

**ADOPTED REGULATION OF THE DIRECTOR OF THE  
DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**LCB File No. R112-05**

Effective November 17, 2005

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

AUTHORITY: §§1-11, NRS 430A.120.

A REGULATION relating to family resource centers; revising provisions governing family resource centers; setting forth requirements for family resource center councils; and providing other matters properly relating thereto.

**Section 1.** Chapter 430A of NAC is hereby amended by adding thereto the provisions set forth as sections 2, 3 and 4 of this regulation.

**Sec. 2. 1.** *The Department will determine the geographic boundaries for at-risk communities:*

*(a) In a manner which ensures that at-risk residents of each county in Nevada receive adequate services; and*

*(b) Based on the current system for the delivery of services to such residents.*

**2.** *The Department will determine the geographic area in which each family resource center shall provide services. In making such a determination, the Department will:*

*(a) Consider:*

*(1) The input it receives from the Grants Management Advisory Committee created by section 18 of chapter 137, Statutes of Nevada 2005; and*

*(2) The geographic boundaries of the current system for the delivery of services by family resource centers.*

*(b) Ensure that each area of the State receives services from at least one family resource center.*

**Sec. 3.** *In addition to the report required to be submitted to the Director pursuant to NRS 430A.200, each family resource center shall submit progress reports to the Department in the manner prescribed by the Department.*

**Sec. 4. 1.** *Each family resource center shall establish a family resource center council, comprised of residents of at-risk communities to which the family resource center provides services, to assist and advise the family resource center in the provision of services to residents of the communities to which the family resource center provides services.*

*2. Each family resource center council shall:*

*(a) Meet at least twice each year; and*

*(b) Adopt rules for its own management and government.*

**Sec. 5.** NAC 430A.010 is hereby amended to read as follows:

430A.010 As used in this chapter, unless the context otherwise requires:

1. *“Action plan” has the meaning ascribed to it in section 1 of chapter 137, Statutes of Nevada 2005.*

2. *“At-risk ~~neighborhood~~ community” has the meaning ascribed to it in NRS 430A.020.*

~~[2.]~~ 3. *“Department” means the Department of **Health and** Human ~~[Resources.~~  
~~—3.] Services.~~*

4. *“Director” means the Director of the Department of **Health and** Human ~~[Resources.]~~  
*Services.**

~~[4.]~~ 5. *“Family resource center” has the meaning ascribed to it in NRS 430A.040.*

~~[5.]~~ *“Local governing board” has the meaning ascribed to it in NRS 430A.050.*

~~6. “Neighborhood action plan” has the meaning ascribed to it in NRS 430A.060.~~

~~7. “Neighborhood”~~

6. “*Family resource center* council” has the meaning ascribed to it in NRS 430A.070.

Sec. 6. NAC 430A.070 is hereby amended to read as follows:

430A.070 1. ~~[A local governing board shall]~~ *The Grants Management Unit of the Department will* advertise and conduct a request for ~~[proposals]~~ *applications* to identify and evaluate applicants that want to be designated as a family resource center.

2. An existing organization may be designated as a family resource center.

Sec. 7. NAC 430A.090 is hereby amended to read as follows:

430A.090 A family resource center must provide an amount of money which is equal to at least 10 percent of the grant ~~[to be made by the local governing board. A family resource center shall provide to the local governing board a description of all in-kind resources which the center will provide.]~~ *it receives from the Department.*

Sec. 8. NAC 430A.100 is hereby amended to read as follows:

430A.100 ~~[A neighborhood]~~ *An* action plan which is recommended to the Director for his approval must contain the following information:

1. ~~[The activities, including, but not limited to, surveys, town meetings and focus groups, which are or will be used to assess the needs of the targeted neighborhood;]~~ *A description of the manner in which information, referral services and case management services will be provided to the residents of the communities to which the family resource center will provide services;*

2. *The manner in which outcomes for children, families and communities to which the family resource center will provide services will be measured based on changes in conditions and characteristics;*

3. Documentation that the plan includes the active involvement of the ~~[residents and businesses of the neighborhood;~~

~~—3.] family resource center council and was developed with input from the family resource center council;~~

4. The names and occupations of the persons who are serving on the ~~[neighborhood]~~ *family resource center* council;

~~[4.— A list of the services and activities offered, or to be offered, through the family resource center, and a detailed description on how these services and activities will be provided to the residents of the neighborhood;~~

~~—5.— A detailed description of how the family resource center will raise the amount of matching money required pursuant to NAC 430A.090; and~~

~~—6.— Specific measurements of outcomes for children, families and neighborhoods in terms of changed conditions and characteristics.] and~~

5. *The rules adopted by the family resource center council for its own management and government.*

**Sec. 9.** NAC 430A.110 is hereby amended to read as follows:

430A.110 ~~[A local governing board shall make its recommendation on a proposed neighborhood action plan and submit that recommendation to the department using]~~ *The*

*Director shall approve an action plan based on* the following criteria:

1. The ~~[potential provider's understanding of the need for and scope of the services being solicited in the request for proposals.~~

~~—2.—The potential provider's past] *applicant's* experience and [current] capabilities to [perform duties of a type reasonably related to those being solicited in the request for proposals.~~

~~—3.] *provide family resource center services.*~~

2. The adequacy of the ~~[proposed approach of management which includes evidence that the approach is:~~

~~—(a) Tailored] *action plan* to meet the specific needs of the [local community; and~~

~~—(b) Supported by the active involvement of the residents and businesses of the neighborhood, including evidence on how recipients of the program will be involved in providing input or feedback, or both, to the family resource center.~~

~~—4.] *communities to which the family resource center will provide services.*~~

3. The feasibility of ~~[the plan in relation to the resources available to the family resource center to which the plan applies.~~

~~—5.—The adequacy of the proposed approach of management which specifies how that approach will be translated into a model which will actually deliver the services to the neighborhood and the residents therein.~~

~~—6.—The reasonableness of the measurements of the projected outcomes.] *successful outcomes, taking into consideration the available resources as outlined in the action plan.*~~

**Sec. 10.** NAC 430A.120 is hereby amended to read as follows:

430A.120 The Director will allocate money from the State General Fund to ~~[establish and fund a]~~ *support the provision of services by* family resource ~~[center]~~ *centers* based on the ~~[following formula:~~

~~—1. Sixty five percent of the money will be allocated to Clark County and the unincorporated town of Pahrump.~~

~~—2. Nineteen percent of the money will be allocated to Washoe County.~~

~~—3. Sixteen percent of the money will be allocated among all of the remaining counties.]~~

*extent to which the communities that receive services from each family resource center are at risk communities, including, without limitation, the statistics concerning child abuse and poverty levels of such communities.*

**Sec. 11.** NAC 430A.020, 430A.030, 430A.040, 430A.050, 430A.060, 430A.080, 430A.130, 430A.140, 430A.150 and 430A.160 are hereby repealed.

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## TEXT OF REPEALED SECTIONS

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### **430A.020 Designation of nonprofit associations as local governing boards.**

1. The Director shall designate at least two nonprofit associations to act as local governing boards.

2. To be designated as a local governing board pursuant to this section, a nonprofit agency must demonstrate to the Director its experience in the administration of social services, including its capacity and ability to:

(a) Collaborate effectively with persons and organizations in the community, including, but not limited to, residents of the community, churches, agencies which provide social services and

other nonprofit agencies, who have an interest in the establishment and maintenance of a family resource center within that community;

- (b) Identify the needs of an at-risk neighborhood; and
- (c) Develop partnerships with members of the community and other local advisory boards.

3. For the purposes of this chapter, a nonprofit agency may include a collaboration of two or more nonprofit agencies wherein one of the agencies is designated as the fiscal agent for the collaborative nonprofit agency.

**430A.030 Evaluation of neighborhoods proposed to be designated as at-risk neighborhoods; criteria.**

1. A local governing board shall evaluate the neighborhoods within the geographic area under its jurisdiction which are proposed to be designated as at-risk neighborhoods. A local governing board may recommend that a neighborhood be designated as an at-risk neighborhood if the board determines that at least two of the following criteria exist in that neighborhood:

- (a) At least 35 percent of the residents have an income level which is at or below the federally designated level signifying poverty.
- (b) At least 10 percent of the residents have dropped out of high school and have not obtained a high school diploma, general equivalency diploma or other equivalent certificate.
- (c) At least 30 percent of the residents have lived in the neighborhood for 1 year or less.
- (d) At least 35 percent of the residents are receiving public assistance, including, but not limited to, emergency assistance, food stamps and payments of aid for families with dependent children pursuant to 42 U.S.C. §§ 601 et seq.
- (e) At least 25 percent of the residents are of an ethnic minority.

(f) The rate of crime in the neighborhood during the previous 12 months is at least 25 percent higher than the average rate of crime for the county in which the neighborhood is located during the same period.

(g) The rate of pregnancies in unmarried teen-age girls during the previous 12 months is at least 10 percent higher than the average rate of pregnancies in unmarried teen-age girls in the State of Nevada during the same period.

(h) The number of reports of child abuse and neglect during the previous 12 months is at least 10 percent higher than the average number of such reports in the State of Nevada during the same period.

2. The recommendation of the local governing board that a neighborhood be designated as an at-risk neighborhood must include an evaluation of the neighborhood.

3. As used in this section, federally designated level signifying poverty means the federal guidelines of poverty as established by the United States Department of Health and Human Services.

**430A.040 Composition of local governing boards and advisory committees; residency requirements.** Except as otherwise provided in this section, at least 50 percent of the members of a local governing board which is overseeing a family resource center must be residents from the geographical area served by the local governing board. If a nonprofit association appointed as the local governing board establishes an advisory committee specifically to advise the board in matters relating to the family resource centers under the jurisdiction of the board, at least 50 percent of the members of that advisory committee must be residents from the geographical area served by the local governing board.



**430A.050 Submission of quarterly reports by local governing boards regarding achievements, progress and expenditures.** Each local governing board shall submit a quarterly report to the Department which outlines its achievements and progress toward reaching the goals set forth in each of its individual neighborhood action plans and accounts for all expenditures of money granted by the Department to the local governing board for those plans. The reports required by this section must be submitted to the Department on or before the last day of April, July, October and January and must include the activities undertaken by the local governing board to:

1. Identify and assess at-risk neighborhoods;
2. Assist in establishing family resource centers, including consultation and training provided at individual family resource centers; and
3. Evaluate the success of the family resource centers.

**430A.060 Submission of quarterly progress reports regarding projected outcomes of neighborhood action plan.** The local governing board shall submit to the Department a quarterly report for each of its neighborhood action plans which identifies the projected outcomes of the plan, the measurements of those outcomes and the progress made by the board and family resource center in reaching those outcomes. The measurements of the outcomes must be approved by the Department before the local governing board may allocate money to the family resource center. The progress reports required by this section must be submitted to the Department on or before the last day of April, July, October and January. The measurements of the outcomes must be stated in terms of changed conditions or characteristics, or both, of children, families and neighborhoods. The local governing board shall, at a minimum, demonstrate in its progress report for each neighborhood action plan that:

1. The family resource center provides valuable resources and services to the neighborhood and the residents therein.

2. The services provided, and referrals to outside agencies or programs, are positive and successful.

3. The family resource center has improved access to and decreased duplication of services which are needed for and requested by the residents of the neighborhood, or that the measurements of outcomes in the neighborhood, as identified by the local governing board in accordance with this section, have improved. These improved measurements may include, without limitation, measurements which indicate a decrease in the rate of crime and criminal activity in the neighborhood, a decrease in the rate of pregnancies among unmarried teen-age girls, a decrease in the number of substantiated reports of child abuse and neglect, and an increase in school attendance.

**430A.080 Submission of plan of collaboration by family resource center which is awarded certain governmental funding.** If a family resource center which is awarded funding by the local governing board is located in a geographical area which has also been awarded funding:

1. As an enterprise zone and community pursuant to 45 C.F.R. Part 96, as that part existed on November 29, 1995; or

2. Pursuant to the Family Preservation and Support Program, 45 C.F.R. Part 92, as that part existed on November 29, 1995,

↳ the family resource center shall provide to the Department a plan which outlines its collaboration with the governmental agency which provides that funding.

**430A.130 Distribution of grant of money to local governing boards; allocation to family resource centers.** Any grant of money by the Director from the State General Fund to establish and fund a family resource center will be made to the local governing board for allocation to the family resource center under the jurisdiction of the board in accordance with the terms of the grant and the provisions of chapter 430A of NRS and this chapter.

**430A.140 Limitation on use of money granted by Director to local governing boards.** The local governing board may use not more than 15 percent of the money received from the Director pursuant to the provisions of chapter 430A of NRS and this chapter on behalf of family resource centers for the board's costs for administration, training and consultation in support of those family resource centers. All remaining money must be allocated by the local governing board to the family resource centers for carrying out its responsibilities under an approved neighborhood action plan.

**430A.150 Recommendation by local governing board for grant of money for family resource center; content of recommendation.** A local governing board shall submit its recommendation for a grant for each family resource center located within the jurisdiction of the board and the amount of the requested funding to the Director within the time specified in a signed contract with the Director. The recommendation must include:

1. The name of the family resource center;
2. The geographic boundaries served, or to be served, by the family resource center, and the justification for these boundaries;
3. The process used to advertise and select the site for the family resource center;
4. Documentation that the family resource center:

(a) Is located in an area which meets the criteria outlined for an at-risk neighborhood as set forth in NRS 430A.020;

(b) Has established a neighborhood council in accordance with NRS 430A.150; and

(c) Has submitted an appropriate neighborhood action plan, in accordance with NRS 430A.140 and NAC 430A.100 and 430A.110;

5. The names and occupations of the members of the neighborhood council of the family resource center;

6. A copy of the neighborhood action plan;

7. Documentation that the residents of the neighborhood have been actively involved in the planning of the family resource center, including, but not limited to, evidence of open public meetings;

8. An assessment of the needs and assets of the neighborhood to be served by the family resource center; and

9. Key indicators, including crime statistics, health statistics, school-related statistics and other similar conditions, which will be used to measure the general health and well-being of the neighborhood and residents therein.

**430A.160 Determination of amount of grant of money by Director.** The Director shall determine the amount of the grants to be provided to a local governing board for allocation to family resource centers. In determining the amount of the grant, the Director shall consider the amount of money available, the formula for allocating money as set forth in NAC 430A.120 and the proposed neighborhood action plan of the family resource center to receive the money.

**NOTICE OF ADOPTION OF PROPOSED REGULATION  
LCB File No. R112-05**

The Department of Health and Human Services adopted regulations assigned LCB File No. R112-05 which pertain to chapter 430A of the Nevada Administrative Code on September 12, 2005.

**Notice date:** 8/9/2005  
**Hearing date:** 9/12/2005

**Date of adoption by agency:** 9/12/2005  
**Filing date:** 11/17/2005

**INFORMATIONAL STATEMENT**

**1. A description of how public comment was solicited, a summary of public response, and an explanation how other interested persons may obtain a copy of the summary.**

LCB File R-112-05 was noticed through public posting, workshop and public hearing as an amendment to regulation. No public comments were received, either in writing or through the public workshop and hearing. A copy of the minutes from the public hearing may be obtained by calling the Nevada State Department of Health and Human Services, Grants Management Unit at (775) 684-3470 or by writing to the Grants Management Unit at 505 E. King St, Room 600, Carson City, Nevada 89701.

**2. The number persons who:**

**(a) Attended each hearing:**

**(b) Testified at each hearing:** 0

**(c) Submitted to the agency written comments:** No comments were submitted

**3. A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.**

The proposed amendment has no impact on business.

**4. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.**

The amendment was adopted by the Grants Management Advisory Committee with no change to the proposed amendment, as no comments were received.

**5. The estimated economic effect of the adopted regulation on the businesses that it is to regulate and on the public. These must be stated separately, and each case must include:**

**(a) Both adverse and beneficial effects; and**

**(b) Both immediate and long-term effects.**

a. The proposed amendment has no economic effect on business, either adverse or beneficial, nor immediate or long-term

b. There is no estimated economic effect on the public, either adverse or beneficial, nor immediate or long-term.

**6. The estimated cost to the agency for enforcement of the adopted regulation.**

There is no additional cost to the agency for enforcement of this regulation.

**7. A description of any regulations of other state or government agencies that the proposed regulation overlaps or duplicates, and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.**

There are no other state or government agency regulations that the proposed amendments duplicate.

**8. If the regulation includes provisions that are more stringent than a federal regulation that regulates the same activity, a summary of such provisions.**

The proposed amendment does not include any provisions that are more stringent than a federal regulation that regulates the same activity.

**9. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.**

The proposed amendment does not establish a new fee or increase an existing fee.