



NOTICE OF PUBLIC HEARING

Intent to Adopt Regulations

LCB File No. R182-18

NOTICE IS HEREBY GIVEN that the Division of Public and Behavioral Health will hold a public hearing to consider amendments to Chapter 432A of Nevada Administrative Code (NAC), Services and Facilities for Care of Children in LCB File No. R182-18.

The Division of Public and Behavioral Health public hearing will be conducted via teleconference beginning at 1:00 PM on August 5, 2020 with the following call in number:

+1 702-329-3435 United States, Las Vegas (Toll)
Conference ID: 447 833 484#

The public hearing will be conducted in accordance with NRS 241.020, Nevada's Open Meeting Law.

AGENDA

1. Public hearing presentation on proposed amendments to NAC Chapter 432A in LCB File No. R182-18.
2. Public Comment on proposed amendments to NAC Chapter 432A in LCB File No. R182-18.
3. **For possible action:** Consideration and adoption of proposed amendments to NAC Chapter 432A, LCB File No. R182-18, Services and Families for Care of Children
4. Public Comment.

The proposed changes will revise Chapter 432A of the Nevada Administrative Code and are being proposed in accordance with Senate Bill No. 189, section 4.2, of the 2017 legislative session which is found in NRS 432A.184. The statute requires a grading system that rates childcare facilities based on mandated inspections which would now result in a letter grade of A, B, C, D or F. Opportunities for re-inspection and improvements are delineated within regulations. Once a final grade is issued to a facility, Child Care Licensing has 60 days to post the letter grade on the Division website and the facility will be required to post the grade.

Therefore, the proposed changes to NAC 432A include the following:

- Regulations establishing a criterion for facility grading and posting

1. Anticipated effects on the business which NAC 432A regulates:

A. *Adverse effects:* None anticipated

B. *Beneficial:* These regulations are providing clear guidelines, which include requirements of grading through scope and severity. These changes institute good policy and help to ensure and maintain safety in the best interest of the children within our State.

C.*Immediate*: Upon passage of the proposed regulations will promote equity of implementing best practice throughout the industry with concise measurable standards and outcomes.

D.*Long-term*: The regulations will provide integrity and promotion of best practice throughout the industry and continue appropriate risk assessment by supporting child safety.

2. Anticipated effects on the public:

A. *Adverse*: No adverse effects on the public are anticipated.

B. *Beneficial*: Increased professional understanding of Early Childhood Educational needs and strengthening of safety measures for children who spend most of their days in licensed child care facilities.

C. *Immediate*: Upon passage of the proposed regulations will increase child safety

D. *Long-term*: Will help to increase child safety and enhance Early Childhood Educational training needs.

3. The estimated cost to the Division of Public and Behavioral Health for enforcement of the proposed regulations is inconsequential to the agency for enforcement of the proposed regulations as it can be incorporated into the inspection process.

The proposed regulations do not overlap or duplicate any other Nevada state regulations.

Members of the public may make oral comments at this meeting. Persons wishing to submit written testimony or documentary evidence in excess of two typed, 8-1/2" x 11" pages must submit the material to the Administrator of the Division, Lisa Sherych, to be received no later than Friday, July 31, 2020, at the following address:

Division of Public and Behavioral Health
Attention: Lisa Sherych, Administrator
4150 Technology Way, Suite 300
Carson City, NV 89706

Written comments, testimony, or documentary evidence in excess of two typed pages will not be accepted at the time of the hearing. The purpose of this requirement is to allow the Administrator adequate time to review the documents.

Members of the public who are disabled and require special accommodations or assistance at the hearing are requested to notify Latisha Brown, in writing, no later than five (5) working days before the hearing via email at: labrown@health.nv.gov or by mailing request to:

Nevada Division of Public and Behavioral Health
Attention: Latisha Brown
3811 W. Charleston Blvd. #210
Las Vegas, NV 89102

AGENDA POSTING LOCATIONS

NEVADA DIVISION OF PUBLIC AND BEHAVIORAL HEALTH – 4150 Technology Way, Carson City, NV 89706

WASHOE COUNTY HEALTH DISTRICT – 1001 E. Ninth Street, Reno, NV 89512

EARLY INTERVENTION SERVICES – 1020 Ruby Vista Drive, Suite 102, Elko, NV 89801 SOUTHERN NEVADA HEALTH DISTRICT - 280 S. Decatur Blvd, Las Vegas, NV 89107

NEVADA DIVISION OF PUBLIC AND BEHAVIORAL HEALTH – 1650 Community College Drive, Las Vegas, NV 89146

NEVADA STATE LIBRARY AND ARCHIVES – 100 Stewart Street Carson City, NV 89701 CAPITOL POLICE – Grant Sawyer Building Las Vegas

NV LEGISLATIVE POLICE – Legislative Building Carson City, NV 89703

On the Internet at the Nevada Division of Public and Behavioral Health website: <http://www.dpbh.nv.gov>

On the internet at the Legislative Counsel Bureau website: <http://leg.state.nv.us>

A copy of the notice and proposed regulations are on file for inspection and/or may be copied at the following locations during normal business hours:

Nevada Division of Public and Behavioral Health
727 Fairview Drive, Suite E
Carson City, NV 89701

Nevada State Library
100 Stewart Street
Carson City, NV 89701

Nevada Division of Public and Behavioral Health
3811 W. Charleston Blvd. #210 S
Las Vegas, NV 89102

A copy of the regulations and small business impact statement can be found on-line by going to: [http://dpbh.nv.gov/Reg/ChildCare/dta/Licensing/Child Care Licensing Public Workshops/](http://dpbh.nv.gov/Reg/ChildCare/dta/Licensing/Child_Care_Licensing_Public_Workshops/)

A copy of the public hearing notice can also be found at Nevada Legislature’s web page: <https://www.leg.state.nv.us/App/Notice/A/>

Copies may be obtained in person, by mail, or by calling the Division of Public and Behavioral Health at (775) 684-4463 in Carson City or (702) 486-3822 in Las Vegas.

Copies, to the extent that the libraries are open, will be available as listed below:

Carson City Library
900 North Roop Street
Carson City, NV 89702

Churchill County Library
553 South Main Street
Fallon, NV 89406

Clark County District Library
1401 East Flamingo Road
Las Vegas, NV 89119

Douglas County Library
1625 Library Lane
Minden, NV 89423

Elko County Library
720 Court Street
Elko, NV 89801

Esmeralda County Library
Corner of Crook and 4th Street
Goldfield, NV 89013-0484

Eureka Branch Library
80 South Monroe Street
Eureka, NV 89316-0283

Henderson District Public Library
280 South Green Valley Parkway
Henderson, NV 89012

Humboldt County Library
85 East 5th Street
Winnemucca, NV 89445-3095

Lander County Library
625 South Broad Street
Battle Mountain, NV 89820-0141

Lincoln County Library
93 Maine Street
Pioche, NV 89043-0330

Lyon County Library
20 Nevin Way
Yerington, NV 89447-2399

Mineral County Library
110 1st Street
Hawthorne, NV 89415-1390

Pahrump Library District
701 East Street
Pahrump, NV 89041-0578

Pershing County Library
1125 Central Avenue
Lovelock, NV 89419-0781

Storey County Library
95 South R Street
Virginia City, NV 89440-0014

Tonopah Public Library
167 Central Street
Tonopah, NV 89049-0449

Washoe County Library
301 South Center Street
Reno, NV 89505-2151

White Pine County Library
950 Campton Street
Ely, NV 89301-1965

Per NRS 233B.064(2), upon adoption of any regulation, the agency, if requested to do so by an interested person, either prior to adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against its adoption, and incorporate therein its reason for overruling the consideration urged against its adoption.