

Date: May 2, 2025

Proposed Amendment to Assembly Bill No. 185, Amendment No. 71

Proposed by The Children's Cabinet

Purpose: Revises section 7 and 8 related to licensure of child care facilities in a multi-family dwelling, apartment or condominium building, requiring facilities to have an equivalent amount of play space available inside the facility, that is separate from the approved indoor learning area, if the facility does not have an outdoor play space available and the facility meets all other licensing requirements.

FORMAT EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) ~~red strikethrough~~ is deleted language in the original bill; (3) green bold underlining is new language proposed to be added in this amendment; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

Sec. 7. NRS 432A.077 is hereby amended to read as follows:

432A.077 1. The Board shall adopt:

- (a) Licensing standards for child care facilities.
- (b) In consultation with the State Fire Marshal, plans and requirements to ensure that each child care facility and its staff is prepared to respond to emergencies, including, without limitation:
 - (1) The conducting of fire drills on a monthly basis;
 - (2) The adoption of plans to respond to natural disasters and emergencies other than those involving fire; and
 - (3) The adoption of plans to provide for evacuation of child care facilities in an emergency.
- (c) Any regulations necessary to carry out the provisions of NRS 432A.1756 or to ensure the safe operation of small child care establishments.
- (d) Such other regulations as it deems necessary or convenient to carry out the provisions of this chapter.

2. *The licensing standards adopted by the Board pursuant to subsection 1, must not prohibit the licensure of a child care facility that provides care for at least 5 but not more than 12 children and does not have an outdoor play space that is located in a multi-family dwelling or an apartment or condominium building if the facility:*

(a) ~~In a multi-family dwelling or an apartment or condominium building~~ Has an equivalent amount of play space, as required by the Board, located indoors that is separate from the learning area; and

(b) ~~Within 1 mile of an accessible park, school or space that is open to the public for outdoor recreation.~~ Meets all other requirements for licensing of a child care facility as adopted by the Board.

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Sec. 8 NRS 432A.131 is hereby amended to read as follows:

432A.131 1. Child care facilities, other than child care institutions, in any county or incorporated city where the governing body has established an agency for the licensing of child

care facilities and enacted an ordinance requiring that child care facilities be licensed by the county or city need not be licensed by the Division. The licensing agency shall adopt such standards and other regulations as may be necessary for the licensing of child care facilities, and the standards and regulations:

(a) Must not be less restrictive than those adopted by the Board . ~~and~~

(b) *Must not prohibit the licensure of a child care facility that provides care for at least 5 but not more than 12 children and does not have an outdoor play space that is located in a multi-family dwelling or an apartment or condominium building if the facility:*

(1) ~~In a multi-family dwelling or an apartment or condominium building~~ Has an equivalent amount of play space, as required by the Board, located indoors that is separate from the learning area; and

(2) ~~Within 1 mile of an accessible park, school or space that is open to the public for outdoor recreation.~~ Meets all other requirements for licensing of a child care facility as adopted by the Board.

(c) Take effect only upon their approval by the Division.

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