

**PROPOSED REGULATION OF THE  
STATE BOARD OF HEALTH**

**LCB FILE NO. R182-18I**

**The following document is the initial draft regulation proposed  
by the agency submitted on 06/28/2018**

Child Care Grading Regulations:

**Section 1.** Chapter 432A of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 4, inclusive, of this regulation. These regulations are to become effective contingent upon the passage and approval of R135-18.

**Sec. 2. *Assignment of grades.***

*1. The Division shall determine:*

*(a) The severity of a deficiency of a residential facility in accordance with the provisions of these regulations; and*

*(b) The scope of a deficiency of a residential facility in accordance with the provisions of these regulations.*

*2. After the Division conducts a survey or complaint investigation of a facility, the Division shall add the severity and scope scores for all deficiencies of the facility indicated in the survey and assign a grade to the facility as follows:*

	<i>Grade</i>
<i>0 to 15 combined severity and scope scores for all deficiencies</i>	<i>A</i>
<i>16 to 24 combined severity and scope scores for all deficiencies, or any deficiency with a severity level 3 and a scope level 3</i>	<i>B</i>
<i>25 to 34 combined severity and scope scores for all deficiencies, or any deficiency with a severity level 4 and a scope level 1</i>	<i>C</i>
<i>35 to 44 combined severity and scope scores for all deficiencies, or any deficiency with a severity level 4 and a scope level 2</i>	<i>D</i>
<i>Any deficiency with a severity level 4 and scope level 3, or whenever the license is suspended or revoked pursuant to NRS 432A.190.</i>	<i>F</i>

**Sec. 3. *Grade placard:***

*1. After the Division assigns a grade to a facility, the Division shall issue a placard to the facility.*

*2. The director shall, within 24 hours after receipt of the placard, display or cause the placard to be displayed conspicuously in a public area of the facility.*

*3. If the placard is not displayed in accordance with the provisions of subsection 2, the Division will assess against the facility a deficiency with a severity and scope score equal to the highest severity and scope score indicated in the most recent survey or investigation of the facility conducted by the Division.*

**Sec. 4. *Resurvey application and fee:***

*1. If the Division issues a placard to a facility that includes a grade of "B," the director may submit an application to the Division for a resurvey of the facility not later than 30 days after the facility receives the placard. The fee for an application for a resurvey of a facility with a grade of "B" is \$100 and must accompany the application.*

*2. If the Division issues a placard to a residential facility that includes a grade of “C” or “D,” the director must submit an application to the Division for a resurvey of the facility not later than 30 days after the facility receives the placard. The fee for an application for a resurvey of a facility with a grade of “C” or “D” is \$200 and must accompany the application.*

*3. If the Division issues a placard to a residential facility that includes a grade of “F”, the director must submit an application to the Division for a resurvey of the facility not later than 30 days after the facility receives the placard. The fee for an application for a resurvey of a facility with a grade of “F” is \$300 and must accompany the application.*

*4. The Division may revoke the license of a residential facility that is required to submit an application for a resurvey pursuant to subsection 2 or 3 if the facility fails to submit the application in accordance with the provisions of that subsection.*