

**ADOPTED REGULATION OF THE COMMISSION ON
PROFESSIONAL STANDARDS IN EDUCATION**

LCB File No. R094-02

Effective November 26, 2002

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

AUTHORITY: §1, NRS 391.019.

Section 1. NAC 391.185 is hereby amended to read as follows:

391.185 *1.* To qualify for an endorsement to serve as a school counselor, a person ~~must hold a master's of education~~ :

(a) Must hold a master's degree or a more advanced degree in school counseling ~~[, master's of art in school counseling, master's of science with a major in school counseling or a more advanced degree with a major in school counseling. The degree required by this section must be]~~ conferred by a regionally accredited college or university ~~[;]~~ ;

(b) Must hold a specialty credential as a national certified school counselor issued by the National Board for Certified Counselors;

(c) Must hold a master's degree or a more advanced degree with a major in counseling conferred by a regionally accredited college or university and meet the requirements of subsection 2; or

(d) Must:

(1) Hold a master's degree or a more advanced degree conferred by a regionally accredited college or university;

(2) Have at least 2 years of teaching experience or at least 2 years of school counseling experience; and

(3) Meet the requirements of subsection 2.

2. A person who desires to qualify for an endorsement pursuant to paragraph (c) or (d) of subsection 1 must have completed:

(a) At least 280 hours of a practicum, internship or field experience in school counseling at any grade level in kindergarten through grade 12; and

(b) At least 36 semester hours of graduate credits in school guidance and counseling in each of the following areas of study:

(1) The process of individual counseling;

(2) The process of group counseling;

(3) Testing and educational assessments;

(4) Legal and ethical issues in counseling;

(5) Career counseling;

(6) Organization and administration of school counseling programs;

(7) Multicultural counseling;

(8) Child and family counseling; and

(9) Two of the following:

(I) The use of technology in education.

(II) Exceptional children.

(III) Human growth and development.

(IV) Substance abuse counseling.

**NOTICE OF ADOPTION OF PROPOSED REGULATION
LCB File No. R094-02**

The Commission on Professional Standards in Education adopted regulations assigned LCB File No. R094-02 which pertain to chapter 397 of the Nevada Administrative Code on July 12, 2002.

Notice date: 6/11/2002
Hearing date: 7/12/2002

Date of adoption by agency: 7/12/2002
Filing date: 11/26/2002

INFORMATIONAL STATEMENT

1. A description of how public comment was solicited, a summary of public response, and explanation how other interested persons may obtain a copy of the summary.

Notice of Workshop to Solicit Comments on Proposed Regulations was sent to approximately 100 individuals and educational organizations. One workshop was held on July 12, 2002. There were comments from the public.

The Notice of Intent to Act Upon a Regulation for public hearing and adoption of the proposed revisions to NAC 391.13043, were sent to approximately 100 individuals and educational organizations. The public hearing was conducted on July 12, 2002, to provide the opportunity for comments by affected parties and the public. There were comments from the public. The Commission adopted the language as presented.

2. The number of persons who:

- (a) **Attended each hearing:** Workshop: 9 First Hearing: 9 Second Hearing: N/A
- (b) **Testified at each hearing:** Workshop: 3 First Hearing: 2 Second Hearing: N/A
- (c) **Submitted written statements:** Workshop: 0 First Hearing: 0 Second Hearing: N/A

A copy of any written comments may be obtained by calling Keith Rheault, Deputy Superintendent of the Nevada Department of Education, (775) 687-9224, or by writing to the Nevada Department of Education, 700 East Fifth Street, Carson City, Nevada 89701-5096.

3. A description of how comment was solicited from affected businesses, a summary of the response and an explanation how other interested parties may obtain a copy of the summary.

Comments were solicited through the workshop notice of June 11, 2002, and the public hearing notice of July 12, 2002.

At the July 12, 2002, Workshop to Solicit Comments, three individuals from the public spoke to the proposed language revisions.

At the July 12, 2002, public hearing two individuals spoke to the proposed language.

Summary of Comments:

Barbara Myers expressed concern that counselors are working a great deal with special education students and there are no recommendations adding special education courses in the graduate credits requirement under the 36 semester hours.

A concern was expressed regarding why individuals have to take a special licensing exam if they have already passed the licensing requirements for the State of Nevada. It was indicated that the wording should include this as an option for counselors.

Gary Waters expressed concern regarding the proposed changes to the regulations, as he does not see a crisis with the current school counselor regulations. Mr. Waters expressed that there is need to protect the uniqueness of the school-counseling field.

A concern was expressed about having a licensed counselor in the school working with students who has not spent a good deal of time working with students in a school setting.

A copy of the summary and/or minutes of the public hearing may be obtained by calling Keith Rheault, Deputy Superintendent at the Nevada Department of Education, (775) 687-9224, or by writing to the Nevada Department of Education, 700 East Fifth Street, Carson City, Nevada 89701-5096.

4. If the regulation was adopted with or without change to any part of the proposed regulation, a summary of the reasons for adopting.

The Commission on Professional Standards in Public Education adopted the regulation language at the public hearing held July 12, 2002, without revision to the proposed language. The reason for adopting the regulation was to allow for a larger pool of qualified individuals to be eligible to receive a school counselor endorsement. The regulations would still require all school counselors regardless of the option chosen to receive the endorsement, to meet the specified school counselor standards.

5. The estimated economic effect of the adopted regulation on the business that it is to regulate and on the public. These must be stated separately and must include:

There is no economic effect on the business, which is regulated. There is no estimated economic effect on the public, either adversely or beneficially, nor immediate or long term.

6. The estimated cost to the agency for enforcement of the adopted regulation.

There is no additional cost to the agency for enforcement of this regulation.

7. A description of any regulations of other state or governmental agencies which the proposed regulation overlaps or duplicates and a statement explaining why the

duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

No other state or governmental agency regulations will be overlapped or duplicated by the above noted regulation. There is no duplication or overlap of federal regulations.

- 8. If the regulation includes provisions which are more stringent than a federal regulation, which regulates the same activity, a summary of such provisions.**

There are none.

- 9. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.**

This regulation does not provide or involve a new fee..