

**PROPOSED REGULATION OF THE
DEPARTMENT OF EDUCATION**

LCB FILE NO. R146-26I

**The following document is the initial draft regulation proposed
by the agency submitted on 06/24/2026**

NAC 391.XXX – Work-based learning fingerprinting

1. *A school district shall evaluate any organization seeking to employ and supervise students as part of a work-based learning program pursuant to NRS 389.167 to determine whether they should be subject to the provisions of NRS 391.104.*
2. *In evaluating such an organization, a school district:*
 - a. *Should align the evaluation process with existing district processes used to assess the suitability of a volunteer to have unsupervised contact with pupils; and*
 - b. *May exempt an employee of such an organization from the background check required by NRS 391.104 if that employee:*
 - 1) *Holds a valid professional license issued by the State of Nevada for which a background check is required by statute;*
 - 2) *Holds a current Category I, II, or III POST certification and is employed as a peace officer within this State;*
 - 3) *Holds a current Secret or Top Secret security clearance granted by the United States government; or*
 - 4) *Provides proof that within the last 12 months he or she has successfully passed a criminal history background check, for any purpose, that has substantially similar requirements to that required by NRS 391.033 for educator licensure.*