

PROPOSED REGULATION OF THE COMMISSION ON PROFESSIONAL STANDARDS IN EDUCATION

LCB File No. R142-15

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

NAC391.077 Extension of time prescribed for renewal of license or for validity of provisional license; time for filing request for extension; *fees*; period of validity. (NRS 391.019, 391.023, 391.032)

1. The Superintendent of Public Instruction may extend the time prescribed for renewal of a license or for the validity of a provisional license *for a fee of \$50* if:

(a) The licensee provides proof that a course or test required for renewal of his or her license or removal of the provision under which his or her provisional license was issued was not available during the time his or her license was valid.

(b) The licensee provides proof that:

(1) The licensee was issued the provisional license while residing outside of this State; and

(2) The test required for removal of the provision under which his or her provisional license was issued was not available to the licensee during the time his or her license was valid because the licensee was residing outside of this State on the date when the test was offered.

(c) The Department's file relating to the licensee contains adequate documentation that the licensee was misinformed about the requirements necessary to renew his or her license or remove the provision under which his or her provisional license was issued.

(d) The licensee took the wrong test or course necessary to renew his or her license or remove the provision under which his or her provisional license was issued.

(e) The licensee provides written proof from a representative of a religious denomination, sect or organization that a course or test necessary to renew his or her license or remove a provision under which his or her provisional license was issued was offered only during a time which conflicted with the religious beliefs of the licensee.

(f) The unemployment of the licensee or personal medical expenses incurred by the licensee which were not covered under a plan of health insurance caused financial debts in excess of the personal income of the licensee and prevented the licensee from complying with the financial requirements for renewal of the license or removal of the provision under which his or her provisional license was issued.

(g) The licensee suffered a medical condition which prevented the licensee from satisfying the requirements for renewal of his or her license or removal of the provision under which his or her provisional license was issued and the licensee provides written proof:

(1) From a licensed physician that the licensee suffered from such a medical condition, including the duration of the medical condition; and

(2) Of the number of days the licensee worked during the time that his or her license was valid.

(h) The licensee suffered mental anxiety caused by a physical or mental condition which prevented the licensee from passing the test or course required for renewal of his or her license or removal of the provision under which his or her provisional license was issued. The licensee

must provide written proof from a licensed physician that the licensee suffered such mental anxiety.

(i) A medical condition, ~~or~~ administrative problem *including without limitation a rejection of a fingerprint submission* prevented the licensee from complying with the requirements for renewal of his or her license or removal of the provision under which his or her provisional license was issued and the Superintendent of Public Instruction determines that the medical condition or administrative problem is adequate to justify the extension.

(j) The provisional license of the licensee expires during a school year and the removal of the licensee from his or her position of employment would have a detrimental effect on the pupils who are taught by the licensee, as determined by the Superintendent of Public Instruction. If an extension is granted pursuant to this paragraph, the extension expires on the last school day of the academic term for which the extension was granted or the time period prescribed in subsection 3, whichever occurs first.

2. A request for an extension pursuant to subsection 1 must be received by the Superintendent of Public Instruction no less than ~~15 working~~ 30 days before the expiration of the license or provisional license. If such a request is received less than ~~15 working~~ 30 days before the expiration of the license or provisional license, the licensee is not guaranteed a decision on the request before the license becomes invalid or expires. A request for an extension which is postmarked or received after the date of expiration of the license or provisional license will not be considered by the Superintendent of Public Instruction.

3. The Superintendent of Public Instruction may grant an extension for a period of ~~not more than~~ 6 months ~~after~~ from the date ~~the extension is granted~~ of expiration of the license or provisional license. In no case may a ~~further~~ subsequent extension be granted *to a license or provisional license during the current period of licensure*.

(Added to NAC by Comm'n on Prof. Standards in Education, eff. 6-19-96; A by R087-97, 1-14-98; R057-03, 10-21-2003)