

**PROPOSED REGULATION OF THE
DEPARTMENT OF EDUCATION**

LCB FILE NO. R009-18I

**The following document is the initial draft regulation proposed
by the agency submitted on 01/10/2018**

NAC 391.330 Endorsement License to serve as emergency substitute teacher. (NRS 391.019)

1. To receive an ~~an endorsement license to serve~~ as an emergency substitute teacher, a person must earn a high school diploma or its equivalent.

2. An ~~an endorsement license~~ as an emergency substitute teacher:

(a) Is valid for ~~3 years~~ **1 year** after the date of issuance; and

(b) Is not renewable. **Except as otherwise noted in paragraph (c) below, a holder of such a license may reapply to be licensed as an emergency substitute teacher not more than twice following the expiration of the initial emergency substitute license. unless, at the time the person applies for the endorsement, he or she has complied with the requirements of NRS 391.090.**

(c) The Superintendent of Public Instruction may, at his or her discretion, authorize an exception to paragraph (b) upon written request of a school district employing an emergency substitute teacher.

3. A school district whose enrollment is less than 9,000 pupils, **or a charter school located within the geographic boundaries of such a school district,** may, in an emergency, hire an emergency substitute teacher to serve as a teacher in kindergarten through grade 12, as needed.

4. Upon the written request of a school district whose enrollment is 9,000 pupils or more, **or a charter school located within the geographic boundaries of such a school district,** the Department may, in an emergency, authorize the school district **or charter school** to hire an emergency substitute teacher to serve as a teacher in kindergarten through grade 12 in a school that is located in a rural area **within the geographic boundaries** of the school district.

5. A person employed pursuant to subsection 3 or 4 may not serve as a teacher in one classroom for more than 5 days in any 20-day period. Except in an emergency, a school district **or charter school** shall not allow a person solely holding an ~~an endorsement license~~ as an emergency substitute teacher to serve as a teacher.

6. An applicant for an ~~an endorsement license~~ as an emergency substitute teacher is exempt from the provisions of:

(a) ~~NAC 391.030 in its entirety regarding the subject of title 34 of NRS and, to the extent that it conflicts with subsection 1 of this section, regarding compliance with NRS 391.090 on the subjects of the federal and state constitutions;~~

~~(b)~~ NAC 391.036; and

~~(c)~~ **(b)** NAC 391.065.

7. As used in this section, "in an emergency" means the occurrence of an unforeseen circumstance which requires immediate action, including any period during which a licensed teacher or substitute teacher is not immediately available.

(Added to NAC by Comm'n on Prof. Standards in Education, eff. 10-8-93; A 1-11-96; R092-97, 1-14-98; R183-97, 1-30-98; R022-01, 10-22-2001)