
Notice: Per NRS 239B.030, this document does not contain personal information as defined in NRS 603A.040

SUMMARY: Amends the Washoe County Code relating to the Washoe County Human Services Agency and Washoe County Sheriff's Office by removing and amending provisions related to the work permit and background requirements for child care employees to align with federal and state background check requirements

BILL NO. 1970

ORDINANCE NO. 1690

AN ORDINANCE ADOPTING CHANGES TO THE WASHOE COUNTY CODE THAT REMOVES THE REQUIREMENT FOR A WORK PERMIT CARD, REMOVES THE WORK PERMIT APPEAL PROCESS, REPEALS THE WASHOE COUNTY SHERIFF'S OFFICE INTERNAL REVIEW BOARD, DEFINES THE DIVISION OF PUBLIC AND BEHAVIORAL HEALTH AS THE DESIGNEE OF WASHOE COUNTY CHILD CARE SERVICES FOR THE PURPOSE OF CONDUCTING BACKGROUND CHECKS, AND ADDS VERBIAGE RELATING TO NOTIFICATION OF DENIAL, SUSPENSION, OR REVOCATION OF A CHILD CARE LICENSE.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF WASHOE DO ORDAIN:

SECTION 1. Sections 45.307, 45.315, 45.320, 45.330, 45.335, 45.340, 45.345, 45.350, 45.355, 45.360, 45.365, 45.370, 45.375, 45.380, 45.385 inclusive to the Washoe County Code are hereby repealed.

SECTION 2. Chapter 45 of the Washoe County Code is hereby amended by adding the provisions as shown in SECTION 3 and SECTION 4 herein.

SECTION 3.

45.308 "Division" defined.

"Division" means the Division of Public and Behavioral Health of the Nevada Department of Health and Human Services.

SECTION 4.

45.331 Denial, revocation, or suspension of child care license; notification.

When the Department denies, suspends or revokes a license for a child care facility or imposes an administrative sanction pursuant to NRS 432A.186, the Department shall afford reasonable notice to all parties by certified mail, which notice must contain the legal authority, jurisdiction and reasons for the action taken.

SECTION 5. Chapter 45 of the Washoe County Code is hereby amended by changing the language as shown in SECTION 6 through SECTION 8 herein.

SECTION 6.

45.100 Penalties.

1. Any person who provides child care in a center or home without possessing a valid license issued pursuant to this chapter and the regulations adopted by the department is guilty of a misdemeanor.

(Ord. No. 747, § 15; Ord. No. 777; Ord. No. 918)

SECTION 7.

45.111 Department designated licensing authority for foster care; investigation and fees.

1. The department is hereby designated as the licensing authority for Washoe County pursuant to NRS 424.016.

2. Any person or business engaged in providing foster care in Washoe County must be licensed by the department pursuant to

state law and regulations adopted by the Division of Child and Family Services of the Department of Human Resources of the State of Nevada.

3. Each applicant for a license to conduct a foster home, prospective employee of that applicant or person who is licensed to conduct a foster home, or resident of a foster home who is 18 years of age or older must submit to the department or its designee a complete set of fingerprints and written permission authorizing the department or its designee to forward those fingerprints to the central repository for Nevada records of criminal history for submission to the Federal Bureau of Investigation.

NRS 239B.010(1)(a) provides that the county may request of and receive from the Federal Bureau of Investigation information on the background and person history of any person who has applied for a license as required by statute or local ordinance which it has the power to deny.

NRS 424.030 provides that no person may conduct a family foster home or group foster home without receiving a license from the licensing authority.

4. The department as the licensing authority for Washoe County may charge each person investigated pursuant to NRS 424.031 in advance for the reasonable cost of that investigation.

5. Any fees for fingerprinting and submission to the central repository and the federal bureau of investigation may be paid by the department on behalf of an applicant for a foster care license.

(Ord. No. 1187, § 2; Ord. No. 1382 eff. 9-19-08)

SECTION 8.

45.325 Fingerprints and background information required.

NRS 432A.175 provides that every applicant, licensee and employee of an applicant or licensee, and every resident of a child care facility shall submit to the Department or its designee a complete set of fingerprints and written authorization to forward the fingerprints to the Federal Bureau of Investigations. The Department's designee is the Division.

(Ord. No. 740, § 7; Ord. No. 1382 eff. 9-19-08)

[Business Impact Note: The Board of County Commissioners hereby finds that this ordinance does not impose a direct and significant economic burden upon a business, nor does it directly restrict the formation, operation or expansion of a business.]

Proposed on the 25th day of January, 2022.

Proposed by Commissioner Lucey.

Passed on the 9th day of February, 2022.

Vote:

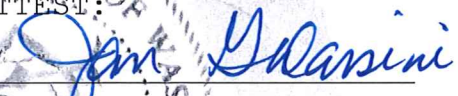
Ayes: Hartung, Hill, Lucey, Jung, Herman

Nays: none

Absent: none



Chairman
Washoe County Commission

ATTEST:


County Clerk

This ordinance shall be in force and effect from and after
February 18th, 2022.

