

## NOTICE OF PROPOSED RULEMAKING

**Public Hearing.** The New Mexico Public Education Department (PED) gives notice that it will conduct a public hearing in Mabry Hall located at the Jerry Apodaca Education Building, 300 Don Gaspar Avenue, Santa Fe, New Mexico 87501, on Wednesday, September 19, 2018 from 9:00 a.m. to 11:00 a.m. (MDT). The purpose of the public hearing is to receive public input on the proposed repeal and replace of 6.60.3 NMAC, Alternative Licensure; 6.60.8 NMAC, Background Checks for Educator Licensure; and 6.61.9 NMAC, Certificates of Endorsement Waiver. At the hearing, the PED will provide a verbal summary statement on record. Attendees who wish to provide public comment on record will be given three (3) minutes to make a statement concerning the rule changes. Written comment will also be accepted at the hearing.

### **Explanation of Purpose and Summary of Text.**

The purpose of the proposed repeal and replace of **6.60.3 NMAC, Alternative Licensure** is to update the pathways and requirements for seeking alternative teaching and administrative licensure. A new section was added to outline the requirements for receiving an alternative license to serve as a student success advisor. Language was also updated to address the transition from No Child Left Behind to the Every Student Succeeds Act. Additionally, the structure of the rule was re-organized.

The purpose of the proposed repeal and replace of **6.60.8 NMAC, Background Checks for Educator Licensure** is to clarify the requirements for in-state versus out-of-state initial licensure applicants. Language clarifying disclosure procedures was added as well as language stating that applicants may not work with students until they have participated in a background check. Additionally, the structure of the rule was re-organized.

The purpose of the proposed repeal and replace of **6.61.9 NMAC, Certificates of Endorsement Waiver** is to update the requirements for seeking a waiver, renewing a waiver, and requesting department review of a denied waiver. The rule change also defines which endorsements may be waived. Additionally, the structure of the rule was re-organized.

### **Statutory Authorization(s):**

Section 22-2-1 NMSA 1978; Section 22-2-2 NMSA 1978; Section 22-10A-5 NMSA 1978; Section 22-10A-6 NMSA 1978; Section 22-10A-8 NMSA 1978; Section 22-10A-14 NMSA 1978

No technical information served as a basis for this proposed rule change.

**Public Comment.** Interested parties may provide comment at the public hearing or may submit written comments by mail to Jamie Gonzales, Policy Division, New Mexico Public Education Department, 300 Don Gaspar Avenue, Room 101, Santa Fe, New Mexico 87501, by electronic mail to [rule.feedback@state.nm.us](mailto:rule.feedback@state.nm.us), or by fax to (505) 827-6520. All written comments must be received no later than 5:00 p.m. (MDT) on Wednesday, September 19, 2018. The PED encourages the early submission of written comments. The public comment period is from August 14, 2018 to September 19, 2018 at 5:00 p.m. (MDT).

The PED will review all feedback received during the public comment period and issue communication regarding a final decision at a later date.

Copies of the proposed rules may be accessed through the page titled, "Rule Notification," on the PED's website at <http://webnew.ped.state.nm.us/bureaus/policy-innovation-measurement/rule-notification/>, or may be obtained from Jamie Gonzales at (505) 827-7889 during regular business hours.

Individuals with disabilities who require the above information in an alternative format, or who need any form of auxiliary aid to attend or participate in the public hearing are asked to contact Jamie Gonzales at (505) 827-7889 as soon as possible before the date set for the public hearing. The PED requires at least ten (10) calendar days advance notice to provide any special accommodations requested.