
ASSEMBLY BILL NO. 176—ASSEMBLYMEN FRIERSON; COHEN, DIAZ,
FLORES, JAUREGUI AND YEAGER

PREFILED FEBRUARY 13, 2017

Referred to Committee on Health and Human Services

SUMMARY—Establishes certain requirements for the operation of seasonal or temporary recreation programs. (BDR 38-702)

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

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

AN ACT relating to care of children; establishing certain requirements for the operation of a seasonal or temporary recreation program; providing a civil penalty; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law requires a local government that operates an out-of-school
2 recreation program to comply with certain health and safety standards and to
3 comply with other requirements relating to the safety of participants in the program.
4 (NRS 432A.610) Certain requirements for the staff of an out-of-school recreation
5 program are set forth in existing law. (NRS 432A.620) Existing law further requires
6 an out-of-school recreation program to maintain certain records regarding
7 participants in the program. (NRS 432A.630) **Sections 2-4** of this bill make such
8 requirements imposed on an out-of-school recreation program applicable to a
9 nongovernmental person or entity that operates a seasonal or temporary recreation
10 program. **Section 5** of this bill subjects a person who operates a seasonal or
11 temporary recreation program to a civil penalty not to exceed \$500 for failure to
12 comply with such requirements.



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 the provisions set forth as sections 2 to 5, inclusive,
3 of this act.

4 **Sec. 2.** *A person who operates a seasonal or temporary*
5 *recreation program shall ensure that each site upon which the*
6 *program is conducted:*

7 1. *Complies with applicable federal, state and local laws and*
8 *regulations concerning safety standards;*

9 2. *Complies with applicable federal, state and local laws and*
10 *regulations concerning health standards;*

11 3. *Has a complete first-aid kit accessible on-site that complies*
12 *with the requirements of the Occupational Safety and Health*
13 *Administration of the United States Department of Labor;*

14 4. *Has an emergency exit plan posted on-site in a*
15 *conspicuous place; and*

16 5. *Has at least one staff member on-site and available during*
17 *the hours of operation who is certified and receives annual*
18 *training in the use and administration of first aid, including,*
19 *without limitation, cardiopulmonary resuscitation.*

20 **Sec. 3.** *A person who operates a seasonal or temporary*
21 *recreation program shall complete, for each member of the staff of*
22 *the program:*

23 1. *A background and personal history check; and*

24 2. *A child abuse and neglect screening through the Statewide*
25 *Central Registry for the Collection of Information Concerning the*
26 *Abuse or Neglect of a Child established by NRS 432.100 to*
27 *determine whether there has been a substantiated report of child*
28 *abuse or neglect made against the staff member.*

29 **Sec. 4.** 1. *A person who operates a seasonal or temporary*
30 *recreation program shall maintain records containing pertinent*
31 *information regarding each participant in the program. Such*
32 *information must include, without limitation:*

33 (a) *The full legal name of the child and the preferred name of*
34 *the child;*

35 (b) *The date of birth of the child;*

36 (c) *The current address where the child resides;*

37 (d) *The name, address and telephone number of each parent*
38 *or legal guardian of the child and any special instructions for*
39 *contacting the parent or legal guardian during the hours when the*
40 *child participates in the program;*

41 (e) *Information concerning the health of the child, including,*
42 *without limitation, any special needs of the child; and*



1 *(f) Any other information requested by the Division.*
2 *2. The distribution of any information maintained pursuant*
3 *to this section is subject to the limitations set forth in*
4 *NRS 239.0105.*
5 **Sec. 5.** *A person who operates a seasonal or temporary*
6 *recreation program and who fails to comply with any provision of*
7 *section 2, 3 or 4 of this act is subject to a civil penalty not to*
8 *exceed \$500 for each failure to comply. The Attorney General or*
9 *any district attorney of this State may recover the penalty in a civil*
10 *action brought in the name of the State of Nevada in any court of*
11 *competent jurisdiction.*

