

Informational Statement Form

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 62B.

1. A clear and concise explanation of the need for the adopted regulation.

This regulation is necessary to update the regulations to comply with recent statutory changes included into NRS 62B.607 in 2021.

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

Copies of the proposed regulations, notices of workshop and notices of intent to act upon the regulation were sent by mail and e-mail to persons who were known to have interest in the subject of required training of Juvenile Justice Institution staff and supervisors, reporting requirements of training activities, and penalties for failure to report training activities as well as any persons who had specifically requested such notice. These documents were also made available on the website of the Division of Child and Family Services (DCFS) at www.dcfv.nv.gov, mailed to all county libraries in Nevada, and posted at the following locations:

1. Division of Child and Family Services, 4126 Technology Way, 3rd Floor, Carson City, NV 89706
2. Nevada Youth Parole Bureau, 751 Ryland Street, Reno, NV 89502
3. Nevada Youth Parole Bureau, 6171 W. Charleston Blvd., Bldg. 15 Las Vegas, NV 89146
4. Grant Sawyer Building, 555 Washington Avenue, Las Vegas, NV 89101
5. Elko Juvenile Court, 665 W. Silver Street, Elko, NV 89801
6. Clark County District Attorney, 601 North Pecos Road, Las Vegas, NV 89101
7. Division of Child and Family Services, 475 W. Haskell St. #7, Winnemucca, NV 89445

Two public workshops were held on January 26, 2022, and March 16, 2022, to solicit feedback from interested stakeholders. Overall, the comments were positive and supportive of the regulation. There were also several questions posed to DCFS on the consequences for not adhering to the regulations which were answered by the DCFS Administrator who outlined DCFS's responsibility outlined in NRS 62B.607, which does not include authority for DCFS, or any entity, to provide consequences.

The agency received a combined four (4) written comments as part of these public workshops.

3. The number of persons who (does not include DCFS Staff):

- a. Attended each hearing:** October 4, 2022, 6; and September 14, 2023, 10.

- b. **Testified at each hearing:** October 4, 2022, 4; and September 14, 2023, 0.
- c. **Submitted to the agency written comments:** October 4, 2022, 0; and September 14, 2023, 0.

- 4. **A list of names and contact information, including telephone number, business address, business telephone number, electronic mail address, and name of entity or organization represented, for each person identified above in #3, as provided to the agency, is attached as Exhibit A.**
- 5. **A description of how comment was solicited from affected businesses, a summary of their response, and an explanation of how other interested persons may obtain a copy of the summary.**

These regulations do not apply to businesses as they regulate government facilities. There are no private facilities that fall under these regulations; therefore, no private business comment was solicited.

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

There was no change from the proposed regulation to the adopted regulation. At the public hearing there was no public comment in opposition to the adoption of the regulation. The only comment asked about clarification on how the change might affect local policies. There was no written opposition or suggested changes from the proposed regulation to the adopted regulation language.

- 7. **The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be stated separately, and each case must included:**

This regulation does not regulate any business. It does regulate facilities for youth. The estimated economic effect on the public may be a marginal increase in facility costs for training materials, supplies, and staff time.

Adverse and Beneficial Effects: The adverse effect on juvenile facilities is the staff time cost spent in training. The beneficial effects include ensuring all facilities housing children have well-trained staff and supervisors. The training seeks to enhance the safety and well-being of youth and staff in these types of facilities. In addition, it will set a standard of training statewide to ensure quality staff regardless of geographic location. The training will also make certain that staff are informed of their statutory obligations with respect to evacuation plans and reporting room confinement. The statewide collection of training efforts and annual report will inform agencies, legislators, and the public of ongoing efforts to improve the juvenile justice system.

Immediate and Long-Term Effects: Immediately facilities will need to establish training schedules, find training material (which the State intends to assist with), and develop a documentation process that meets the regulatory standards. Long-Term effects include reducing injury or risk to the youth in these facilities and lowered litigation costs for

counties. The requirement of training for data collection and Disproportionate Minority Contact seek to give local governments and the state the information and tools needed to have a clear data informed approach of our juvenile justice system and to reduce the Disproportionate Minority Contact that youth have with our criminal justice system.

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

The estimated cost to the Division of Child and Family Service is approximately 80 hours of staff time a year to compile the yearly report and to assist facilities with connecting them to appropriate training materials throughout the year. The Division's Program Office can absorb this cost.

9. A description of any regulations of other state or government agencies which 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,

No overlap.

10. If the regulation included provisions that are more stringent than a federal regulation which regulated the same activity, a summary of such provisions.

Not applicable.

11. 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.

No fee is proposed.

Exhibit A – List of Name/Dates of Public and Written Testimony for NAC 62B.

1. 01/26/2022 Workshop (Held Virtually)
 - AJ Holly Hurth – Written Comment dated 1/26/2022; ajhuth@thecenterlv.org
 - Andre Wade – Written Comment dated 2/21/2022; andre@silverstateequality.org
 - Pauline Salla – Public Comment 1/26/2022; pauline.Salla@humboldtcountynv.gov
 - Andre Wade – Public Comment 1/26/2022; andre@silverstateequality.org
 - Christine Eckles - Public Comment 1/26/2022 ; ceckles@washoecounty.us
 - Catherine Jorgensen - Public Comment 1/26/2022; Member of the public; no email address.
 - Elizabeth Florez - Public Comment 1/26/2022 ; eflorez@washoecounty.us
 - Maya Pacheco - Public Comment 1/26/2022; Prevent Child Abuse Nevada, no email address

2. 03/16/22 Workshop (Held Virtually)
 - Jay Cafferata – Written Comment dated 3/15/22; jcafferata@unr.edu
 - Clark County Department of Juvenile Services – Written Comment data 3/16/22, received from Eboni Washington – Eboni@ClarkcountyNV.gov
 - Andre Wade – Public Comment 3/16/2022; andre@silverstateequality.org
 - Heather Plager – Public Comment 3/16/22; hplager@elkocountynv.net
 - Jay Cafferata – Public Comment 3/16/22; jcafferata@unr.edu
 - Michael Whelihan - Public Comment 3/16/22; Michael.Whelihan@ClarkcountyNV.gov

3. 10/4/22 Public Hearing (Held Virtually)
 - Elizabeth Florez - Public Comment 10/4/22- eflorez@washoecounty.us
 - Andre Wade – Public Comment 10/4/22; andre@silverstateequality.org
 - Jay Cafferata – Public Comment 10/4/22; jcafferata@unr.edu
 - Ethan Rice – Public Comment 10/4/22; Member of the public; no email address.

4. 9/14/2023 Public Hearing (Held Virtually & In Person)
 - No written or public comment

