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ASSEMBLY BILL NO. 109—ASSEMBLYMEN BOBZIEN, ELLIOT  
ANDERSON, KIRKPATRICK, EISEN; AND DIAZ

FEBRUARY 13, 2013

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JOINT SPONSORS: SENATORS DENIS AND SMITH

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Referred to Committee on Health and Human Services

SUMMARY—Revises the qualifications and training required for certain persons who operate or are employed by a child care facility. (BDR 38-271)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: No.

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

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AN ACT relating to public welfare; setting forth the required qualifications of a licensee of a child care facility, or a person appointed by the licensee, who is responsible for the daily operation, administration or management of the child care facility; revising the amount of training that persons who are employed at certain child care facilities must complete for certain years; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law requires the State Board of Health to adopt licensing standards for  
2 child care facilities. (NRS 432A.077) The Board currently requires each director of  
3 a child care facility, other than a facility that provides care for ill children, an  
4 accommodation facility, a special needs facility or a family or group home, to be at  
5 least 21 years of age and to meet certain requirements for education and experience.  
6 (NAC 432A.300) **Section 1** of this bill requires a licensee of a child care facility, or  
7 a person appointed by the licensee, who is responsible for the daily operation,  
8 administration or management of a child care facility to: (1) be at least 21 years of  
9 age; (2) have certain verified experience or training in business administration; (3)  
10 apply to the Nevada Registry and annually renew his or her registration with the  
11 Nevada Registry; and (4) meet certain increased requirements for education and  
12 experience. **Section 3** of this bill provides that these requirements do not apply  
13 to a person who has been approved as a director before the effective date of this bill  
14 if that person obtains a waiver from the Health Division of the Department of



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15 Health and Human Services or, if that person does not obtain such a waiver, until  
16 January 1, 2016.

17 Existing law requires any person who is employed in a child care facility, other  
18 than a facility that provides care for ill children, to complete at least 15 hours of  
19 training annually. (NRS 432A.1775) **Section 2** of this bill increases the amount of  
20 training required for those persons each year between January 1, 2014, and  
21 January 1, 2016. On and after January 1, 2016, **section 2** requires each person who  
22 is employed in a child care facility, other than a facility that provides care for ill  
23 children, to complete at least 24 hours of training annually.

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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 432A of NRS is hereby amended by  
2 adding thereto a new section to read as follows:

3 *1. A licensee of a child care facility, or a person appointed by*  
4 *the licensee, who is responsible for the daily operation,*  
5 *administration or management of a child care facility must:*

6 *(a) Be at least 21 years of age and:*

7 *(1) Hold an associate's degree or a higher degree in early*  
8 *childhood education and have at least 1,000 hours of verifiable*  
9 *experience in a child care facility;*

10 *(2) Hold an associate's degree or a higher degree in any*  
11 *field other than early childhood education, have completed at least*  
12 *15 semester hours in early childhood education or related courses*  
13 *and have at least 2,000 hours of verifiable experience in a child*  
14 *care facility;*

15 *(3) Hold a high school diploma or, if approved by the*  
16 *Administrator of the Health Division, a general educational*  
17 *development certificate, have completed at least 15 semester hours*  
18 *in early childhood education or related courses and have at least*  
19 *3,000 hours of experience in a child care facility;*

20 *(4) Hold a current credential as a "Child Development*  
21 *Associate" with an endorsement for preschool age children or*  
22 *infants or toddlers, as appropriate, which has been issued by the*  
23 *Council for Professional Recognition, or its successor*  
24 *organization, have completed at least 12 semester hours in early*  
25 *childhood education or related courses and have at least 4,000*  
26 *hours of verifiable experience in a child care facility; or*

27 *(5) Have a combination of education and experience which,*  
28 *in the judgment of the Administrator of the Health Division, is*  
29 *equivalent to that required by subparagraph (1), (2), (3) or (4);*

30 *(b) Have at least 1,000 verifiable hours in an administrative*  
31 *position or have completed a course or other training in business*  
32 *administration; and*



1 (c) *Within 90 days after the licensee or person appointed by*  
2 *the licensee commences service as the director of a child care*  
3 *facility, apply to the Nevada Registry or its successor organization,*  
4 *and annually renew his or her registration before the date on*  
5 *which it expires.*

6 2. *As used in this section, "Nevada Registry" means the*  
7 *organization that operates the statewide system of career*  
8 *development and recognition created to:*

9 (a) *Acknowledge and encourage professional achievement in*  
10 *the early childhood care and education workforce in this State;*

11 (b) *Establish a professional development system in this State*  
12 *for the field of early childhood care and education;*

13 (c) *Approve and track all informal training in the field of early*  
14 *childhood care and education in this State; and*

15 (d) *Act as a statewide clearinghouse of information*  
16 *concerning the field of early childhood care and education.*

17 **Sec. 2.** NRS 432A.1775 is hereby amended to read as follows:

18 432A.1775 1. Each person who is employed in a child care  
19 facility, other than in a facility that provides care for ill children,  
20 shall complete :

21 (a) *Before January 1, 2014, at least 15 hours of training ~~each~~*  
22 *year;*

23 (b) *On or after January 1, 2014, and before January 1, 2015,*  
24 *at least 18 hours of training;*

25 (c) *On or after January 1, 2015, and before January 1, 2016,*  
26 *at least 21 hours of training; and*

27 (d) *On or after January 1, 2016, 24 hours of training each*  
28 *year.*

29 2. At least 2 hours of ~~such~~ *the training required by*  
30 *subsection 1 each year* must be devoted to the lifelong wellness,  
31 health and safety of children and must include training relating to  
32 childhood obesity, nutrition and physical activity.

33 **Sec. 3.** A person who, before the effective date of this act and  
34 in accordance with regulations adopted by the State Board of  
35 Health, was approved as the director of a child care facility is not  
36 required to comply with the requirements set forth in section 1 of  
37 this act:

38 1. If the person obtains a waiver from the Health Division of  
39 the Department of Health and Human Services; or

40 2. If the person does not obtain such a waiver until January 1,  
41 2016.

42 **Sec. 4.** This act becomes effective upon passage and approval.



