this regulation becomes effective 10 years after the date on which this regulation is approved by the Legislative Commission and filed with the Secretary of State pursuant to NRS 233B.070.

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**TEXT OF REPEALED SECTION**

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**391.075 Renewal of license: Credits and courses. (NRS 385.080, 391.019)**

1. Credits for renewal may be earned by:

(a) Attending a course at, or taking a correspondence course given by, an accredited college or university, attending any state or national conference which has been approved by the Department to offer credit for continuing education or taking an in-service course offered by the Department or a continuing education course offered by a provider who is approved by the Commission if the course or conference:

(1) Is directly related to the person's current license or will enhance the effectiveness of the person's teaching;

(2) Is in a subject for which shortages of personnel, as determined by the Board, exist; or

(3) Is part of an approved program leading to an advanced degree;

(b) Engaging in foreign or domestic travel which is directly related to the area of licensure of the person and is approved not less than 30 days before departure by the Department; or

(c) Completing courses provided by or under the jurisdiction of a state or national professional organization or association which is specific to the person's area of discipline and which is on a list maintained by the Department.

2. One credit will be given for the completion of 15 hours of:

(a) Course work at a college or university accredited by a regional accrediting association;

(b) In-service courses offered by the Department; or

(c) Classroom instruction in continuing education or attendance at a conference for which continuing education credits may be earned, if the state or national professional organization or association and the course or conference have been approved by the Department at least 15 days before the course or conference commences. Two credits will be given for 6 weeks of travel, 1 credit for 1 month. No credit will be allowed for travel of less than 1 month.

3. A person holding a master's degree or a more advanced degree may receive not more than 2 credits by conducting a seminar or workshop or by teaching at the college or university level, if the seminar, workshop or course being taught is in the area of licensure of the person.

4. A holder of a special license to teach career and technical education may earn a maximum of 2 credits for 160 or more hours of full-time continuous employment in the career and technical education field in which he or she teaches and is licensed. The credit for employment must be approved by the Department or a university or college.

5. A person is entitled to receive 6 credits for the completion of the requirements for the National Board Certification upon the submission of a copy of the official assessment scores issued to that person by the National Board for Professional Teaching Standards. A person is not required to be a holder of a National Board Certification to receive such credits.