

LCB File No. R022-01

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

(This proposed regulation was previously adopted as LCB File No. T004-01)

Explanation: Matter in *italics* is new; matter in brackets [] is to be omitted.

AUTHORITY: 1 and 2, NRS 391.019 and 291.032

Section 1 NAC 391 is hereby amended as follows:

NAC 391.330 Endorsement as an emergency substitute teacher. (NRS 391.019)

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

2 An endorsement as an emergency substitute teacher;

(a) Is valid for 3 years from the date of issuance; and

(b) Is not renewable unless, at the time the person applies for the endorsement, he has complied with the requirements of NRS 391.090.

3. ~~[A school district whose enrollment is less than 9000 pupils may, in an emergency, hire an emergency substitute teacher to serve as a teacher in kindergarten through twelfth grade, as needed];~~

4. Upon written request of a school district ~~[whose enrollment is 9000 pupils or more,]~~ the department may, in an emergency, authorize the school district to hire an emergency substitute teacher in kindergarten through twelfth grade ~~[in a school that is located in a rural area of the school district.]~~

5. *Individual school districts must report monthly to the Nevada Department of Education under conditions that the department determines its hiring and use of emergency*

substitute teachers; and this regulation takes effect immediately and remains in force until February 2, 2003.

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

7. An applicant for an endorsement 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) NAC 391.065

8. 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.