

**PROPOSED REGULATION OF THE
DIVISION OF CHILD AND FAMILY SERVICES OF THE DEPARTMENT
OF HUMAN SERVICES**

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by the agency submitted on 05/27/2026**

**PROPOSED REGULATION OF THE
DIVISION OF CHILD AND FAMILY SERVICES OF THE
DEPARTMENT OF HEALTH AND HUMAN SERVICES**

April 30, 2026

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §§1-41, NRS 424.274

Section 1. Chapter 424 of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 40, inclusive, of this regulation.

Sec. 2. *As used in sections 2 to 40, inclusive, of this regulation, unless the context otherwise requires, the words and terms defined in sections 3 to 13, inclusive, of this regulation have the meanings ascribed to them in those sections.*

Sec. 3. *“Agency which provides child welfare services” has the meaning ascribed to it in NRS 432C.020.*

Sec. 4. *“Applicant” means a person or entity applying to be a licensed receiving center.*

Sec. 5. *“Child” has the meaning ascribed to it in NRS 424.272.*

Sec. 6. *“Commercially sexually exploited child” has the meaning ascribed to it in NRS 432C.060.*

Sec. 7. *“Direct care staff” means a licensee, paid employee or volunteer staff who is responsible for the direct care or supervision of a child placed in a receiving center.*

Sec. 8. *“Director” means the person responsible for the operation of a receiving center.*

Sec. 9. *“Division” means the Division of Child and Family Services of the Department of Health and Human Services.*

Sec. 10. *“Gender identity or expression” means a gender-related identity, appearance, expression or behavior of a person, regardless of the person’s assigned sex at birth.*

Sec. 11. *“Licensee” means the person or entity licensed by the Division to operate a receiving center.*

Sec. 12. *“Receiving center” has the meaning ascribed to it in NRS 424.0175.*

Sec. 13. *“Staff” means direct care staff and non-direct care staff.*

Sec. 14. *1. Except as otherwise provided in subsection 2, a person or a public or private entity shall not operate or provide the services of a receiving center or represent that the person or entity operates or provides the services of a receiving center, unless licensed by the Division pursuant to sections 2 to 40, inclusive, of this regulation to operate the receiving center.*

2. This section does not prohibit a parent or guardian of a child from placing or arranging the placement of, or assisting in placing or arranging the placement of, the child in a receiving center.

Sec. 15. *An application for a license to operate a receiving center submitted to the Division pursuant to NRS 424.274 must be accompanied by:*

1. A copy of the articles of incorporation, governing documents, and bylaws of the receiving center applying for licensure and, if applicable, a copy of its certification of tax-exempt status from the Internal Revenue Service.

2. The name, address, contact information, position held within the receiving center, and any other information required by the Division for each of the current members of the governing body of the receiving center and any person who holds more than 5 percent ownership in the receiving center.

3. An organizational chart or other chart showing the structure of the receiving center which includes, without limitation, a job description for each position listed in the chart.

4. A copy of any professional license or certification issued by this State to each person employed by the receiving center, if the license or certification is relevant to the duties of the person or the programs and services provided by the receiving center.

5. Evidence satisfactory to the Division that the receiving center meets all applicable federal, state and local laws and complies with all safety, health, building and fire codes. If there are any differences between the state and local codes, the more restrictive standards apply.

6. A copy of the certificate of occupancy, a copy of the applicant’s business license and a copy of any special use permits obtained in connection with the operation of the receiving center, including a copy of any property lease or rental agreements concerning the receiving center.

7. The fee for licensure set by the Division pursuant to section 35 of this regulation.

8. A written statement that describes the programs and services to be offered by the receiving center and the scope of its operations, which must include, without limitation:

(a) A statement of purpose and the philosophy, goals and objectives of the receiving center; and

9. *A copy of the receiving center's written policies, procedures, and practices, including, without limitation:*

(a) The maintenance of a professional relationship and regular contact between the staff of the receiving center and the family of each child served by the receiving center;

(b) The sharing of information about a child served by the receiving center with the child's advocate and the agency that provides child welfare services or other agency or person who placed the child in the receiving center to the extent authorized or required pursuant to the provisions of NRS 432C.150;

(c) A detailed description of each program it delivers and each service it provides to children, including, without limitation, the name of the program or service, whether it is an inpatient program or service or an outpatient program or service, and the titles and qualifications of each person carrying out the program or providing the service;

(d) The manner in which the receiving center ensures that the quality of the programs it delivers and the services it provides to the children in the receiving center are evidence-based and trauma-focused;

(e) The frequency of on-site monitoring of the receiving center by the director of the receiving center; and

(f) The methods to be used to identify and reduce risks to the health, safety, and well-being of the children served by the receiving center and the staff of the receiving center.

10. *If the applicant is a receiving center that is not currently operating in this State or another state, a proposed itemized budget for the operation of the receiving center, including, without limitation, the expected expenses and revenue for the first year the receiving center proposes to provide programs and services in this State.*

11. *If the applicant is a receiving center that is currently operating in this State or another state, a complete financial report, deemed acceptable by the Division, for the fiscal year immediately preceding the date of the application.*

12. *A statement identifying the geographic area in which the receiving center proposes to provide programs and services in this State.*

13. *Evidence that the applicant currently holds and maintains:*

(a) Motor vehicle liability insurance covering the motor vehicles used to conduct the normal business of the receiving center;

(b) Workers' compensation insurance;

(c) Commercial general liability insurance;

(d) Professional liability insurance, if applicable; and

(e) A state business license issued by the Secretary of State and a license to operate a business in a city or county in this State issued by that city or county.

14. Evidence satisfactory to the Division that the applicant has sufficient funds pursuant to Section 40, to support and sustain the activities of the receiving center, including, without limitation, an amount adequate to pay for:

(a) Utilities, rent for commercial property, and any other operating costs; and

(b) The salaries and other wages of any staff employed or anticipated to be employed by the receiving center.

Sec. 16. *1. In addition to complying with the requirements of section 15 of this regulation, the application for a license to operate a receiving center must be accompanied by:*

(a) Satisfactory proof that the director has the education and experience required by section 36 of this regulation;

(b) Satisfactory proof that the director has the ability to coordinate with multiple agencies, including, without limitation, law enforcement agencies and agencies that provide child welfare services; and

(c) References from at least five persons who have known the director of the receiving center in a professional capacity and who can attest to:

(1) The ability of the director to act as an administrator or leader; and

(2) The integrity of the director and that the conduct of the director is above reproach.

2. The Division shall keep confidential any information received from a reference pursuant to this section.

Sec. 17. *In addition to complying with the provisions of sections 15 and 16 of this regulation, and pursuant to NAC 424.642, the application for a license to operate a receiving center must be accompanied by:*

1. A list of each member of the staff of the receiving center, including, without limitation, the name, title, education, and experience of each member of the staff.

2. A description of the characteristics of the children to be served by the receiving center and any exclusionary criteria, including, without limitation, the range of ages, gender, gender identity or expression, number of children, and types and severity of problems of any children that require treatment.

3. A description of the duties and responsibilities of the staff of the receiving center, including, without limitation, whether each duty or responsibility is related to inpatient services or outpatient services, the specific duties and responsibilities of each staff related to the multi-stage stabilization process carried out by the receiving center,

4. the manner in which the receiving center establishes staff ratios and staff scheduling., and,

5 A copy of the receiving center's written policies, procedures, and practices concerning:

(a) Placement of a child in the receiving center and removal of a child from the receiving center;

(b) Required training for the staff of the receiving center, including, without limitation, training concerning the applicable state and federal constitutional and statutory rights of a child placed in the receiving center;

(c) The typical length of time by which a child who is placed in the receiving center is expected to complete a program of treatment, if any, and any limitations on the length of time that such a child is allowed to remain in the receiving center;

(d) Specialized programs, services, and behavioral interventions provided by the receiving center;

(e) Any culturally responsive programs and services available to a child placed in the receiving center, including, without limitation, the manner in which the receiving center complies with the Indian Child Welfare Act of 1978, 25 U.S.C. §§1901 et seq., when it is applicable to a child placed in the receiving center;

(f) The manner in which the receiving center will meet the medical, educational, spiritual, vocational, and recreational needs of a child placed in the receiving center;

(g) A plan for the safety of a child placed in the receiving center, which must include, without limitation, rules, structures, and procedures for the supervision of the child that are designed to reduce the likelihood that the child will run away or engage in other harmful behavior;

(h) An emergency preparedness plan and disaster protocols, which must include, without limitation, emergency exits and contact information for emergency providers, and a description of where the plan and protocols are posted and available

(i) Discipline of a child placed in the receiving center, including, without limitation, the types of discipline that are not allowed to be used on such a child;

(j) Strategies for behavior management of a child placed in the receiving center;

(k) The use of force or restraint on a child placed in the receiving center;

(l) The recognition of suicidal behaviors and methods for preventing the suicide of a child placed in the receiving center, including, without limitation, suicide watches, supervision of children at risk for suicide, and self-harm protocols.

(m) The stabilization procedures, its incident reporting system, its safe environmental standards, its grievance policy, its procedures related to search and seizure, its on-call

procedures, and its assessment protocol, which must include evidence-based and promising practice evaluation tools;

(n) The manner in which it engages guardians, court-appointed special advocates, legal stakeholders and other advocates to the extent allowable;

(o) The provision of off-campus passes for children residing at the receiving center;

(p) The administration and monitoring of medication by a member of the direct care staff of the receiving center and any educational requirements relating thereto; and

(q) The use of controlled substances by the staff of the receiving center.

6. If the applicant is or has been licensed to operate any type of facility, hospital, agency, program, or a home as defined in NRS 449.119 or NRS 424.014 or an equivalent setting, in another state within the 10 years immediately preceding the date of the application:

(a) A copy of each current or expired license;

(b) Contact information for the entity that issued the license;

(c) Verification from the entity that issued the license that no disciplinary action is pending or has been taken against the applicant while licensed, or if disciplinary action is pending or has been taken against the applicant while licensed, documentation explaining that disciplinary action is pending or has been taken against the applicant while licensed action: and

(d) The applicant must disclose prior history of a foster license, revocation of a license, suspension of a license, and/or voluntarily relinquished a license in any other state, pursuant to Sec.15 (6);

(e) Current status of a license, if applicable; and

(f) Provide written permission to the Division to contact any individual necessary to obtain any and all information regarding the history of licensure.

7. If the applicant applied to operate any type of care in a licensed facility in another state within the 10 years immediately preceding the date of the application, and that application was denied, documentation explaining the denial of the application.

Sec. 18. *1. The Division shall obtain from appropriate law enforcement agencies information on the background and personal history of each applicant for a license to operate a receiving center, a person who is licensed to operate a receiving center, and an employee of that applicant or licensee, and/or any individual contracted with the applicant, including through any third-party agency or entity, to determine whether the person investigated has been arrested for, has charges pending for, or has been convicted of:*

(a) Murder, voluntary manslaughter, or mayhem;

(b) Any other felony involving the use or threatened use of force or violence against the victim or the use of a firearm or other deadly weapon;

- (c) Assault with intent to kill or to commit sexual assault or mayhem;*
- (d) Sexual assault, statutory sexual seduction, incest, lewdness, indecent exposure, or any other sexually related crime or a felony relating to prostitution;*
- (e) Abuse or neglect of a child or contributory delinquency;*
- (f) A violation of any federal or state law regulating the possession, distribution, or use of any controlled substance or any dangerous drug as defined in chapter 454 of NRS;*
- (g) Abuse, neglect, exploitation, isolation, or abandonment of older persons or vulnerable persons, including, without limitation, a violation of any provision of NRS 200.5091 to 200.50995, inclusive, or a law of any other jurisdiction that prohibits the same or similar conduct;*
- (h) Any offense involving fraud, theft, embezzlement, burglary, robbery, fraudulent conversion, or misappropriation of property within the immediately preceding 7 years;*
- (i) Any offense relating to pornography involving minors, including, without limitation, a violation of any provision of NRS 200.700 to 200.760, inclusive, or a law of any other jurisdiction that prohibits the same or similar conduct;*
- (j) Prostitution, solicitation, lewdness or indecent exposure, or any other sexually related crime that is punishable as a misdemeanor or greater, within the immediately preceding 7 years;*
- (k) A crime involving domestic violence that is punishable as a felony;*
- (l) A crime involving domestic violence that is punishable as a misdemeanor, within the immediately preceding 7 years;*
- (m) A criminal offense under the laws governing Medicaid or Medicare, within the immediately preceding 7 years;*
- (n) Any offense involving the sale, furnishing, purchase, consumption or possession of alcoholic beverages by a minor including, without limitation, a violation of any provision of NRS 202.015 to 202.067, inclusive, or driving a vehicle under the influence of alcohol or a controlled substance in violation of chapter 484C of NRS or a law of any other jurisdiction that prohibits the same or similar conduct, within the immediately preceding 7 years; or*
- (o) An attempt or conspiracy to commit any of the offenses listed in this subsection within the immediately preceding 7 years.*

2. The Division may charge each person investigated pursuant to this section for the reasonable cost of that investigation.

3. A person who is required to submit to an investigation pursuant to subsection 1 shall not have contact with a child in a receiving center without supervision before the investigation of the background and personal history of the person has been conducted.

4. *The Division shall conduct an investigation of each licensee and employee pursuant to this section at least once every 2 years after the initial investigation.*

Sec. 19. 1. *Each applicant for a license to operate a receiving center, a person who is licensed to operate a receiving center, or an employee of that applicant or licensee for whom an investigation is conducted pursuant to section 18 of this regulation must submit to the Division:*

(a) A complete set of fingerprints and written permission authorizing the Division to forward those fingerprints to the Central Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation for its report to enable the Division to conduct an investigation pursuant to section 18 of this regulation; and

(b) Written authorization to conduct a child abuse and neglect screening.

2. *For each person who submits the documentation required pursuant to subsection 1, the Division shall conduct a child abuse and neglect screening of the person in every state in which the person has resided during the immediately preceding 10 years.*

3. *The Division may exchange with the Central Repository or the Federal Bureau of Investigation any information respecting the fingerprints submitted.*

4. *When a report from the Federal Bureau of Investigation is received by the Central Repository, it shall immediately forward a copy of the report to the Division.*

5. *Upon receiving a report pursuant to this section, the Division shall determine whether the person has been convicted of a crime listed in section 18 of this regulation.*

6. *The Division shall immediately inform the applicant for a license to operate a receiving center or the person who is licensed to operate a receiving center whether an employee of the receiving center for whom an investigation was conducted pursuant to section 18 of this regulation has been convicted of a crime listed in section 18 of this regulation. The information provided to the applicant for a license to operate a receiving center or the person who is licensed to operate a receiving center must not include specific information relating to any such conviction, including, without limitation, the specific crime for which the employee was convicted.*

7. *The Division may deny an application for a license to operate a receiving center or may suspend or revoke such a license if the Division determines that the applicant or licensee has been convicted of a crime listed in section 18 of this regulation or has failed to terminate an employee for whom an investigation was conducted pursuant to section 18 of this regulation, if the employee has been convicted of any crime listed in section 18 of this regulation.*

Sec. 20. 1. *Upon receiving information from the Division pursuant to section 19 of this regulation, or evidence from any other source that an employee of an applicant for a license to operate a receiving center or a person who is licensed to operate a receiving center has been convicted of a crime listed in section 18 of this regulation, the applicant or licensee shall*

terminate the employment of the employee after allowing the employee time to correct the information as required pursuant to subsection 2.

2. If an employee believes that the information provided pursuant to subsection 1 is incorrect, the employee must inform the applicant or licensee immediately. An applicant or licensee that is so informed shall give the employee 30 days to correct the information.

3. During the period in which an employee seeks to correct information pursuant to subsection 2, it is within the discretion of the applicant or licensee whether to allow the employee to continue to work for the receiving center, except that the employee shall not have contact with a child in the receiving center without supervision during any such period.

Sec. 21. *1. Each applicant for a license to operate a receiving center and each person licensed to operate a receiving center shall maintain records of the information concerning its employees that is collected pursuant to sections 18, 19, and 20 of this regulation, including, without limitation:*

(a) Proof that the fingerprints of the employee were submitted to the Central Repository; and

2. Pursuant to subsection 1 employee records must be:

(a) Maintained for the period of the employee's employment with the receiving center; and

(b) Made available for inspection by the Division at any reasonable time, and copies thereof must be furnished to the Division upon request.

Sec. 22. *1. In addition to complying with the provisions of sections 15, 16, and 17 of this regulation, the application for a license to operate a receiving center must be accompanied by proof that the applicant has applied for accreditation by any accrediting organization that is approved by the Division pursuant to subsection 2, or accredited by one of the following independent, not-for-profit organizations:*

1. Commission on Accreditation of Rehabilitation Facilities (CARF)

2. Joint Commission on Accreditation of Healthcare Organizations (JCAHO)

3. Council on Accreditation (COA)

4. Any other independent, not-for-profit accrediting organization approved by the Division other than the requirements

2. An organization that accredits receiving centers and wishes to be recognized by the Division as an accrediting organization for the purposes of this section must submit to the Division an application on a form prescribed by the Division. The Division shall review each application received pursuant to this subsection and may approve or deny the application. The decision of the Division must be based upon whether the applicant requires a receiving center to meet the minimum requirements necessary to ensure a high level of quality.

3. *If a receiving center fails to obtain the accreditation described in subsection 1 within 6 months after obtaining a license or fails to maintain current accreditation, or if the accreditation is revoked or otherwise no longer valid, the receiving center shall, as soon as practicable, cease to operate, transition all children to another placement and refrain from admitting new residents.*

4. *The license must be displayed in the administrative office of the receiving center at all times.*

5. *A receiving center may be licensed as more than one type of facility which is otherwise required by any regulation in this State to be licensed if the receiving center:*

(a) Provides evidence satisfactory to the Division that it complies with the requirements for each type of facility and for a receiving center; and

(b) Can demonstrate that the children will be protected and receive necessary care and services.

Sec. 23. *An applicant for a license to operate a receiving center must authorize the release of such information as requested by the Division, including, without limitation, any release necessary to allow the Division to contact any person deemed necessary to evaluate the applicant.*

Sec. 24. *1. Upon receipt of a properly completed application or renewal, proof of the identity of the applicant that is acceptable to the Division and the appropriate fee, the Division shall conduct an investigation concerning the premises, facilities, qualifications of personnel, policies and methods of operation of the receiving center and any service provider or facility that has entered into a contract with the receiving center, to determine if the applicant is in compliance with the provisions of sections 2 to 40, inclusive, of this regulation and NRS 424.272 to 424.278, inclusive.*

2. Before issuing a license, the licensing authority must receive a satisfactory report completion of a written home study required by NAC 424.120 and participate in such an inspection to the extent requested by the licensing authority and meet all requirements of the inspection satisfactorily, of the receiving center from the State Fire Marshal or the local fire department, and

3. The Division must confirm that the facility has all the required health permits provided by the local health department

Sec. 25. *An applicant for a license to operate a receiving center may withdraw the application at any time by submitting a written request for withdrawal to the Division. After withdrawing an application, the applicant may reapply for a license to operate a receiving center at any time without penalty.*

Sec. 26. *1. If the Division determines that an applicant for a license to operate a receiving center meets the qualifications for licensure, the Division shall issue a license to the applicant.*

2. A license issued for a receiving center must include:

(a) The name of the director of the receiving center;

(b) The name and address of the receiving center;

(c) The type of receiving center;

(d) The maximum number of children and beds authorized to reside at the receiving center; and

(e) The age and gender of children who may reside at the receiving center.

3. The license becomes invalid if the receiving center is moved to a location other than the location stated on the license.

4. The license may not be transferred to another owner.

5. The license must be displayed in the administrative office of the receiving center at all times.

Sec. 27. *1. Pursuant to NAC 424.662, to renew a license to operate a receiving center, the person licensed to operate the receiving center must submit an application as required pursuant to NRS 424.274 to the Division at least 60 days before the expiration of the license.*

2. The application must be accompanied by:

(a) The fee for the renewal of the license set by the Division pursuant to section 35 of this regulation;

(b) A written description of any changes in the receiving center's tax-exempt status or charitable trust registration, if applicable;

(c) A written description of any changes in the programs and services provided by the receiving center;

(d) A list which includes the name of the director of the receiving center and the name and title of each member of the staff of the receiving center;

(e) A description of any pending investigation of the receiving center or the person licensed to operate the receiving center by an entity other than the Division;

(f) A copy of any plan of corrective action prepared by the receiving center pursuant to section 33 of this regulation, which is in place at the time of the application for renewal; and

(g) Any other information required by sections 15, 16, and 17 of this regulation, if the information has changed since the license was issued or last renewed.

3. *After receiving an application for renewal, the Division must review the records of the receiving center and conduct an investigation and inspection pursuant to section 24 of this regulation.*

4. *Before renewing a license to operate a receiving center, the Division may, in addition to any other action:*

(a) Conduct a random survey of the parents or legal guardians of any children who have received services from the receiving center;

(b) Review any incident report, report of abuse or neglect, financial and payment record or any other record that indicates the level of performance and quality of programs and services provided by the receiving center;

(c) Interview any staff, parent, legal guardian, children, or other clients associated with or receiving services from the receiving center;

(d) Review the operations, staffing, and records of any branch office of the receiving center;

(e) If the Division has requested that the receiving center conduct a financial audit, review the results of the audit and any documented financial problems of the receiving center;

(f) Evaluate the number of investigations concerning child abuse or neglect and licensing complaints, if any, involving the receiving center, staff, or any other agency that has entered into a contract with the receiving center; or

(g) Take any combination of the actions listed in paragraphs (a) to (f), inclusive.

Sec. 28. *In addition to complying with the requirements of section 27 of this regulation, the application for renewal of a license to operate the receiving center, pursuant to NAC 424.662, must be accompanied by:*

1. *A list of each service provider or facility with which the receiving center has entered into a contract and the contact information for each contracted service provider and facility, including, without limitation, the name, telephone number, address, and electronic mail address of each contracted service provider and facility;*

2. *A list of the name and title of each member of the staff of each service provider and facility with which the receiving center has entered into a contract; and*

3. *If requested by the Division, a copy of any license to operate a receiving center obtained or renewed by the receiving center since the license to operate the receiving center was issued or last renewed.*

Sec. 29. *The licensing authority may deny an application for the issuance or renewal of a license to operate a receiving center, revoke an existing license to operate a receiving center or terminate a contract to operate a receiving center if the Division determines that the applicant or person licensed or contracted to operate the receiving center has made any intentional*

material misrepresentation or omission of information on an application for the issuance or renewal of such a license or in the process of obtaining the contract.

Sec. 30. *1. During the term of a license to operate a receiving center, the licensee shall continuously maintain the receiving center in conformance with the provisions of sections 2 to 40, inclusive, of this regulation.*

2. In addition to the requirements of subsection 1, each receiving center shall comply with all applicable:

(a) Federal and state laws;

(b) Local ordinances, including, without limitation, zoning ordinances; and

(c) Environmental, life safety, fire, health and local building codes.

3. Any violation of this section may result in the suspension or revocation of the license to operate the receiving center.

Sec. 31. *1. The Division may, at any time, review, examine, or inspect any and all records of a receiving center to determine whether the receiving center is in compliance with the provisions of sections 2 to 40, inclusive, of this regulation and NRS 424.272 to 424.278 and NAC 424.666 inclusive.*

2. If the Division conducts an audit of a receiving center pursuant to this section, the person licensed or contracted to operate the receiving center shall provide, upon request, records relating to:

(a) If applicable, the license to operate the receiving center;

(b) The name and address of the person licensed or contracted to operate the receiving center;

(c) The programs and services provided by the receiving center;

(d) Any complaint filed against the receiving center, including, without limitation, information regarding any investigation of such a complaint; and

(e) If the receiving center has participated in a hearing which resulted in the denial of a license due to noncompliance with the relevant provisions of NRS or NAC, which required the receiving center to prepare a plan of corrective action due to a deficiency, or which resulted in the refusal to renew a license or the revocation of a license of the receiving center, any records indicating whether the receiving center has corrected any deficiency and whether the receiving center is currently in compliance with the provisions of sections 2 to 40, inclusive, of this regulation and NRS 424.272 to 424.278, inclusive.

3. Within 30 days after completing the review, examination or inspection of records, if the Division determines that the receiving center is not in compliance with any provision of sections 2 to 40, inclusive, of this regulation or NRS 424.272 to 424.278, inclusive, the Division shall provide written notice of that determination to the person licensed or contracted to operate

the receiving center. If the Division determines that grounds exist to revoke or refuse to renew the license of the receiving center, the notice must comply with the requirements of section 33 of this regulation, and the Division must conduct a hearing in accordance with that section.

Sec. 32. *1. The Division must conduct an investigation whenever it has reason to believe that there are grounds:*

(a) To refuse to issue or renew a license to operate a receiving center; or

(b) To revoke a license to operate a receiving center or to terminate a contract with a receiving center pursuant to NAC 424.664 and NAC 424.668.

2. The Division may require an independent financial review of a receiving center if the financial management of the receiving center is being investigated and may affect the health, safety, or well-being of the children in the receiving center. The report of any such financial review must be provided to the Division.

Sec. 33. *1. If the Division determines after conducting a review, examination, or inspection pursuant to section 31 of this regulation, and pursuant to NAC 424.666, or an investigation pursuant to section 32 of this regulation that grounds exist to revoke or refuse to issue or renew a license to operate a receiving center or to terminate the contract of a receiving center, the Division must conduct a hearing in accordance with this section after providing written notice to the applicant or the person licensed to operate the receiving center. The notice must include, without limitation, a statement of the grounds for the Division's determination and the time and place of the hearing.*

2. The Division shall hold a hearing with the applicant or the person licensed or contracted to operate the receiving center to determine whether to:

(a) Deny the application for a license to operate a receiving center if the Division determines that the applicant does not comply with the provisions of NRS 424.272 to 424.278, inclusive, and the regulations adopted by the Division pursuant thereto;

(b) Upon a finding of a deficiency, require the receiving center to prepare a plan of corrective action;

(c) Refuse to renew the license or to revoke the license if the Division finds that the receiving center has refused or failed to meet any of the established standards or has violated any of the regulations of the Division adopted pursuant to NRS 424.272 to 424.278, inclusive; or

(d) Terminate the contract.

3. If the Division requires the person licensed or contracted to operate the receiving center to prepare a plan of corrective action, the person shall submit the plan of corrective action to the Division for review and approval within 30 days after the hearing. The person licensed or contracted to operate the receiving center may use the services of a consultant to develop or carry out the plan of corrective action.

Sec. 34. *Except as otherwise required by law:*

1. *The Division shall keep confidential any information provided to the Division by a receiving center pursuant to sections 2 to 40, inclusive, of this regulation, and NRS 424.272 to 424.278, inclusive.*

2. *A receiving center must ensure that the person licensed or contracted to operate the receiving center, each owner and each member of the governing body of the receiving center, the staff of the receiving center, any paid consultant, contractor, volunteer or vendor of the receiving center and any person affiliated with the receiving center keeps confidential any information regarding a child who receives services from the receiving center.*

3. *A receiving center may share information with agencies that provide services to at-risk youth, law enforcement agencies, and other agencies that provide child welfare services to the extent authorized or required pursuant to the provisions of NRS 432C.150.*

Sec. 35.

An application for a license to operate a receiving center is valid for 1 year after the date on which the application is submitted. If an applicant does not meet the requirements for licensure imposed by NRS 424.272 to 424.278, inclusive, or the regulations adopted pursuant thereto within 1 year after the date on which he or she submits his or her application, the applicant must submit a new application and pay the required fee to be considered for licensure.

Sec. 36. 1. *A receiving center shall have a director who is responsible for the overall operation of the receiving center.*

2. *The director must be at least 21 years of age and must have:*

(a) *A bachelor's degree or more advanced degree from an accredited college or university;*

(b) *At least 7 years of experience in an agency or program that provides social services, including:*

(1) *At least 3 years of experience as an administrator, supervisor or consultant;*

and

(2) *At least 5 years of experience in:*

(I) *Trauma-informed practices;*

(II) *Evidence-based practices;*

(III) *De-escalation techniques;*

(IV) *Subject matter, issues, and psychology specifically related to commercially sexually exploited children;*

(V) *Program development;*

(VI) Children with mental health concerns, emotional disturbance, complex trauma, anger issues, and delinquent acts involvement;

(VII) Operating any type of inpatient facility;

(VIII) Operating any type of outpatient facility;

(IX) Child welfare; and

(X) Juvenile justice.

3. The director of a receiving center is responsible for the day-to-day operations of the receiving center, pursuant to NAC 424.620, NAC 424.622 and NAC 424.676, and including, without limitation, employing such staff as he or she deems necessary to provide administrative services and services to commercially sexually exploited children.

4. The responsibilities of the director include, without limitation:

(a) Ensuring that the receiving center remains in compliance with the requirements of sections 2 to 40, inclusive, of this regulation and NRS 424.272 to 424.278, inclusive.

(b) Maintaining records relating to personnel, occupancy and treatment and any other records.

(c) Screening, hiring, scheduling and supervising the staff of the receiving center while on duty.

(d) Overseeing the operations of the receiving center, including, without limitation:

(1) Determinations of the appropriateness of placing a child in a receiving center;

(2) Assessments of commercially sexually exploited children and the development of treatment plans;

(3) Providing technical assistance to the staff of the receiving center;

(4) Reviewing and updating the policies and procedures of the receiving center;

and

(5) Developing procedures to manage and reduce risks to the health, safety, and well-being of the children receiving services from the receiving center.

(e) Working collaboratively with agencies that provide child welfare services, law enforcement agencies, community-based nonprofit organizations, providers of health care, and other similar persons and entities in the provision of inpatient and outpatient services to commercially sexually exploited children.

(f) Cooperating with agencies that provide child welfare services and with other governmental entities to improve the quality of care provided by the receiving center and the competence of its staff.

5. *The director, or a designee, must be physically present in a receiving center, in the field, or in the office of the receiving center for at least 30 hours per week to ensure that the staff of the receiving center carry out the operations of the receiving center in accordance with the philosophy and procedures of the receiving center. The director shall designate a supervisory staff member to monitor the receiving center to ensure continuous compliance with the provisions of sections 2 to 40, inclusive, of this regulation and NRS 424.272 to 424.278, inclusive, during any time that the director is not present at the receiving center.*

6. *The director shall report any proposed change in the programs, services, policies, or procedures of the receiving center to the Division at least 30 days before the change is scheduled to take effect. The Division shall review the proposed change to determine whether the change may affect the status of the license to operate the receiving center.*

7. *The director of a receiving center may serve in another position in the receiving center if the director also meets the qualifications for that position.*

8. *A receiving center shall at all times have access to a licensed medical provider, including, without limitation, a registered nurse.*

Sec. 37. *1. If the director of a receiving center resigns or is terminated, the receiving center must notify the Division in writing not later than 3 business days after the resignation or termination occurs pursuant to NAC 424.624 and NAC 424.678.*

2. If a vacancy in the position of director occurs, the receiving center must apply to the Division for approval to operate the receiving center temporarily without a permanent director. If approval is given, the receiving center may operate without a permanent director for not more than 6 months unless an extension is granted by the Division.

3. A receiving center that applies for permission to operate temporarily without a director pursuant to subsection 2 shall:

(a) Not later than 7 calendar days after the vacancy in the position of director is created, designate an acting director who meets the requirements of section 36 of this regulation, unless the receiving center receives approval from the Division to designate an acting director who does not meet those requirements;

(b) Notify the Division within 1 business day after the designation of the acting director;

(c) Require the acting director to carry out the duties and responsibilities of a director;

(d) Ensure that the health, safety, and well-being of any child who receives services from the receiving center will not be adversely affected; and

(e) Immediately begin to recruit a new director.

Sec. 38. *1. A receiving center shall ensure that each member of the staff of the receiving center receives at least 20 hours of continuing education each year related to his or her duties at the receiving center.*

2. *The continuing education required pursuant to subsection 1 and all provisions pursuant to NAC 424.712, NAC 424.714, NAC 424.716 and NAC 424.718 must include, without limitation, training on trauma-informed practices, de-escalation techniques, evidence-based practices, and other training specifically related to commercially sexually exploited children.*

Sec. 39. *A receiving center shall:*

1. *Provide initial stabilization and completion of all necessary assessments within 24-48 hours.*
2. *Develop a treatment plan for each child placed in the receiving center. The treatment plan must be developed in consultation with the child, the guardian of the child, the clinical team, and any other person important in the life of the child that the receiving center determines should be involved in the development of the treatment plan. The treatment plan must be implemented within 5 business days after the child is placed in the receiving center.*
3. *Develop an education plan for each child placed in the receiving center. The education plan must be completed within 10 business days after the child is placed in the receiving center.*
4. *Develop a structured schedule for children placed in the center that covers 24 hours a day, 7 days a week, and includes, without limitation, physical activity, quiet time, group counseling and individual therapy- The receiving center must identify in the schedule the staff that is responsible for implementing and supervising the scheduled activities.*
5. *Conduct a Multidisciplinary Treatment meeting within 5 days of placement into the receiving center.*

Sec. 40. *A receiving center shall adhere to the provisions below and must, in addition to the requirements pursuant to NAC 424.682:*

1. *Establish and carry out a plan for the management of its fiscal affairs, which ensures that the receiving center has sufficient money to adequately support the programs and services provided by the receiving center.*

2. *Maintain financial records relating to any programs and services provided by the receiving center, including, without limitation, records of:*

(a) Any assets and liabilities of the receiving center;

(b) Any donations received by the receiving center during the 5 most recent fiscal years;
and

(c) All receipts collected and disbursements paid by the receiving center during the 5 most recent fiscal years.

3. *Establish a budget that identifies:*

(a) The direct costs of providing services, including, without limitation, salaries and other personnel expenses; and

(b) The indirect costs of providing services, including, without limitation, daily operating costs.

4. Make available to the Division a copy of the budget for the most recent fiscal year and a report of any expenditures made during that year relating to the programs and services provided by the receiving center.

Sec. 41. NAC 424.005 is hereby amended to read as follows:

NAC 424.005 As used in *NAC 424.005 to 424.825, inclusive, unless* the context otherwise requires, the words and terms defined in NAC 424.010 to 424.083, inclusive, have the meanings ascribed to them in those sections.

Sec 42.

In addition to the provisions required in these regulations for receiving centers, the facility must also comply with all-provisions in NAC 449 related to Psychiatric Residential Treatment Facilities (PRTF), except the following: NAC 449.417, NAC 449.421, NAC 449.423, NAC 449.424, NAC 449.432, and NAC 449.448.

