

ASSEMBLY EDUCATION COMMITTEE MINUTES
MARCH 27, 1975

2. 225

MEMBERS PRESENT: Chairman Wittenberg
Vice Chairman Polish
Mr. Coulter
Mr. Weise

MEMBERS ABSENT: Mr. Chaney
Mr. Vergiels
Mr. Lowman

GUESTS: Max Milam, University of Nevada Reno
Ken Johns, University of Nevada Reno
Richard Morgan, Nevada State Education Association
John Hawkins, Carson City Schools
Mike Horan, Secondary School Principals' Association
and Northern Nevada AAA Schools
Bert Cooper, Executive Secretary, NIAA
Bob Best, Nevada State School Boards Association
Marvin Picollo, Washoe County School District
Robert Craddock, Assemblyman
Jerry Miller, Yankee Doodle Nursery, Reno
Mary F. Nelson, Little Bean Nursery, Sparks
Connie Mormon, CCCC Association, L.V.
Katie Masterson, Polka Dot Nursery
John Gamble, Department of Education
Roger Trounday, Department of Human Resources
Jane Douglas, Child Care Services
Betty Brinson, Betty's Pre-Kindergarten
Barbara Kruger, Trinity Preschool, Reno
Sue Wagner, Assemblyman
Mrs. Donald McFadden, Kinderland Nursery
R. J. Klement, Division of Health
Penny Royce, Early Childhood Specialist

A quorum being present, Chairman Wittenberg called the meeting to order at 3:00 p.m. on March 27, 1975. Mr. Wittenberg stated the purpose of the meeting to be hearing on AB 448, 359 and 424.

AB 448, authorizes school districts to use student teachers from the University of Nevada. Dr. Max Milam of the University of Nevada spoke on behalf of the bill stated that this bill will clarify the legal status insofar as the University of Nevada having student teachers in the various schools. He stated that they did check with the State Department of Education and they approve of the bill.

Mr. Wittenberg asked if this had anything to do with the fact that the committee has not acted upon the bill regarding NIC coverage for student teachers. Dr. Milam stated that it did not. Mr. Wittenberg then asked Dr. Milam to explain briefly what NRS 41.038 and NRS 41.039 referred to. Dr. Milam stated that 41.038 provides insurance for state political subdivision

officers and employees. Provides for state subdivisions to insure themselves against liability. NRS 41.039 provides for claims filed against political subdivisions and not against the employee. This would thus be extended to the pseudo teacher. It in effect would include them as employees and provide them with the same protection as the regular teacher has.

Mr. Wittenberg asked what kind of protection the student teacher has now. Dr. Milam stated nothing by law, this would give the pseudo teacher a legal status in the school.

Mr. Weise asked if each school district would pick up the NIC charge. Dr. Milam stated that this does not have anything to do with NIC.

Mr. Weise stated that they would be considered employees of the school district. Dr. Milam stated that they would derive no personal advantage from this but only have that protection the rest of the teachers have from liability.

Richard Morgan, NSEA, spoke in favor of the bill, stating that they represent approximately 200 student teachers. With this membership they are being extended liability coverage. They believe that exposure is important and thus makes liability insurance desirable.

AB 359, establishes policymaking boards within association for interscholastic activities.

Mark Horan, Secondary School Principal's Association and the Northern Nevada AAA Schools, spoke against the bill asking that it not be referred out of committee. He stated that at the present time the makeup of the Control Board of NIAA receives input from 3 board members who are actually members of boards of trustees, one from Clark County, one from Washoe County and one from Churchill County. The President is elected from the Superintendent's Association and therefore there is a line of communication from the Board of Trustees as well as the Superintendents. Actions of the Legislative Commission are reviewed by the Board of Trustees and the Board of Control action is pending approval of the Legislative Commission. Principal's Association of the State of Nevada which consists of 55 principals feels that this allows for a easy line of communication at the present time between the principals and the board of control members. Feel that this board has insight into the problems which confront them. Many people feel that NIAA simplies regulates athletic activies, this is incorrect.

What this bill would do would not only develop a board for policy making but would also be the group for policy executing with no inter-procedures.

"We feel as principals, that a do pass recommendation of the committee would not be in the best interests of the students of the State of Nevada".

For Mr. Weise's information, Mr. Horan gave a brief breakdown of who the members of this group were. See Exhibit I which is herewith attached and made a part of this record. This makeup went into effect July 1, 1974. They have since felt that they need some input from women in athletics so a woman has been added as a regular voting member.

Mr. Weise then asked what their principal activity as a board. Mr. Horan stated that there is a misconception among people in that this board governs many things including music, debate, speech, drama and not just athletics.

Mr. Horan went on to say that it is their feeling that by including just the board of trustees you would be lengthening the line of communications. It would be very difficult to get the expertise across to the board members.

To Mr. Polish's question regarding the length of time this type of operation has been in effect, Mr. Horan stated that this makeup has been since July 1, 1975, before that there were no school board members on this particular board.

Bob Best, Nevada State School Boards Association, stated that his organization does not favor this bill and recommends the same as Mr. Horan, that this bill remain in committee.

He stated that although he has not been able to get a vote from each individual school board he does have the reaction of the superintendents on this. The school boards are represented on this board by the superintendent.

At the present time the Board of Control and the Executive Secretary do need the opportunity to really perform. He stated that he did not feel it was wise to pass legislation to change it before they have opportunity to see if it will work properly,

Two years ago this was made an legal entity. With it's flexibility it gave the school boards an opportunity to have authority in the operation of NIAA. In general it is best to have as little legislation as possible in order to give the organization enough flexibility to operate.

School Boards Association is not interested in being a policy board on the NIAA. They like the way the law is now where the superintendent delegated by them to act for them and make policies and refer back to them in regards to questions.

In answer to Mr. Wittenberg's question regarding what was wrong with the NIAA before their reorganization, Mr. Best

stated that as the interscholastic activities have grown it was felt that a full time Executive Secretary was necessary to care for administration etc. It was then necessary to increase the dues to cover costs and a dues assessment was determined. Then some school board members felt it was best to have representation on the Board of Control. It was not necessarily the feeling of all boards but it was agreed to by all boards. He further stated that with school board members on the Board of Control, a second policy making group would be an impossible situation. Board members do not have the time to put into assignments such as this.

John Hawkins, Carson City School Board, stated that he was President of NIAA from 1972-1974. He itemized the accomplishments of the NIAA since then including securing an competent Executive Director, and to secure legislation legalizing the rights.

The NIAA places the greatest amount of responsibility directly upon the Principal of the school. They are responsible for the program. The present Board of Control is composed in such a way that they have a great deal of input into the Board. This bill would change this and not have the principal in this role.

This has only been in operation for this year and there has not been time for a fair evaluation.

Marvin Picollo, Washoe County School District and presently President of the NIAA for a 2 year term of office, stated that the strongest possible part of the existing situation is that the decision are made by the people doing the job.

With this bill there would not be the professional involvement or the time spent that is presently being spent.

He further stated that at the present time they do not really have much North-South battles but rather large school versus small schools. The present statutes give the small school as much voice as the large.

He stated that he felt they were working out the bugs in this and if this bill were enacted it would cost more money as you would still have to have the expert testimony of the principals.

Would like to see them have another two years to work on this before any legislation taken.

Assembly Craddock, sponsor of the bill, spoke on behalf of the bill. He presented the committee with an amendment to this bill (see exhibit II which attached to these minutes and herewith made a part of this record). This exhibit also gives Mr. Craddock's reasons and arguments for this bill.

At this same time, Mr. Craddock also presented the committee

a copy of the organizational chart of the NIAA, and briefly explained it. Mr. Craddock stated that he feels that someone must have the authority to make decisions without chasing 7 members all over Nevada. Knows of no administrative body that has functioned well without having someone with the authority to make decisions without having to persue a board of trustees. (Exhibit III herewith attached to these minutes).

Mr. Craddock then passed out copies of Chapter 7 and Chapter 8 of the rules and regulations of the NIAA setting forth the Powers and Duties of the Officers and the Powers and Duties of the Board of Control. (See Exhibit IV herewith attached and made a part of these minutes).

He presented the committee with a copy of the class action suit that he filed on behalf of his son and others against the NIAA. He stated that he was not offering this bill as a personal thing because of his son. He stated that this incident should never have occurred but it did happen with the full knowledge of the principal. (Exhibits V of this record).

This bill does not say that they could^{not} set up the same type of controls but this would make available to the majority of the student population a major voice. It is not a sectionalism bill. Feel that the bill does accomplish want they want it to.

This bill does not change any opportunity for imput of principals if they wish. But, the principal does need someone to turn to when they get in trouble.

Mr. Craddock also stated that the only time Clark County has ever gotten anything has been when they have threaten to pull out of the Association. He also stated that he has no objections to a designee of the Board of Trustees being on the board if the trustees are too busy.

Mr. Weise stated that although Clark County may represent a majority of the student population it does not have a majority of the schools in Clark County. Mr. Craddock stated that they do have a majority of the schools when you consider Elementary and Junior High Schools and Junior Highs are governed by this Association.

Mr. Polish asked if this bill proposed that you have two groups to handle everything. Mr. Craddock stated that it was similar to the legislature. They would each have to act upon something for it to effective.

Mr. Polish stated that he would be concerned about two groups with two different ideas coming up with something. Mr. Craddock stated that you would have 22 people working for the best interests of the state.

Bert Cooper, Executive Secretary, NIAA, presented a memo from the NIAA stating their opposition to this bill. This also contains a statement from the President of the Secondary School Principals Association of Nevada and a statement from the National Federation regarding the Constituency of State Association Governing Boards. This are attached as Exhibit VII of these minutes and are herewith made a part of this record.

Mr. Weise asked Mr. Cooper if, as Executive Secretary, does the Legislative Commission give him sufficient reins to make decisions. Mr. Cooper replied that the Constitution and Bylaws of the Association gives authority to him to make direct decisions. These can be appealed by any parent or student to the board. If the board overrules that is final. They can also be appealed to the Legislative Commission. Therefore everything he rules on can be appealed.

Mr. Weise stated that the bill calls for one board composed of superintendents and one of trustees. He stated that he could not find any situation where the superintendent would go against school board. Therefore you would have two board with common interest. Mr. Cooper stated there would be a common demoninator as the Legislative Commission made up of trustees would suggest and make rules. You would have two bodies that would have to approve any action.

AB 424, requires preschools to be licensed and regulated by the State Department of Education.

Assemblyman Wagner, sponsor of this bill, began on behalf of the bill. She stated that he had spoken with Mr. Gamble about the bill and that he has some recommendations that he will make which she believes has some merit. Basically, she stated that she would be presenting an alternative to this bill as he would be. She stated that she felt an obligation to explain her intent and purpose of the bill. She stated that she had two children in pre-school last year and she is concerned as a mother and a former educator on the quality of education her children have received. Not her intention to cast dispersion on these facilities. Intention was to allow those who wish to be licensed by the State Board of Education.

In her estimation those schools that offer specific educational programs should be licensed and governed by the Board of Education. She stated that she had requested specific definitions for the various types of facilities but unfortunately this was not included. Feel that this is probably one of the biggest problems that AB 424 has in it.

Anyone involved in this business know the importance of intellectual

development of the child, it may well be the most significant development time in the child's life. Do not mean to suggest that only a few schools provide educational programs as most provide some educational program. Feel that those school that want to be licensed should be allowed to do so. They should have to meet the standards set by the Board of Education. Would suggest that this be permissive legislation. If a preschool facility wants to be licensed and meets those requirements set by the department feel that they should be allowed to make that distinction known to the public.

By making this permissive would not be forcing the schools that do want to follow those courses to do so.

Another thing that might be considered is ratio of students to teachers. This may be different for this type of licensing.

Concluded her statement by saying that those that do wish to be licensing as such should have to have curriculum approved by the Department of Education and be governed by them.

John Gamble, State Department of Education, stated that the concept of approving educational program of any pre-school that offers an educational program has definite merit. Probably the logical place for that is the Department of Education. Human Resources has very adequately licensed these whether or not they have educational programs. They have just recently developed with their cooperation some of the educational goals which should be included in these facilities.

Feel that the alternative to this bill would be to let the licensing stay with the Department of Human Resources. Those schools that offer an educational program for their children, that that educational program be approved by the Department of Education as part of the licensing procedures. Then there would be no duplication by Human Resources and Department of Education.

The Department of Education is ready to prepare guidelines for these facilities. Mr. Gamble stated that the definitions do need to be more specific. Most facilities do offer some programs therefore these specially licensed preschools must be offering significantly differ programs than what would be offered at other facilities or at home in the general upbringing of the child.

He stated that they do support the intent but not the total licensing by the Department of Education.

Mr. Wittenberg asked if they felt there would be a problem of the public being misled by the term pre-school rather than day care or nursery. Mr. Gamble stated that the problem could arise on the permissive basis where they could be licensed if they wish, but yet a school along side would not necessarily have to be licensed and still be a pre-school.

Mr. Wittenberg stated then if legislation were passed whereby pre-schools could be licensed as being of a little higher quality inasfar as educational program were concerned and thereby justify a higher charge for their services. Mr. Gamble stated that this would be true, there would be justification for charging more and for advertising as such.

Mr. Wittenberg asked if other states were getting into this type of program. Mr. Gamble stated that some were but mostly on the public level.

Mr. Weise asked if the Human Resources with the cooperation of your office would be able to come up with a circulum that a school would have to offer and be licensed accordingly. Mr. Gamble stated that there was a task force working on this very thing at this time which would define goals, circulum, type of teachers etc.

Mr. Weise asked if legislation was necessary for this type of thing. Mr. Gamble stated that it was to insure and differentiate between those facilities that only care to offer care and do not choose to be so licensed.

Mr. Trounday, Director of the Department of Human Resources, then spoke against the bill giving a brief background on the actions taken by his department over the last few years. His statement is herewith attached as Exhibit VII and made a part of this record.

Mr. Trounday then introduced Jane Douglas, Administrator of the Division of Child Care of the Department of Human Resources.

Mrs. Douglas stated that they have had definite leadership from the Department of Education. Mr. Trounday stated that they did not feel that legislation is necessary for this in that they had power to promulgate rules and regulations.

Mrs. Douglas then presented the committee with copies of the licensing regulations for Nevada Child Care Facilities. These are herewith attached as Exhibit VIII and made a part of this record. She stated that these include definitions of all types of child care facilities and give regulations for licensing of each. A pre-school facility must meet the general specifications as well as those required of preschool facilities as prescribed in Section 16. Much of this wording has been taken directly from the Department of Education "Early Childhood Education" report.

Mrs. Douglas stated that she felt it was not necessary to have any special legislation for this, as it is already within the regulations adopted. These facilities are licensed in accordance to the definitions and they are not allowed to advertize otherwise.

These licenses are good for one year and they are periodically checked. These minimum standards are adopted in accordance with legislation and are in effect the same as law.

She then went into particular parts of the bill which would present some problems. She stated that from the very beginning they would have problems with the definition of the word "preschool".

In line 22 what is actually being said is that an infant that is only a several days old could be considered for a preschool.

On line 24 requires an educational program for a preschool when right now some type of educational program is required for all child care facilities. These are required in the rules and regulations for licensing of child care facilities. A preschool could therefore be all child care facilities that exist today.

On the same line there could be problems with the term "within the care thereof." This could be construed to mean lodging, board, etc. and make a preschool a 24-hour operation.

Mrs. Douglas stated that the very fact that this was introduced implies that preschools offer educational programs and other child care facilities do not. This is not true. All child care facilities offer some type of educational program for the development needs of the child.

Even if this were amended there would still be problems. There would be the requirement for some dual licensing. This is unfair "to the providers".

Over the past two years they have tried to address themselves to all the problems that this bill is now raising again. Also, there is no fiscal note but yet this would require additional time and manpower to implement.

Mrs. Douglas ended her statement saying that she "could not see splitting out the preschool facilities and starting all over again."

Mr. Weise asked if this was being handled by her division now was there cooperation from the Department of Education, to which Mrs. Douglas replied there was.

Mr. Weise then went on to say that he would like her to explain how someone who wants to get a program designed program for their child can identify a preschool as having this type of surrounding or circumlum. Some parents are willing to pay to have their child go to a preschool that has an approved curriculum.

Mrs. Douglas replied that there is a task force that is working on this very thing developing something through experience. They

may be able to work out something so that this can be easily identified in the yellow pages. Some method of identifying and certifying. This is also the advantage of rules and regulations in that the findings of the task force can be implemented without further legislation. Advertising methods have been discussed extensively but as yet can not be readily identified but it is a goal they are working for.

Mr. Wittenberg asked if they will be able to propose rules and regulations to cover advertising which would preclude advertising without proper credentials. Mrs. Douglas stated that they can only advertise what they are presently licensed for right now and they must meet all standards for that type of license.

Mr. Weise asked if they felt that when they have a final program it will be specific enough to identify this type of preschool. Mrs. Douglas stated that this is now their top priority and they are presently moving very fast on it. They hope within the next month and one half to have the first draft of this program.

Although it isn't quite that simple. The present rules and regulations are a result of 10 drafts. They also work with the people involved who make suggestions, but they will finally come up with a system which will be very specific in its requirements.

Mr. Wittenberg asked if there was a complaint mechanism involved. Mrs. Douglas stated that they have the power to "jerk a license" if they find any irregularities. This is all provided in the rules and regulations.

Mr. Trounday added that any changes in the rules and regulations have to go through several hearings before the Board of Health and must follow the Administrative Procedures Act so there is ample protection for all involved to have their say.

Jerry Miller, Yankee Doodle Nursery, Reno, stated that she agreed with what had been said by Mrs. Douglas and that she felt what was need in their field had been done.

Connie Mormon, CCCC Association stated that she felt if there were two boards to comply with it would be very confusing as many preschools have child care facilities in connection with them. She further stated that she thought they had come a long way and the present board has work very hard with much input from the industry and she feels they are moving in the right direction.

Katie Masterson, Polka Dot Nursery, stated that she agreed with what has been said and had nothing further to add.

Betty Brinson, Betty's Pre-Kindergarten, also agreed with what had been said and had nothing further to add.

Barbara Kruger, Trinity Preschool, Reno, presented the committee with letters from concerned parents on behalf of the bill. This letters are attached as Exhibit IX and herewith made a part of this record.

She stated that their parents were concerned with the connotation of the word "providers". They are concerned with the word "school" and are not against nursery or child care facilities. But they are a school and what other school is licensed by other than the Department of Education.

Mr. Gamble answered her question by stating that the only thing he could think of would be your real estate schools and a few vocational schools but basically all schools are licensed.

Mrs. Kruger went on to say that a child care facilities means something other than school. They are also concerned with professionalism in these facilities. They did some research and found 50% of the child's development comes before the age of 4 and yet the State does recognize this until the child is 5 years old.

They are concerned that the requirements for preschool which are Section 16 in a 17 section regulations are going to do what parents want them to do.

Mr. Wittenberg asked in what areas did they not agree with Human Resources. Mrs. Kruger stated that disapprove of the blanket approval given all facilities by the Department of Education. Parent cannot be sure that they are getting a good educational program from a preschool right now.

She further stated that they would suggest that a Early Childhood Specialist be hired. They do realize that the health and welfare of the child is important but this type of specialist could concern himself toward the problem of the educational program.

Mr. Polish asked about how many types of preschools there were. Mrs. Kruger stated that there were many types of experimental programs going on around the country and an early childhood specialist would be aware of them.

Mrs. McFadden, Kinderland Nursery, stated that there had been a great deal of confusion in the past in this industry but that at the present time with the present regulations they are satisfied that they are working well. She opposed this bill.

Penny Royce, Early Childhood Specialist, stated that she would have to commend Mrs. Wagner and Jane Doulgas for their efforts in this field. Nevada has neglected the preschool age child greatly. At last this state is beginning to move in the right direction. She stated that she would hate to see it all done away with and

started all over. She stated that she felt the biggest problem right now was the gap between the adoption of rules and regulations and actual implementation of them. She stated that she would propose that some type of board be formed that would make sure that regulations are enforced so that what is taking place is what is down on paper.

Mr. Weise asked Mrs. Douglas if she felt that their program would accomplish those goals suggested when it is in "full-bloom". She stated that they would hope so, that right now regulations are weighted toward health standards for these facilities and not that much emphasis is put on educational. They hope with help of the task force they can come with something that will work for all.

She further added that at the present time they are understaffed. They do have a federal grant for a training program but this will run out and is just a start in the right direction.

Mr. Weise stated that he was not sure that we should have any legislation right now but felt that it would be important to define a program for those parents want a certain type of preschool program for their child.

Mary Nelson, Little Bean Nursery, Sparks, stated that we should keep in mind the present economy. With too much requirements and legislation they could be priced right out of existence. At the present time they also have to think those people in the low income brackets who need a good place for their children.

Mr. Weise stated that he felt that they should probably be some type of license for those preschools that do offer a real good educational program and wish to be so identified.

Jane Douglas stated that in the past parents have opposed separate preschool and child care facilities as many times a child goes to a preschool for a few hours and then is in the child care facility for the rest of the day.

A general discussion was then held with the committee and the guests all participating.

As there was no further testimony on these bills, Chairman Wittenberg called a brief recess before taking any action on these bills.

AB 448, authorizes school districts to use student teachers from the University of Nevada System. Mr. Weise moved "do pass" and Mr. Polish seconded the motion. The vote was 4 ayes and no nays with 3 members being absent. See attached Legislative Action Form.

AB 424, requires preschools to be licensed and regulated by the State Board of Education. Mr. Weise moved that no action be taken on this until the full committee was present. Chairman Wittenberg stated that he would hold this bill until the committee as a whole was present.

Chairman Wittenberg then stated that AB 24, which regulates private schools, had been referred back to this committee for additional amendments. He stated that the amendments that came out of the bill drafter were not the amendments suggested by the subcommittee. The bill had been referred to Ways and Means but they wish only to act upon the money part of the bill and not get involved with the amendments. Therefore he will call the committee together to work on the amendments with the appropriate agency representatives.

As there was no further business for this day, Chairman Wittenberg adjourned the meeting.

Respectfully submitted,

SANDRA GAGNIER,
Assembly Attache

Also attached to these minutes and herewith made a part of this record are copies of various types of telegrams and letters received by the Chairman in regard to AB 424. See Exhibit X.

ASSEMBLY

AGENDA FOR COMMITTEE ON.....EDUCATION.....

Thursday,

Date March 27, 1975 Time 3 P.M. Room 336

224

1-

Bills or Resolutions
to be considered

Subject

Counsel
requested*

THIS AGENDA CANCELS AND SUPERSEDES
PREVIOUS AGENDA THIS DATE.

- A.B. 359 Establishes policymaking boards within association for interscholastic activities.
- A,B. 424 Requires preschools to be licensed and regulated by the State Board of Education.
- A.B. 448 Authorizes school districts to use student teachers from the University of Nevada System.

*Please do not ask for counsel unless necessary.



EDUCATION
LEGISLATION ACTION

DATE 3-27-75

SUBJECT AB 448, Authorizes School districts to use student teachers
from the University of Nevada System.

MOTION:

Do Pass XX Amend _____ Indefinitely Postpone _____ Reconsider _____

Moved By Mr. Weise Seconded By Mr. Polish

AMENDMENT:

Moved By _____ Seconded By _____

AMENDMENT:

Moved BY _____ Seconded By _____

VOTE:	<u>MOTION</u>		<u>AMEND</u>		<u>AMEND</u>	
	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
CHANEY	<u>absent</u>	_____	_____	_____	_____	_____
COULTER	<u>X</u>	_____	_____	_____	_____	_____
LOWMAN	<u>absent</u>	_____	_____	_____	_____	_____
POLISH	<u>X</u>	_____	_____	_____	_____	_____
VERGIELS	<u>absent</u>	_____	_____	_____	_____	_____
WEISE	<u>X</u>	_____	_____	_____	_____	_____
WITTENBERG	<u>X</u>	_____	_____	_____	_____	_____
TALLY:	<u>4</u>	<u>0</u>				

ORIGINAL MOTION: Passed XX Defeated _____ Withdrawn _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

AMENDED & PASSED _____ AMENDED & DEFEATED _____

Attached to Minutes 3-27-75

UNIVERSITY
OF
NEVADA
SYSTEM

AB448

University of Nevada • University of Nevada • Desert Research Institute • Community College Division
Reno Las Vegas

NEIL D. HUMPHREY
Chancellor

March 18, 1975 2- 239

The Honorable Al Wittenberg
Chairman, Assembly Education Committee
Nevada State Legislature
Carson City, Nevada 89701

Dear Al:

The University has been placing majors from the two Colleges of Education in the various school districts to complete their student teaching experience. The local districts and our Colleges of Education have asked that these students be considered employees of the district for liability insurance purposes. BDR 34-703, enclosed, would accomplish this and I would greatly appreciate it if the Assembly Education Committee would introduce this bill.

Should you agree to introduce this and you wish a hearing, please let me know and I will arrange to have the appropriate persons there.

Cordially,

Neil

Neil D. Humphrey
Chancellor

NDH:ja
Enclosure

41.037

ACTIONS: PERSONS

3. Every claim against any other political subdivision of the state shall be presented, within 6 months from the time the cause of action accrues, to the governing body of that political subdivision. No action may be brought unless the governing body refuses to approve or fails within 90 days to act upon the claim.

(Added to NRS by 1965, 1414; A 1969, 1117)

41.037 Administrative settlement of claims. Upon receiving the report of findings as provided in subsection 2 of NRS 41.036, the state board of examiners may allow and approve any claim against the state or any of its agencies arising under NRS 41.031 to the extent of \$15,000. Upon approval of any claim by the state board of examiners, the state controller shall draw his warrant for the payment thereof, and the state treasurer shall pay the same from the reserve for statutory contingency fund. The governing body of any political subdivision whose authority to allow and approve claims is not otherwise fixed by statute may allow and approve any claim against that subdivision arising under NRS 41.031 to the extent of \$15,000 and pay it from any funds appropriated or lawfully available for such purpose.

(Added to NRS by 1965, 1414; A 1973, 1532)

41.038 Insurance of state, political subdivisions, officers, employees against liability.

1. The state and any political subdivision may:

(a) Insure itself against any liability arising under NRS 41.031.

(b) Insure any of its officers or employees against tort liability resulting from an act or omission in the scope of his employment.

(c) Insure against the expense of defending a claim against itself whether or not liability exists on such claim.

2. Any school district may insure any peace officer, requested to attend any school function, against tort liability resulting from an act or omission in the scope of his employment while attending such function.

(Added to NRS by 1965, 1414; A 1969, 272, 564)

41.039 Filing of valid claim against political subdivision condition precedent to commencement of action against employee, officer. An action which is based on the conduct of any employee or appointed or elected officer of a political subdivision of the State of Nevada while in the course of his employment or in the performance of his official duties may not be filed against such employee or officer unless, prior to the filing of the complaint in such action, a valid claim has been filed, pursuant to NRS 41.031 to 41.038, inclusive, against the political subdivision for which such employee or officer was authorized to act.

(Added to NRS by 1968, 27)

DIRECTORY - NEVADA INTERSCHOLASTIC ACTIVITIES ASSOCIATION - 19

COUNTY ORGANIZATION and LEGISLATIVE COMMISSION*

County	Superintendent	Schools	County	Superintendent	Schools
Churchill	Elmo De Ricco	Churchill County High School	Lincoln	Dr. Darrell Kelley	Lincoln County High School
Clark	Dr. Kenny Guinn	Basic High School	Lyon	Tod Carlini	Pahrnagat Valley High School
		Boulder City High School			Fernley High School
		Chaparral High School			Smith Valley High School
		Clark High School			Yerington High School
		Eldorado High School	Mineral	Arlo Funk	Mineral County High School
		Indian Springs High School	Nye	Joaquin Johnson	Beatty High School
		Las Vegas High School			Gabbs High School
		Moapa Valley High School			Pahrump Valley High School
		Rancho High School			Tonopah High School
		Southern Nevada Vocational-Technical Center	Carson City	John Hawkins	Carson High School
		Valley High School	Pershing	Marvin Killfoil	Pershing County High School
		Virgin Valley High School	Storey	Hugh Gallagher	Storey County High School
		Western High School	Washoe	Dr. Marvin Picollo	Earl Wooster Senior High School
Douglas	Gene Scarselli	Douglas County High School			Gerlach High School
Elko	Robert Zander	George Whittell High School			Incline High School
		Carlton High School			Procter Hug High School
		Elko High School			Reed High School
		Owyhee High School			Reno High School
		Wells High School	White Pine	John Orr	Sparks High School
Eureka	Carl Shaff	Eureka High School			Lund High School
Humboldt	Robert Scott	Albert Lowry High School	Parochial	Fr. Thomas Meger	White Pine High School
		McDermitt High School			Bishop Gorman Catholic
		Austin High School	Agency	Paul Nelson	Bishop Manogue Catholic
Lander	Frank Langlinais	Battle Mountain High School	California	Alfonso Silva	Stewart Indian School
					Coleville High School

*Made up of County Superintendents

CONFERENCE DIRECTORY

FOOTBALL

NORTH "AAA"
 Carson (1700)
 Hug (1900)
 Reed (1050)
 Reno (2054)
 Sparks (1800)
 Wooster (2000)

SOUTH "AAA"
 Basic (1300)
 Chaparral (2500)
 *Clark (2500)
 *Eldorado (1250)
 Gorman (800)
 *Las Vegas (1200)
 Rancho (2400)
 Valley (2200)
 *Western (2400)

"AA" STATEWIDE

Boulder City (Free Lance) (612)
 *Churchill (660)
 Douglas (550)
 Elko (809)
 Lowry (450)

Manogue (360)
 Mineral (500)
 Stewart (400)
 White Pine (750)
 Yerington (420)

NORTH "A"

Battle Mountain (165)
 Carlin (110)
 Fernley (275)
 Pershing (200)
 Incline (295)
 Wells (225)
 Whittell (210)

SOUTH "A"

Indian Springs (125)
 Lincoln (180)
 Moapa Valley (210)
 Tonopah (150)
 Virgin Valley (130)

8-MAN STATEWIDE

Coleville (80)
 Gabbs (168)
 Gerlach (57)
 Lund (40)

McDermitt (95)
 Owyhee (105)
 Pahrnagat (53)
 Pahrump Valley (140)
 Smith Valley (70)

BASKETBALL, TRACK & BASEBALL

NORTH "AAA"

Carson (1700)
 Hug (1900)
 Reed (1050)
 Reno (2054)
 Sparks (1800)
 Wooster (2000)

SOUTH "AAA"

Basic (1300)
 Chaparral (2500)
 *Clark (2500)
 *Eldorado (1250)
 Gorman (800)
 *Las Vegas (1200)
 Rancho (2400)
 So. Nv. Voc. Tech (2200)
 *Western (2400)

"AA" STATEWIDE

Boulder City (Free Lance) (612)
 *Churchill (660)
 Douglas (550)
 Elko (809)
 Lowry (450)

Manogue (360)
 Mineral (500)
 Stewart (400)
 White Pine (750)
 Yerington (420)

WEST "A"

Coleville (80)
 Fernley (275)
 Gabbs (168)
 Gerlach (57)
 Incline (295)
 Pershing (200)
 Smith (70)
 Storey (40)
 Whittell (210)

EAST "A"

Austin (40)
 Battle Mtn. (165)
 Carlin (110)
 Eureka (65)
 Lund (40)
 McDermitt (95)
 NYTC (53)
 Owyhee (105)
 Wells (225)

SOUTH "A"

Beatty (110)
 Indian Springs (110)
 Lincoln (180)
 Moapa Valley (210)
 Pahrnagat (53)
 Pahrump Valley (140)
 Spring Mtn. (60)
 Tonopah (150)
 Virgin Valley (130)

*THREE YEAR HIGH SCHOOL

BOARD OF CONTROL

MARVIN PICOLLO President, NIAA
 Superintendent, Washoe County School District
 425 East 9th Street, Reno 89502
 Phone: 322-7041 (1976)

ROBERT FOARD Member, District I
 Principal, Earl Wooster High School
 1331 East Plumb Lane, Reno 89502
 Phone: 329-4243 (1976)

KENNETH BOWERS . . Member, District IV
 Vice Principal, Eldorado High School
 1139 North Linn Lane, Las Vegas 89110
 Phone: 452-6050 (1976)

RICHARD FRAZIER . . . Member, District I
 Principal, Pershing County High School
 P.O. Box 389, Lovelock 89419
 Phone: 273-2625 (1975)

GRANT BOWLER Member, District IV
 Principal, Moapa Valley High School
 Overton 89040
 Phone: 397-2611 (1977)

WILLIAM WRIGHT Member, District II
 Principal, George Whittell High School
 P.O. Box D, Zephyr Cove 89448
 Phone: 588-2446 (1975)

GLEN C. TAYLOR
 Clark County Board of Trustees
 106 Hickory, Henderson 89015
 Phone: 564-2637 (1976)

ROBERT KERTH Member, District III
 Principal, Elko High School
 987 College Avenue, Elko 89801
 Phone: 738-5530 (1978)

JERRY CARR WHITEHEAD
 Washoe County Board of Trustees
 232 Court Street, Reno 89501
 Phone: 786-7600 (1976)

ANGELO COLLIS Member, District IV
 Vice Principal, Clark High School
 4291 West Pennwood, Las Vegas 89102
 Phone: 876-1444 (1978)

HENRY CORNU
 Churchill County Board of Trustees
 595 Fourth Street, Fallon 89405
 Phone: 423-4391 (1976)

BERT COOPER Executive Secretary
 400 West King Street, Carson City 89701
 Phone: 885-4390

NEVADA INTERSCHOLASTIC ACTIVITIES ASSOCIATION
 ORGANIZATION CHART

Legislative Commission
 made up of
 County Superintendents

NIAA Board of Administrators

*PRESIDENT	**DISTRICT I two members	**DISTRICT II one member	**DISTRICT III one member	**DISTRICT IV three members	***AT-LARGE Statewide one member
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***School Trustees

CLARK COUNTY
 one member

CARSON CITY,
 WASHOE COUNTY
 one member

OTHER COUNTIES
 one member

Voting Members

Executive Secretary

District One
 Member Schools
 12

District Two
 Member Schools
 9

District Three
 Member Schools
 12

District Four
 Member Schools
 21

*Elected by Legislative Commission
 **Administrative District Representatives
 elected by the member schools
 (each school has one vote)

***Elected by the Board of Control
 ****Elected by the Trustees of the district
 or districts

NEVADA INTERSCHOLASTIC ACTIVITIES ASSOCIATION
ORGANIZATION CHART

Legislative Commission
made up of
County Superintendents

NIAA Board of Administrators

*PRESIDENT	**DISTRICT I two members	**DISTRICT II one member	**DISTRICT III one member	**DISTRICT IV three members	***AT-LARGE Statewide one member
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****School Trustees
CARSON CITY,

NIAA Board of Administrators

*PRESIDENT	**DISTRICT I two members	**DISTRICT II one member	**DISTRICT III one member	**DISTRICT IV three members	***AT-LARGE Statewide one member
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****School Trustees

CARSON CITY,
WASHOE COUNTY
one member

CLARK COUNTY
one member

OTHER COUNTIES
one member

Voting Members

A.B. 359

Sec. 1.a, Line 8 (Legislative) Control

2- 244

Sec. 1 b, Line 10 ((Control) Legislative

Reason: The term Legislative more commonly belongs to the elected officials.

The thrust of this portion of the bill is to establish a dual majority. One board representing the 17 political sub-divisions while the other represents the student population in policy making only.

Reason: Clark County cannot adequately represent that student body in policy matters with one of 17 votes and 58% of the student population. While I have no real hang up on the specifics of Section 2 I do believe that 58% of the student population should have access to a majority of one facet of the control in policy matters.

Page 2, ^{Paragraph} ~~Section~~ 3 provides that by a majority vote of each board, they shall employ and fix the duties, powers and conditions of employment of the chief administrator referred to as the Executive Secretary on the charts.

Reason: Someone must have the authority to make a decision without chasing some 12 members of a board that are located throughout the State. I know of no administrative office that operates properly without some one person being in a position to make a decision.

It has been suggested that an appeals procedure be established by state law. I have no objections to the idea. In the meantime I see no need.

EXHIBIT IV

245
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CHAPTER 7

Powers and Duties of Officers

Section 1: President

It shall be the duty of the president to preside at all meetings of the Board of Control and the member schools of the Association. He may call such special meetings of the Board of Control as he may deem necessary in accordance with Chapter 5, Section 2. He shall act as the official spokesman for the Association and shall perform such duties as are generally required of his office.

Section 2: Vice-President

It shall be the duty of the vice-president to perform all the duties of the president when the latter is unable to perform these duties.

Section 3: Executive Secretary

The Executive Secretary of the Association shall be the chief administrative officer of the Association and shall perform such duties as are required by these rules and regulations and as provided in his contract.

The Executive Secretary shall be bonded in an amount not less than \$20,000, the premium for which shall be paid by the Association. He shall make a complete financial statement to the Association annually following an audit by a certified public accountant. All expenses of the audit shall be paid by the Association.

CHAPTER 8

Powers and Duties of the Board of Control

Section 1

The Board of Control shall have the authority to exercise all the powers expressed or implied in these Rules and Regulations, and to act as an administrative board in the interpretation of all questions arising from the directing of interscholastic activities of the member schools as provided in the Rules and Regulations. Where there is no rule or precedent the decision of the Board shall prevail.

Section 2

The Board of Control shall:

- (a) exercise general control over all activities in which member schools participate as provided in the Rules and Regulations.
- (b) provide necessary facilities, equipment, and personnel to conduct the business of the Association.
- (c) give interpretations of the rules of the Association and clarify application of the rules and regulations.
- (d) authorize the executive secretary to conduct investigations relative to violations of the rules and regulations of the Association as provided in the Violation and Appeal Chapter 10.
- (e) adopt an annual budget for the operation of the business affairs of the Association and set dues in conformance with the formula adopted by the Association.
- (f) employ an Executive Secretary, set his or her salary, and provide payment thereof.
- (g) assign member schools to the necessary classifications, zones or divisions to better achieve the objects of the Association, and for the efficient and effective conduct of interscholastic activities.
- (h) provide for the organization, supervision, and certification of officials for all interscholastic activities under its jurisdiction as provided in the Rules and Regulations.
- (i) make such other regulations not inconsistent with the Articles of Incorporation and Rules and Regulations.

Section 3

All actions of the Board of Control under Chapter 8 may be appealed to the Legislative Commission by a member school, through the Superintendent, within ten (10) calendar days.

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LORETTA BOWMAN
CLERK
BY ALDYNA MARK

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CASE NO: A-128674

IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF CLARK

In the Matter of the Guardianship)
of)
JAY G. CRADDOCK,)
A Minor.)

PETITION FOR APPOINTMENT
OF GUARDIAN AD LITEM FOR
MINOR PLAINTIFF

COMES NOW THE Petitioner ROBERT G. CRADDOCK, and by
this Petition respectfully shows the Court:

I

That Petitioner is the father of JAY G. CRADDOCK,
a minor of the age of fifteen years, and who resides with
Petitioner at 6090 East Lake Mead Blvd, Las Vegas, Nevada,
and that no general or testamentary guardian has been
appointed for said minor.

II

That said minor has a claim against the CLARK COUNTY
SCHOOL DISTRICT, KENNY GUINN, Superintendant of Public Schools
for Clark County Nevada, and the NEVADA INTERSCHOLASTIC
ACTIVITIES ASSOCIATION, because of their refusal to let said
minor participate in Junior High School Sports events
for which he is duly qualified, and scheduled to commence
on May 7, 1974.

III

That said minor desires to institute suit in
the Eighth Judicial District Court of the State of Nevada on
the above stated cause of action.

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IV

That Petitioner is willing to become the guardian ad Litem of said minor, that he is advised by counsel and that he is fully competent to understand and protect the rights of said minor: that Petitioner has no adverse interest to said minor.

V

That no previous application for the appointment of a Guardian ad Litem has been made herein.

WHEREFORE, Petitioner prays that an order be issued appointing Petitioner Guardian ad Litem of JAY G. CRADDOCK, for the purposes stated above.

Daniel Markoff
DANIEL MARKOFF
Attorney for Petitioner
319 So. 3rd St.
Las Vegas, Nevada
89101

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

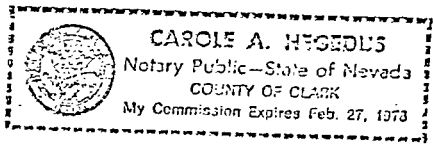
ROBERT G. CRADDOCK, being first duly sworn on oath, deposes and says:

That he is the Petitioner in the above entitled action; that he has read the foregoing Petition for Appointment of Guardian ad Litem for Minor Plaintiff and knows the contents thereof; that the same is true of his own knowledge, except for any matters therein stated on information and belief, and as to those matters, he believes it to be true.

SUBSCRIBED AND SWORN TO before me this 6th day of May 1974.

Robert G. Craddock
ROBERT G. CRADDOCK

Carole A. Hegedus
NOTARY PUBLIC in and for the County of Clark, State of Nevada



#2

Ex. IV

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FILED

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MAY 7 9 01 AM '74

LORETTA BOWMAN
CLERK

BY ALDINA MAANO

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CASE NO: A125674

IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF CLARK

In the Matter of the Guardianship)
of)
JAY G. CRADDOCK,)
A Minor.)

ORDER

Upon reading the filed verified Petition of ROBERT G. CRADDOCK praying for the appointment as the Guardian ad Litem of JAY G. CRADDOCK, who is a minor and under the age of 21 years of age, and upon motion of DANIEL MARKOFF, ESQ., Attorney for Petitioner, and good cause appearing; therefore,

IT IS HEREBY ORDERED THAT ROBERT G. CRADDOCK, be and he is hereby appointed Guardian ad Litem of JAY G. CRADDOCK, the minor above mentioned, for the purpose of commencing and prosecuting a suit on behalf of said minor upon a claim for injunctive relief as set forth in the Petition for Appointment of Guardian ad Litem.

DATED this 7th day of May, 1974.

KETH C. HAYES

DISTRICT JUDGE

Daniel Markoff
DANIEL MARKOFF
Attorney for Petitioner
319 S. 3rd St.
Las Vegas, Nevada

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FILED

MAY 7 9 03 AM '74

2- 249

LORETTA BOWMAN
CLERK

BY ALDINA MANN

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CASE NO: AR 25674

IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF CLARK

* * * * *

JAY G. CRADDOCK, a minor)
by his Guardian ad Litem)
ROBERT G. CRADDOCK, and)
INVOLUNTARY PLAINTIFFS)
DOES I through XX inclusive,)
)
Plaintiffs,)
)
vs.)
)
CLARK COUNTY SCHOOL DISTRICT,)
and KENNY GUINN, as Superentendant)
of Clark County Schools, his agents,)
employees and assigns, and the)
NEVADA INTERSCHOLASTIC ACTIVITIES)
ASSOCIATION, and JOHN AND JANE)
DOES I through X,)
)
Defendants.)

COMPLAINT FOR
INJUNCTIVE RELIEF
with supporting
affidavit

COMES NOW Plaintiffs above, by and through their attorney
DANIEL MARKOFF and complain and allege as follows:

I

That prior to the filing of this Complaint ROBERT G.
CRADDOCK was duly appointed Guardian ad Litem of JAY G. CRADDOCK
a minor, for the purposes of this action.

II

That the minor JAY G. CRADDOCK and ROBERT G. CRADDOCK
are residents of the County of Clark, State of Nevada.

III

That there are other persons, other than JAY G.
CRADDOCK whose joinder is impracticable at this time and that there

2

1 will be an amended complaint filed when their names become
2 known.

3 IV

4 That the defendant CLARK COUNTY SCHOOL DISTRICT and
5 KENNY GUINN above named are the governing body for the CLARK
6 COUNTY SCHOOL area in and for Clark County Nevada, as
7 provided by the laws of the state of Nevada, and presently function
8 in that capacity and have so functioned at all times mentioned
9 herein, and the NEVADA INTERSCHOLASTIC ACTIVITIES ASSOCIATION
10 directs interscholastic activities in the State of Nevada
11 and with the CLARK COUNTY SCHOOL DISTRICT.

12 V

13 That commencing with the 1973-1974 school year,
14 JAY G. CRADDOCK, and others similarly situated, were
15 enrolled as students in the eighth and ninth grade at
16 El Dorado Junior - Senior High School in Clark County, Nevada
17 and are presently so enrolled in that capacity. During the
18 1973-1974 school year plaintiff JAY G. CRADDOCK, and other,
19 became interested on or about March 15, 1974 in track and
20 field events and have competed in interscholastic events and
21 meets for track and field in their capacity as junior high
22 school students, without ever having their capacity as junior
23 high school students challenged for these meets.

24 VI

25 That commencing on or about March 15, 1974
26 plaintiff JAY G. CRADDOCK and others trained, exercised and
27 otherwise expended considerable time and effort in training for track
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2.

1 and field events in the Junior High category and on behalf
 2 of El Dorado Junior-Senior High School and after having
 3 competed in track and field events among Clark County
 4 School approved and sanctioned events, were awarded the
 5 honors making them eligible to compete in an upcoming event on
 6 or about May 7, 1974, and continuing thereafter until
 7 completed, a track and field event known popularly as
 8 the Clark County Junior High Track and Field Event, which
 9 is to be held at El Dorado Junior-Senior High School.

VII

11 That as a result of a ruling of the CLARK COUNTY
 12 SCHOOL DISTRICT per the CLARK COUNTY JUNIOR HIGH SCHOOL
 13 GOVERNING BOARD and the NEVADA INTERSCHOLASTIC ACTIVITIES
 14 ASSOCIATION, plaintiffs were prohibited from participating in
 15 the upcoming events presently scheduled to commence on
 16 May 7, 1974, for the reason that they attended El Dorado
 17 Junior-Senior High School which has high school facilities in
 18 addition to its junior high school facilities and this puts
 19 all students who are in the eighth or ninth grade (junior
 20 high school) into the category of high school students (tenth
 21 through twelfth grades) which makes plaintiff JAY G. CRADDOCK
 22 and other students similarly situated ineligible for the
 23 upcoming competition heretofore mentioned.

VIII

25 That El Dorado is a new educational facility located
 26 in Clark County, in its first year of operation, and therefore
 27 has admitted eighth and ninth grade students to use its educa-
 28 tional facilities until these students are advanced into the
 29 high school category, who would otherwise attend other
 30 junior high schools in the Clark County area.

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IX

Plaintiff JAY G. CRADDOCK, and others so situated, have no adequate remedy at law or otherwise for the harm that is threatened by the decision of defendants that junior high school students from El Dorado Junior-Senior High School cannot compete in the events scheduled to commence on May 7, 1974 as evidenced by the preceeding paragraphs and in addition have exerted physical conditioning in the spirit of sportsmanship, comradship and competition with no expectancy or reward other than that which may be achieved by athletic competition

X

Plaintiff JAY G. CRADDOCK, and others similarly situated, will suffer immediate and irreparable harm and injury unless the acts and conduct of the defendants as complained, are enjoined and thereby plaintiffs permitted to compete in the upcoming events previously mentioned, because of the time and effort expended in preparing and conditioning for these events and the fact that unless the defendants are restrained the events of May 7, 1974 for which plaintiffs have trained will have passed.

XI

That the disqualification of plaintiff JAY G. CRADDOCK from participation of the aforementioned event, as well as that of others in the similar position as his, is due in no way to any conduct on their part such that their disqualification would be warranted.

XII

That there are names of persons defendant who are presently unknown, but shall be added upon their names and capacities becoming known to plaintiffs.

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WHEREFORE, Plaintiff JAY G. CRADDOCK, on his own behalf, and on behalf of others similarly situated pray as follows:

1. That a temporary restraining order issue from this court, restraining defendants named and JOHN AND JANE DOSS I-X inclusive and persons acting in concert with them as their servants, employees, agents or otherwise, from prohibiting the plaintiffs from participating in the upcoming Clark County Junior High Track and Field Event, scheduled for on or about May 7, 1974, or whenever said meet may be held, or stripping plaintiffs of their status as Junior High School students for the purposes of this meet.

2. That a preliminary injunction issue enjoining the defendants named and unnamed and persons acting in concert with them as their servants, employees, agents or otherwise, from prohibiting the plaintiffs from participating in the upcoming Clark County Junior High Track and Field Event, as heretofore mentioned in paragraph one of this prayer, or stripping plaintiffs of their status of Junior High School students while in the eighth or ninth grade at El Dorado Junior-Senior High School, and during the pendency of this action.

3. That on a final hearing, defendants, named and unnamed, their agents, employees, and persons acting in concert with them be permanently enjoined from disqualifying plaintiffs the right to participate in the events mentioned in this complaint or from denying plaintiffs their right to participate and receive awards and acknowledgement for any achievement they may attain in any of the aforementioned upcoming events, as students in the eighth or ninth grade of El Dorado Junior-Senior High School.

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4. That plaintiffs receive costs and expenses incurred herein.

5. That plaintiff receive such other additional releif as may seem just and equitable to this Court.

Daniel Markoff

DANIEL MARKOFF
Attorney for Plaintiffs
319 South 3rd St.
Las Vegas, Nevada

STATE OF NEVADA)
) SS:
COUNTY OF CLARK)

ROBERT G. CRADDOCK, being first duly sworn on oath, deposes and says:

That he is the Guardian ad Litem for JAY G. CRADDOCK, a minor; that he has read the foregoing Complaint and knows the contents thereof; that the same is true to the best of his information and belief, and as to those matters he believed them to be true.

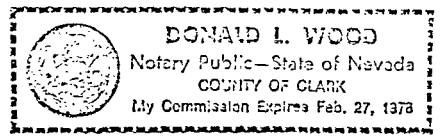
Robert G. Craddock

ROBERT G. CRADDOCK

SUBSCRIBED AND SWORN to before me this 6th day of May 1974.

Donald L. Wood

NOTARY PUBLIC



1 7. That pursuant to lengthy telephone conversations
 2 with Mr. WILLIAM BAIETZ, Head of Secondary School Principals
 3 for Clark County, affiant was informed that all ninth grade
 4 students from Eldorado Junior-Senior High School, including
 5 affiant's son JAY G. CRADDOCK, would not be permitted to compete
 6 in the CLARK COUNTY JUNIOR HIGH SCHOOL FINALS, and that
 7 ninth grade athletes from other Junior High Schools in
 8 Clark County would be permitted to fill the vacancy thus
 9 created. Additionally, affiant was informed by Mr. BAIETZ
 10 that the eighth grade students alone of Eldorado Junior-Senior
 11 High School must compete with the seventh, eighth, and ninth
 12 grade students of the other Clark County Junior High Schools;

13 8. That affiant has been informed that the names of all
 14 those ninth grade students from Eldorado who fairly and in a
 15 sportsmanlike manner achieved qualifications for the
 16 CLARK COUNTY JUNIOR HIGH SCHOOL FINALS meet had their names
 17 stricken from the records of the Eastern Zone Junior High School
 18 finals aforementioned, and as a direct result thereof, cannot
 19 now participate in the upcoming CLARK COUNTY JUNIOR HIGH SCHOOL
 20 FINALS ;

21 9. That the elimination of the name of JAY G. CRADDOCK,
 22 and others similarly situated, from the eligibility list of
 23 those who could compete in the CLARK COUNTY JUNIOR HIGH SCHOOL
 24 FINALS for track and field was unfair and unjustified and without
 25 notice and without reason;

26 10. That JAY G. CRADDOCK and others similarly situated
 27 have practiced, trained and desire to compete in the afore-
 28 mentioned upcoming event.

29 11. That affiant has done everything he possibly
 30 could to prevent an injustice from occurring, but to no avail;

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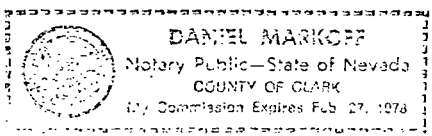
12. That the foregoing information is true and correct to the best of affiant's information and belief.

WHEREFORE, affiant respectfully requests that this Honorable court issue a temporary restraining order to prevent the occurrence of an injustice and any further relief this court deems just and proper under the circumstances.

Robert G. Craddock
ROBERT G. CRADDOCK
Guardian ad Litem for
JAY G. CRADDOCK, Plaintiff

SUBSCRIBED AND SWORN to before me this 6th day of May, 1974.

Daniel Markoff
NOTARY PUBLIC



#A

In the Eighth Judicial District Court
Of the State of Nevada, in and for the County of Clark

JAY G. CRADDOCK, a minor by his
Guardian ad Litem ROBERT G.
CRADDOCK, and INVOLUNTARY PLAINTIFFS
DOES I through XX inclusive,
Plaintiff

No. A-128074 DEPT. NO. _____

vs.
CLARK COUNTY SCHOOL DISTRICT, and
KENNY GUINN, as Superentendant of
Clark County Schools, his agents,
employees and assigns, and the
NEVADA INTERSCHOLASTIC ACTIVITIES
ASSOCIATION, AND ~~JOHN AND JANE~~
DOES I through X,
Defendants.

SUMMONS

THE STATE OF NEVADA SENDS GREETINGS TO THE ABOVE-NAMED DEFENDANT :

You are hereby summoned and required to serve upon

DANIEL MARKOFF

plaintiff's attorney , whose address is 319 South 3rd St.
Las Vegas, Nevada
89101

an answer to the Complaint which is herewith served upon you, within 20 days after service
of this Summons upon you, exclusive of the day of service. If you fail to do so, judgment by
default will be taken against you for the relief demanded in the Complaint.*

LORETTA BOWMAN,
Clerk of Court

By _____
Deputy Clerk

DATE: July 7 19 74

* Note - When service is by publication, insert a brief
statement of the object of the action. See Rule 4.

RETURN OF SERVICE ON REVERSE SIDE

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CASE NO: A125674

FILED
MAY 7 10 05 AM '74
LORETTA BOWMAN
CLERK
BY _____

IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF CLARK

JAY G. CRADDOCK, a minor)
by his Guardian ad Litem)
ROBERT G. CRADDOCK, and)
INVOLUNTARY PLAINTIFFS)
DOES I through XX inclusive,)
Plaintiffs,)

vs.)

ORDER

CLARK COUNTY SCHOOL DISTRICT,)
and KENNY GUINN, as Superentendant)
of Clark County Schools, his agents,)
employees and assigns, and the)
NEVADA INTERSCHOLASTIC ACTIVITIES)
ASSOCIATION, and JOHN AND JANE)
DOES I through X,)
Defendants.)

GOOD CAUSE APPEARING, in that the Plaintiffs above named, and all others similarly situated, shall be irreparably injured because of the proximity in time of the scheduled CLARK COUNTY JUNIOR HIGH TRACK AND FIELD EVENT presently scheduled for May 7, 1974;

And that the plaintiffs have trained for this particular event and have been considered in the past as junior high students for the purposes of other similar events;

And that if plaintiffs are not permitted to participate in the aforementioned event their only opportunity for doing so will have passed;

And that there is not sufficient time in which to give notice to defendants of the granting of this order due to the

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exigencies of time,

IT IS HEREBY ORDERED, that the CLARK COUNTY SCHOOL DISTRICT, its agents and employees, and the NEVADA INTER-SCHOLASTIC ACTIVITIES ASSOCIATION, its agents and employees, and other parties defendant whose names are as yet unknown, are hereby restrained from preventing Plaintiffs and all others similarly situated, from competing in the CLARK COUNTY JUNIOR HIGH TRACK AND FIELD EVENT, presently scheduled for May 7, 1974.

IT IS FURTHER ORDERED that Defendants appear through counsel, on May 20th, 1974 at 9:45 o'clock A m, to ^{for argument} show cause, if any they have, why a preliminary injunction should not issue.

Bond set at \$ 100.

Dated this 7th day of May 1974 at 10: A.M.

KEITH C. HAYES
DISTRICT JUDGE

Daniel Markoff
DANIEL MARKOFF
Attorney for Plaintiffs
319 South 3rd St.
Las Vegas, Nevada

#6

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CASE NO. A25674

FILED

MAY 7 12 43 PM '74
LORETTA S. ANTON
FILED
BY RUTH DOWD

IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF CLARK

JAY G. CRADDOCK, a minor by his)
Guardian ad Litem, ROBERT G.)
CRADDOCK, et al.,)

Plaintiffs,)

vs.)

ORDER

CLARK COUNTY SCHOOL DISTRICT,)
et al.,)

Defendants.)

GOOD CAUSE APPEARING and upon the application of the
defendant, CLARK COUNTY SCHOOL DISTRICT, it is hereby

ORDERED that the Temporary Restraining Order signed
at 10:00 A.M. this date, be and the same is vacated and set aside.

to be refiled
DATED AND DONE this 7th day of May, 1974.

KEITH C. HAYES

DISTRICT JUDGE

5 #7

FILED 2-262

No. A-125674

Department No.

MAY 30 1 35 PM '74
LORETTA BOWMAN
CLERK
BY JANICE MERRILL

In the Eighth Judicial District Court
Of the State of Nevada, in and for the County of Clark

JAY G. CRADDOCK, a minor, by his
Guardian ad Litem Robert G. Craddock
and INVOLUNTARY PLAINTIFFS Does I
Through XX inclusive,
Plaintiff,

vs.

CLARK COUNTY SCHOOL DISTRICT, and
KENNY GUINN, as Superentendant of
Clark County Schools, his agents,
employees and assiens, and the
NEVADA INTERSCHOLASTIC ACTIVITIES
ASSOCIATION, and JOHN AND SARAH
DOES I Through X,
DEFENDANTS

JUDGMENT OF DISMISSAL
(Entry by Clerk)

On application of the plaintiff, and no answer or no motion for summary judgment having been served by an adverse party, a notice of dismissal of this cause having been duly filed, said cause is therefore hereby dismissed.

Judgment entered this 30th day of May, 1974

LORETTA BOWMAN
Clerk
JANICE MERRILL
Deputy Clerk

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FILED

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CASE NO: A 125674

MAY 30 1 35 PM '74
LORETTA BOWMAN
CLERK
BY JANICE MERRILL

IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF CLARK

JAY G. GRADEOCK, a minor by his)
Guardian ad Litem ROBERT G.)
GRADEOCK and INVOLUNTARY)
PLAINTIFFS, Does I through)
XX inclusive,)
)
Plaintiffs,)
)
vs.)
)
CLARK COUNTY SCHOOL DISTRICT,)
And KENNY GUIEN, as Superintendent)
of Clark County Schools, his agents)
employees and assigns, and the)
NEVADA INTERSCHOLASTIC ACTIVITIES)
ASSOCIATION, and JOHN AND)
JANE DOES I Through X,)
)
Defendants.)

NOTICE OF DISMISSAL

WHEREAS the subject matter of the present action has
been amicably resolved to the satisfaction of the plaintiffs,
and,

WHEREAS, the defendants have made due apologies to
plaintiffs for the errors caused by Defendant's actions, and

WHEREAS, pursuant to mutual settlement of the above
entitled action prior to the time specified for filing
an answer to plaintiff's complaint and summons, and
no answer or no motion for summary judgment having been
served by any adverse party, the above entitled action

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is hereby dismissed, and the Clerk of the above named Court is hereby authorized and directed to enter a dismissal in said action upon the records of his office.

Dated this 29th day of May, 1974.

Daniel Markoff
DANIEL MARKOFF
Attorney for Plaintiff

Ex. IV

8

BOB CRADDOCK
ASSEMBLYMAN
CLARK COUNTY DISTRICT NO. 20 (CLARK)
2832 EAST FLAMINGO BLVD.
LAS VEGAS, NEVADA 89119
TELEPHONE 458-9199



COMMITTEES
VICE CHAIRMAN
HEALTH AND WELFARE
NEVADA
JUDICIARY
TAXATION

Nevada Legislature

2-265

FORTY-SEVENTH SESSION
June 10, 1974

Re: Track and Field at
Eldorado and related
Problems

Mr. Earl Evans, Board Member
Clark County School Board
2832 East Flamingo Road
Las Vegas, Nevada

FOR RELEASE
AT WILL

Dear Mr. Evans;

The information flow that I have been able to establish may not be complete, but you will be able to see the absence of co-ordinated thought and over-all management of the Track and Field program of Clark County in the materials assembled. The communications have ranged from good and of good intentions through ambiguous and misleading to erroneous and downright discrimination.

The following, indented quotations are for your ease of access and reference. They are RULES and REGULATIONS believed to be pertinent.

NATIONAL FEDERATION OF STATE HIGH SCHOOL ASSOCIATION HANDBOOK... '72-'73 Edition

- (I) Page 6, Paragraph 5 PURPOSE; To develop, promulgate and make uniform suitable rules and interpretations governing eligibility to participate in high school athletics and participants therein.
- (II) Page 38, SANCTIONING PROGRAM The welfare of the athlete is protected by insisting that all competitors participating adhere to similar standards according to age, progress in school and success in academic work.
- (III) Page 53, THE LEGAL STATUS The attitude that "rules are for others but do not apply to me" is prevalent. When standards are applied and an individual or school is aggrieved, court action often follows.

ARTICLES OF INCORPORATION OF THE NEVADA INTERSCHOLASTIC ACTIVITIES ASSOCIATION Filed with the Secretary of State Feb. 28, 1974.

- (IV) Page 1 SECOND: The purpose for which the corporation is

organized is: To promote, control, supervise and regulate all interscholastic athletic events and other interscholastic events in the public schools.

2. 266

NEVADA INTERSCHOLASTIC ACTIVITIES ASSOCIATION HANDBOOK
'72-'73 Edition

- (V) Page 2, The Sportsman's Creed, The Player.... He lives clean and plays hard. He plays for the love of the game. He wins without boasting, he loses without excesses and he never quits. He respects officials and accepts their decision without question. He never forgets that he represents his school.

THE OFFICIALS:

He knows the rules. He is fair and firm in all decisions.

- (VI) Page 12, Constitution, ARTICLE 2
The Board of Control shall: (b) have exclusive control over all state activities. (d) give interpretations of the rules of the Association and clarify application of the rules and regulations. (h) assign member schools to the necessary classification, zone or divisions to better achieve the objects of the Association, and for the efficient and effective conduct of interschool activities. (k) make such other regulations not inconsistent with this Constitution and By-Laws as are necessary for the proper conduct of its business.

- (VII) Page 9 through 13 inclusive.... NIAA HANDBOOK Suggested reading:

After having ^{made} a limited study of the NIAA rules, it is my considered opinion, that if all students guilty of violating those rules were suspended for a period of "twelve calendar months", as provided by rule twenty-eight on page twenty-two, NIAA HANDBOOK, there would be little or no need for the NIAA or the out-lay of the millions of dollars over the next year. There would be few students left to participate. This RASH action would only be suggested as a last resort.

At all cost, the use of total authority cannot be permitted to harm the very students that it is designed to help. Nor can we permit our system to make parasites of those that diligently try to coach our youth. When the

lower echelon of our public employees are not provided with sufficient information it is impossible for them to perform a service of value equal to the salary they command. The absence of that information obviously places the more knowledgable upper echelon, in the status of hypocritical parasites.

It is necessary to go into the recent problems at Eldorado in some detail so that you may better understand the travesty of justice that has occurred. You should also find the methods of solving problems employed, in part, by the School District Personnel interesting.

The Jr. High School Governing Board was aware of the unique situation of Eldorado when that Board met on June 6, 1973. With or without the authority to do so, they were trying to control the operation of the High Schools, or possibly they were trying to weaken the very thing they are obligated to strengthen---the Jr. High School program. SEE II, IV and VI. HEREINABOVE and ENCLOSED COPY MARKED "A".

On September 25, 1973 the Jr. High School Governing Board amplified their earlier stand taken toward 9th grade students not of schools consisting of 7th, 8th and 9th grades. SEE ENCLOSED COPY MARKED "B".

Mr. Norman Craft, Coordinator, Student Activities, made his thoughts on the subject of where Eldorado should participate known by his schedule presented under the date of March 18, 1974. He included BOYS 7th, 8th and 9th grades as well as GIRLS in a single classification. Eldorado was included with no noted exceptions, to participate, at home and away, up to and including hosting the COUNTY FINALS on May 7, 1974. SEE ENCLOSED COPY MARKED "C", "C1" and "C2".

Mr. Craft cancelled that schedule on March 21. The reason given: the the Jr. High Schools wish to arrange their own Track Schedule. Notice that schedule for Zone and County meets is to follow, with no mention made of a

schedule for the regular season. Eldorado did however have one meet with Garside and Bridger during the normal time allowed for the regular schedule but never had such a meet with the High School 9th grade league as referred to by the Jr High School Governing Board. SEE ENCLOSED COPY MARKED "A", "C2" and "C3"

The document that seems to fall next in line, has no date and is from Mr. Richard Green, K. O. Knudson. Interestingly, there is no significant change between the schedule made by Mr. Craft and found to be unsatisfactory and the one made by Mr. Green with the following exceptions. Mr. Craft did include Indian Springs, Garside, Brinley, Hyde Park, Bridger, Gibson and Eldorado, which were excluded by Mr. Green. Hyde Park, Garside, Brinley, and Gibson did however go on to place in the County Finals, AA. Moapa Valley placed 2nd in POLE VAULT which is the only AA County record held by a School not mentioned in a schedule, for this year. It is assumed, though not researched, that the other Schools such as Indian Springs and Cashman were either eliminated by competition or that they had no 9th grade participants, while Eldorado was ejected. SEE ENCLOSED COPY MARKED "C2", "D", and "F".

On May 1, the Eastern Zone preliminaries were conducted at Eldorado, where Dr. Kenny Guinn did witness the Eldorado 8th and 9th grades qualify high in the standings. Dr. Guinn and I had a conversation about the Eldorado student body having a better facility for Track and Field as well as their practicing and competing with youngsters that were generally older and stronger. Dr. Guinn expressed a feeling that the 9th grade at Eldorado was unfair competition for the 9th grade of the facilities having only 7th, 8th and 9th grades. He remained silent on the question of whether or not the same would apply to the 8th grade at Eldorado. SEE II, III, III, and VI (h) HEREINABOVE.

On May 2, while visiting the Eldorado Track, I met Dr. Thurman White and Mr.

2.
Bob Lunt, Executive Secretary, NIAA, Mr. Lunt provided me with a copy of a protest that had, appearantly, been lodged against Eldorado's 9th grade, by, Dr. H. B. Lamb and Ms. Gail Barnett of Roy Martin. The first violation charged, regulation 21A, when properly connected to the definition of an INDIPENDANT TEAM on page 38, NIAA HANDBOOK, amounts to an unsubstantiated claim that the 9th grade at Eldorado has competed with a none School Sponsored Team. In the only remaining violation charged, the Student-body is to be penalized, to the fullest, for mistakes made by OTHERS. SEE COPY ENCLOSED MARKED "E", and II, IV and VI (h) HEREINABOVE.

NIAA HANDBOOK page 24, under "Rules Governing Member Schools"
"Warning"

"In addition to the specific ruling an official notice may be given a school that it is a matter of record that there has been an inexcusable violation of the Association's rules, or unethical or unsportsmanlike conduct in connection with an athletic contest, and that such is not expected to happen again."

Eldorado's 9th grade was permitted, in-full-light of the above mentioned protest and again in the presence of Dr. Kenny Guinn, to compete in the County finals, later that same day. Of the forty-five events conducted, Eldorado was publically acclaimed to have won sixteen 1st place, ten 2nd place, eight 3rd place and four 4th place awards. SEE ENCLOSED COPY MARKED "G" "G1" and "G2"

On May 3, Mr. Bill Bietz advised me that Eldorado's 9th grade had been removed from the records, and that their former positions had been filled by advancing the other participants, including the 9th grade students of the other competing schools, to fill the voids so created. SEE V HEREIN-ABOVE, "THE OFFICIAL" and the quotation, this page above, from NIAA HANDBOOK Page 24.

THUS, we have gone from A... an obedient and eminently qualified team to Z... ejection from the game with no consideration given to the readily available intermediate remedies!!!

As I writr this, I fail to understand how those in-power that are knowledgable, can justify such action. If the NIAA ARTICLES OF INCORPORATION as filed with the Secretary of State or the NIAA HANDBOOK as well as the NATIONAL FEDERATION GUIDE LINES are accepted as meaningful, then the order ejecting Eldorado's 9th grade is WITHOUT VALID ORIGIN !

With the foregoing considered, my reason for bringing suit on may 7, should be easier to understand. Please notice, that the Complaint for Injunctive Relief asks NO question of law. It simply asks for a determination to be made on the premise of right and wrong.

At 10:00 A.M. on May 7, a Temporary Restaning Order did issue, whereby the Defendant was Restrained from Preventing the 9th grade at Eldorado from Competing in the Track and Field events scheduled for 12:00 noon that day. That Order was served on Dr. Kenny Guinn and Mr. Bob Lunt.

Through my Attorney, Mr. M. Daniel Markoff, I was returned to court at approximetly noon. The Students scheduled to compete, from the other Schools, were believed to be on the Eldorado campus. With the anxiety of School vacation upon the Student-body, the warm weather, the number of People involved and the psychological preperation for competition coupled with the facts as manifested herein, only an idiot would act without apprehension.

It is my fervent belief, that, if the School District Personnel had the welfare of the Student-body at-heart, they would have spent the time from receipt of the T. R. O. to noon rearranging the the charts to reflect the story as told by the competing Youngsters, in lieu of, (in my opinion) procrastinating untill time to prove the WHOLE STORY was not available.

The message that I got, from the Judge's comments is:

1. How can we conclude this matter and hurt the smallest number of Students the least amount.
2. Let the School District continue to do a good job even if they have made a mistake,

Ex. V

2-271

3. The Court was not sorry that it had issued the T. R. O. earlier in the day.
4. The Court charged me to do all that I could to minimize hurt of the youngsters involved.

The Restraining Order was Vacated at 12:48 P. M.

To this date, I believe that, any Court, including the one presided over by The Honorable Kieth Hayes, would have responded in a different way, if time to prove, how the 8th grade students at Eldorado has been led down the primrose-path, and left in complete isolation, to fend for their School's honors, had been available. But again, the comments ranged from good to ambiguous and erroneous.

Upon returning to Eldorado, I noticed that the Metropolitan Police was there looking for Mr. Craft. That led me to believe that a disturbance was expected. Instead, the ejected Youngsters put on their street clothes, and helped to conduct the meet, without hesitation or haggle.

Some of the comments that I heard during and subsequent to the meet led me to believe that I was being referred to as a nut that had been put in his place by the Court. Believing that to be incorrect, and knowing that the 9th grade was, in part, viewing our efforts, as well as the Court, as so-much LIP-SERVICE, ^{in writing,} I ask for a meeting with Mr. Niles Bayles, Principal, and his Track and Field coaching staff. I felt a need for their expert help, but was ignored.

Subsequently I contacted several members of the School Board. At the suggestion of Mr. Glenn Taylor, Board Member, I ask for and got a meeting with Dr. Guinn, Dr. Cram, Mr. John Paul and Mr. Bill Bietz. Mr. Ed Perry, Chairman of the Eldorado Booster Club also attended that meeting which lasted from 11:00 A.M. until 1:00 P.M. No one in that meeting would tell me who had issued the order barring Eldorado's 9th grade or under what authority it was issued.

At the conclusion of that meeting Dr. Guinn did agree to send a representative to Eldorado that afternoon to apologize to the affected part of the student-body. Mr. Bill Bietz was chosen, and I prepared a simple guideline, which was agreed to, for him to follow. That guideline, of which I retain a copy states, "You were, through no fault of your own, caught in a web of mistakes made by adults. You are commended for respecting officials and accepting their decisions without question as well as playing hard to the end under extremely difficult circumstances. Mr. Bietz was questioned, by one of the Students, during that meeting, as to what the awards won in the Eastern Zone Finals ment. His reply was, nothing.

The meaning of that reply, even if accepted as correct, does not bother me nearly so much as does the preconceived attitude of sticking with the story even after having been proven wrong repeatedly. Am I so wrong in thinking that he could have either made a neutral comment, or simply said, your ribbon is worth what you put into it? Are we teaching Team-play, by our actions, that is comparable to that of the Presidential Re-Election Committee of current fame? Have we really deteriorated in our thinking to the point that we accept that type of a mind in teaching our Youth? If we have, then God help us to endure rigors beyond our emagination!

Dr. Guinn's school-of-thought, which seems to be, better training and the use of a better facility necessitates a handicap, would have been more reasonable, if advanced when Eldorado first opened with the football season upon us. We, (understandably had NO field), NO equipment except that which we could borrow, beg and conceivably steal and we had NO Senior Class from which to draw Team Members. We won NO varsity games and filed NO protest.

While reminising, I remember the dubious way that I was questioned about the exhistance of the thirty, one-half inch diameter bolts that do project as much as one inch above the gymnasium floor at Eldorado. You can,

now as then, feel assured that they are there, even if they have been covered by a strip of wood since that appearance before the School Board.

Also I mentioned the corner of the concrete-block wall that is located four feet back of and eight feet to the side of the practice basketball goals. Those corners are still there and still unprotected. I have since located two MAROON mats bolted to the flat walls sixteen feet back of the basketball goals at Chaparell. Chaparell's School Colors are orange and black while Eldorado's School Colors are MAROON and gold.

Realizing that the area served by Eldorado is low on the social-economic scale and the Federal Government's policies toward such areas, admitidly, I burn with indignation. While our area, in some respects, has some catching up to do, we have, and will continue to do our part in any and all honestly applied catch-up efforts. We are even more determined to challenge any and all who make mistakes, to the determent of our community, when, after close scrutiny, those mistakes cannot be accepted as human-error.

At the conclusion of the first year of operation, an opinion shared by many is: the staff at Eldorado concluded the year with a much higher regard for the people here than when the year began.

I have yet to talk with anyone regarding athletic activities in Nevada that does not promptly find some, appearantly legitimate, fault either in the Rules and Regulations or in the way they are administered. Generally, the people in the South are dissatisfied with the control being in the North. That is understandable since one vote on the Legislative Commission represents more Students than the other sixteen, put together.

I have some definate ideas pertaining to our NIAA, and would welcome an opportunity to work with any groupe that may be charged with the responsibility of making some much needed change.

Very truly yours,

R. G. Craddock

"A"

2-274

CLARK COUNTY JUNIOR HIGH SCHOOL
GOVERNING BOARD MEETING
June 6, 1973

The Junior High School Governing Board Meeting was called to order on Wednesday, June 6, 1973 at 3:00 p.m. in the Business Services Conference Room.

Members Present were:

- ~~Central High Girls Coaches Representative, Gibson Junior High~~
- Terry Bolander, Boys' Coaches Representative, Smith Junior High
- Judy Cameron, Education Center
- Norman Craft, Executive Secretary, Education Center
- Paul Goodwin, President, Smith Junior High
- Frank Lamping, Principal, Hyde Park Junior High
- Louis Silvestri, Principal, Bridger Junior High

NIAA? —

Present in addition to the members were:

- Jerry Berry, Hyde Park Junior High
- Robert Berry, Hyde Park Junior High

SCHEDULES

It was brought up that the senior high schools who will have ninth graders next year want their own ninth grade basketball league. This leaves the junior high schools with too few schools to have a good program. Playing a single round would give the ninth grade teams too few games, and two rounds would be too many games.

It was felt by the Governing Board that if the senior high schools want their own league for ninth grade basketball, that they should have their own league for all ninth grade sports. A motion was made by Frank Lamping to eliminate the senior high schools with ninth graders from the junior high school league. Schools with grades 9 - 12 would have their own league for all sports (senior high ninth grade league); and schools with grades 7 - 9 would have their own leagues for all sports (junior high 7th and 8th grade league and ~~junior high 9th grade league~~). ~~Students from Eldorado would be permitted to play in the junior high 7th and 8th grade league.~~ Junior high schools with 7th and 8th graders only would be in the junior high 7th and 8th grade league (Bridger, Orr and Woodbury). ~~The senior high ninth grade league would consist of the following schools - Basie, Chaparral, Moorpark, Gorman, Kanab, and Valley.~~ The motion was seconded by Lou Silvestri.

The junior high ninth grade league will be one division playing 1 1/2 rounds. All sports will be done the same way.

CONTINUED

"B"

CLARK COUNTY JUNIOR HIGH SCHOOL
GOVERNING BOARD MEETING
September 25, 1973

The Junior High School Governing Board Meeting was called to order on Tuesday, September 25, 1973 at 9 a.m. in the Student Activities Department.

Members Present Were:

- Dr. Robert Lamo, Assistant Principal, Martin Junior High
- Green Mackie, Assistant Principal, Brinley Junior High
- Larry Turner, Assistant Principal, Woodbury Junior High
- John Vanderburg, Assistant Principal, Orr Junior High

SENIOR HIGH 9TH GRADERS

~~A motion was made by John Vanderburg to uphold the wishes of the Governing Board Meeting of ~~August 1973~~ ~~which~~ decided at that meeting that senior high schools with 9th grades ~~NOT~~ ~~be allowed to participate in the junior high school interscholastic athletic program.~~ Seconded by Larry Turner. ~~Motion carried.~~~~

The tennis schedule dated 9/19/73 should be followed with the exception that the senior high school 9th grade be deleted from the schedules; therefore, creating a bye date. The bye date can be used by the schools for make up or practice matches if so desired.

TENNIS TOURNAMENT

The Board concurred with the Executive Secretary's appointment of Mary Ann Wilcox and Bob Berry (both from Hyde Park Junior High) as Directors of the Tennis Tournament.

A motion was made by John Vanderburg and seconded by ~~Dr. Robert Lamo~~ that the directors furnish to the Board for its approval the following information: criteria for entry, rules of the tournament, seeding, bracketing, and time and places of play. Motion carried.

Martin Principal

BOYS' BASKETBALL AND GIRLS' VOLLEYBALL

To help facilitate the boys' basketball program and the girls' volleyball program, certain changes were made in both schedules.

After consulting with Mr. Lunt Executive Secretary of the Nevada Interscholastic Activities Association, and a great deal of discussion by the Board, it was decided to start the junior high school boys' basketball season on November 1, 1973.

The junior high girls' volleyball season was moved back one week from the 7th of January to the 14th of January.

New schedules will be sent as soon as corrections are completed.

CONTINUED

CLARK COUNTY SCHOOL DISTRICT
INTER-OFFICE MEMORANDUM

CC-52
Copy to
Ed. Plowski
Sally Alloway
Jackie Hyatt
March 18, 1974 2 276
Fernando

TO: Principals

FROM: Norman A. Craft, Coordinator, Student Activities

DATE:

March 18, 1974

SUBJECT: JR. HIGH TRACK SCHEDULES

Enclosed are the Jr. High Track schedules for the 1974 season. Please distribute to your Track Coaches. Thank you.

Pite

NAC:dt

"C-1"

CLARK COUNTY SCHOOL DISTRICT
INTER-OFFICE MEMORANDUM

CC-52A

TO: Jr. High School Principals and Track Coaches
FROM: Norman A. Craft, Coordinator, Student Activities DATE: March 18, 1974
SUBJECT: TRACK SCHEDULE

2-277

Attached is a Junior High Track Schedule for 1974.

The underlined school on the schedule designates the host for that meet. It would be beneficial for the host school to communicate with the Head Track Coach at the high school involved. To make each meet and the season a success for the Junior High program, it behooves each school to aid and assist in any manner the host for their meets.

It is the responsibility of each host school to arrange for a starter for each track meet.

Starting times for meets will be 2:00 p.m.

Field events will be as follows:

BOYS

GIRLS

High Jump B-A-AA
Shot Put:
 12 lb. AA
 8 lb. B-A
Long Jump
Pole Vault B-A-AA

High Jump
Shot Put -- 8 lb.
Long Jump

Order of Running events has previously been sent.

"C2"

Ex. IV

CLARK COUNTY SCHOOL DISTRICT
JR. HIGH TRACK SCHEDULE
1973 - 1974 School Year

2- 278

APRIL, 1974
Tuesday, 2

Indian Springs -- Garside -- Cashman at Clark
Brinley -- Hyde Park -- Bridger at Western
Martin -- Smith -- Eldorado at Eldorado

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Wednesday, 3

Von Tobel -- Knudson -- Fremont at Las Vegas
Orr -- Bridger at Rancho
Burkholder -- Woodbury at Chaparral

Tuesday, 9

Hyde Park -- Cashman at Clark
Indian Springs -- Bridger -- Gibson at Western
Eldorado -- Fremont at Las Vegas

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Wednesday, 10

Orr -- Brinley -- Garside at Rancho

Friday, 12

Smith -- Burkholder at Knudson at Valley
Woodbury -- Martin -- Von Tobel at Eldorado

Friday, 19

Orr -- Cashman -- Gibson -- Indian Springs at Clark
Bridger -- Brinley -- Garside -- Hyde Park at Western
Woodbury -- Fremont -- Martin -- Von Tobel at Chaparral
Eldorado -- Von Tobel -- Smith -- Burkholder at Burkholder

3

May 1 Tuesday, 30

ZONE--- Field Events.

May 2 MAY, 1974
Wednesday, 1

ZONE--- Running Events.

Eastern Zone -- Host -- Brinley
Western Zone -- Host -- Knudson

Place: Eldorado
Place: U.N.L.V.

STARTING TIME: 12:00 noon.

Tuesday, 7

COUNTY--- Host -- Eldorado

Place: Eldorado

dt: 3/18/74

CLARK COUNTY SCHOOL DISTRICT
INTER-OFFICE MEMORANDUM

CC-52

*copy
Fennell
Keeney
Mason
Hyatt*

TO: Junior High School Principals

FROM: Norman A. Craft, Coordinator, Student Activities

DATE: March 21, 1974

2-279

SUBJECT: JUNIOR HIGH TRACK SCHEDULES

It has been brought to my attention that the Junior High Schools wish to arrange their own Track Schedule for this spring. Disregard the schedule sent to you from the Student Activities Department. Within ten (10) days you will be notified of the zone and county meets.

NAC:dt

[Handwritten mark]

"D"

No Date

H. O. Knudson Boys' Physical Education

~~...~~ The schools included in this division include:

7th and 8th grade boys
and
Girls' division

AA 9th grade boys 2-

- 2. Shannon
- 3. Knudson
- 4. Martin
- 5. Smith
- 6. Woodbury
- 7. Von Kober
- 8. Burtholter

Mispa?
Indian Sp.?

- 1. Fremont
 - 2. Smith
 - 3. Martin
 - 4. Knudson
 - 5. Von Kober
- K.O.K.?

On Wednesday, May 1, there will be all field event finals as well as preliminaries in the 50, 75, 100, 200, and 400 yard dashes.

In the long jump and shot put, each athlete will get three trials. The top five athletes, will receive three additional trials to determine the place winners.

In the running preliminaries, each runner will be timed and the best eight runners will advance to the finals for the next day. The 200 will be run around one turn and the 400 will be run in lanes the complete distance.

The order of events will be: (May 1)

- High Jump B, A, ~~AA~~ Girls
- Shot Put B, A, ~~AA~~ Girls
- Long Jump B, A, ~~AA~~ Girls
- Pole Vault B, A, ~~AA~~

Running events may start before the end of the field events at the discretion of the referee. (May 1)

- 50 yard dash Girls
- 75 yard dash B, A
- 100 yard dash Girls, B, A, ~~AA~~
- 200 yard dash Girls, B, A, ~~AA~~
- 400 yard run Girls, B, A, ~~AA~~

In the high jump and pole vault, the field judge in conjunction with the referee will determine opening heights.

The drawing for lanes will be conducted at H. O. Knudson on Monday, April 22 at 12:00. All coaches could ascertain any participation at this time or make any desired changes in his lineup. There will be no substitutions once the drawing has been completed. The deadline for entries to arrive at Knudson will be Friday, April 20, at 4:00. Hand deliver your entries if you don't trust the mail getting here on time. Any school not meeting this deadline will not participate in the meet.

Scoring and place qualifications for the County Meet will be based on four places with first place counting five points, second place counting three points, third place counting two points, and fourth place counting one point.

H. O. Knudson

EVENT	FIRST	SECOND	THIRD	FOURTH
HIGH JUMP	B. BYRD ROY MARTIN 6'0"	SIMPSON HYDE PARK 5'11" (X)	R. FLIETR K.O.K. 5'7"	WASHINGTON HYDE PARK 5'5"
SHOT PUT	ALBERS GARSIDE 42' 9 5/8" (X)	SHOEN HYDE PARK 10' 0"	W. LANDFORD K.O.K. 38' 7"	E. PREACELY ROY MARTIN 25' 7 3/4"
LONG JUMP	WILLIAMS HYDE PARK 18' 3"	B. BYRD ROY MARTIN 18' 2"	CLARK BRINLEY 18' 0" (X)	R. PAV V. TOBEL 17' 0"
POLE VAULT	NUNEZ HYDE PARK 10-0	TANNER M. VALLEY 9-0 (?)	WARREN ROY MARTIN 8-6	NESSITT J.D. SMITH 8-6
100 yd. DASH	WHALES GIBSON 10.7	MORRIS J.D. SMITH 10.9	CLARK BRINLEY 11.1	COBB J.D. SMITH 11.1
200 yd. DASH	WHALES GIBSON 23.8	CLARK BRINLEY 24.1	MORRIS J.D. SMITH 24.1	DUNSON GIBSON 25.0 (X)
440 yd. DASH	ALEXANDER BRINLEY 55.8	FOLLMER HYDE PARK 56.2	DUNSON GIBSON 56.7	NEWBURN ROY MARTIN 57.0
440 yd. RELAY	J.D. SMITH 47.5	GIBSON 47.9	BRINLEY 49.1	ROY MARTIN
880 yd. DASH	CHRISTMAN HYDE PARK 2:14.5	DEVERALL GIBSON 2:15.6	MORRIS BRINLEY 2:16.5	MARTINEZ K.O.K. 2:17.7
880 yd. RELAY	J.D. SMITH 1:40.5	GIBSON	ROY MARTIN	VON TOBEL
MILE RUN	EUBANK GARSIDE 5:01.6	CAVENAUGH HYDE PARK 5:05.1	VORTNEY K.O.K. 5:18.9	McKENZIE FREMONT 5:27.5

281
2-

PLACEMENT	EVENT	28	FIRST	11/30	SECOND	1/30	THIRD	3/30	FOURTH	3/30
A	440 YD. DASH		M. GARMAN K.O.K.	60.2	J. DONNELL ELORADO	61.3	K. DILLS WOODSBURY	61.8	S. BOHN K.O.K.	66.4
A	440 YD. RELAY		ELORADO	56.1	J.D. SMITH	57.2	FREMONT	52.0	WOODSBURY	52.3
A	440 YD. DASH		J. OLIVER ELORADO	59.8	J. CRADOCK ELORADO	60.4	MARTIN K.O.K.		M. NEWBORN ROY MARTIN	60.8
A	440 YD. RELAY		J.D. SMITH	48.6	ELORADO	49.0	ROY MARTIN	49.5	VON TABEL	53.5
B	880 YD. RUN		S. DIXON J.D. SMITH	2.43.9	C. ODUM VON TABEL	2.44.7	K. TAYLOR WOODSBURY	2.46.0	L. HAIN K.O.K.	2.48.0
B	880 MEDLEY		WOODSBURY	2.06.2	VON TABEL	2.06.4	ELORADO	2.07.2	ROY MARTIN	
B	880 YD. RUN		S. MULTZHAUS WOODSBURY	2.31.4	H. JAMES BURKHOLDER	2.34.5	D. LAMMERS BURKHOLDER	2.38.4	E. BELANGER WOODSBURY	2.42.2
F	880 YD. RUN		P. CORTNEY K.O.K.	2.26.0	O. MOIRA MOAPA	2.31.4	J. SMITH ELORADO	2.35.1	G. WARREN FREMONT	2.34.1
A	880 YD. RELAY		ELORADO	1.43.7	WOODSBURY	1.50.3	FREMONT	1.57.6	K.O.K.	1.52.3
A	880 YD. RUN		J. DAVIS ELORADO	2.20.3	R. MARTINEZ K.O.K.	2.23.0	C. NOORON FREMONT	2.23.1	G. GROFF ELORADO	2.34.5
A	880 YD. RELAY		J.D. SMITH	1.41.0	ELORADO	1.41.3	MARTIN	1.44.5	VON TABEL	1.53.8
B	MILE RUN		R. BROWN WOODSBURY	5.33.0	D. COOPER K.O.K.	5.44.6	D. PALMER K.O.K.	5.48.6	D. UTLEY BURKHOLDER	5.48.7
A	MILE RUN		T. WHITNEY K.O.K.	5.21.6	M. MITCHELL FREMONT	5.27.4	J. LEITCHHEAD MOAPA	5.36.7	C. JUDOT WOODSBURY	5.32.0
A	MILE RUN		H. CORTNEY K.O.K.	5.20.6	O. JACKSON VON TABEL	5.31.7	O. MITCHELL FREMONT	5.34.1	C. MUCKELROY ELORADO	5.40.0
	2 MILE RUN		B. GROFF ELORADO	12.01.0	T. BURRIT VON TABEL	12.58.0	G. WARREN ROY MARTIN	12.55.6		

		1/30	1/30	1/30	1/30
G	50 YD. DASH	B. HARRIS J.O. SMITH 6.3	B. JOHNSON ROY MARTIN 6.4	T. WEST ELORAADO 6.5	E. DAVIS ROY MARTIN 6.6
B	75 YD. DASH	A. ADAMS ELORAADO 8.6	M. WELDER WOODBURY 8.7	W. PITKIN BURKHOLDER 9.3	HYATT WOODBURY 9.4
A	75 YD. DASH	T. PUETZ ELORAADO 8.7	J. BRAZIL FREMONT 9.1	CURTIS WOODBURY 9.3	R. RICE MOFFA 9.4
G	100 YD. DASH	T. WEST ELORAADO 12.9	E. HARRIS J.O. SMITH 13.0	K. JACKSON ROY MARTIN 13.1	J. REINGOLD K.O. K. 13.1
B	100 YD. DASH	L. JIMMERSON WOODBURY 13.0	B. LEWIS ELORAADO 12.8	T. FREEMAN WOODBURY 13.0	C. McCUEY ROY MARTIN 13.1
A	100 YD. DASH	A. WOOTEN ELORAADO 11.1	V. DIXON J.O. SMITH 11.9	R. RICHARDS J.O. SMITH 12.0	R. RICE MOFFA 12.0
AA	100 YD. DASH	G. MORRIS J.O. SMITH 11.0	R. COBB J.O. SMITH 11.3	T. THOMAS ROY MARTIN 11.5	A. CHAPMAN K.O. K. 11.6
G	220 YD. DASH	K. JACKSON ROY MARTIN 22.7	D. HABNEY VAN TOBEL 23.4	D. FOSTER WOODBURY 22.1	B. FINLEY ELORAADO 22.1
B	220 YD. DASH	L. JIMMERSON WOODBURY 25.2	K. BLAD FREMONT 27.1	A. LEIBUTH VAN TOBEL 27.5	W. PITKIN BURKHOLDER 27.2
A	220 YD. DASH	J. BRAZIL FREMONT 25.6	T. PUETZ ELORAADO 26.0	R. RICE MOFFA 27.1	M. WILLIAMS K.O. K. 27.2
AA	220 YD. DASH	G. MORRIS J.O. SMITH 24.0	B. IVANS ELORAADO 24.6	T. THOMAS ROY MARTIN 25.2	R. PRELASKY J.O. SMITH 25.3
G	440 YD. DASH	K. HEYER ELORAADO 70.8	DES HOTEL J.O. SMITH 71.0	HITCHENS ELORAADO 71.2	WHILEFIELD BURKHOLDER 71.5
G	440 YD. RELAY	ROY MARTIN 52.4	J.O. SMITH 53.6	ELORAADO 54.0	K.O. K. 54.1
R	440 YD. DASH	L. JIMMERSON WOODBURY 57.8	J. LICKARD BURKHOLDER 59.4	B. LEWIS ELORAADO 61.5	K. BLAD FREMONT 62.4
	440 YD. RELAY	ELORAADO 53.0	BURKHOLDER 53.6	WOODBURY 53.7	K.O. K. 54.2

EVENT		FIRST	SECOND	THIRD	FOURTH
C	HIGH JUMP	S. DIXON WOODBURY 5' 0"	T. WEST ELDERADO 4' 10"	ARNISON ELDERADO 4' 6"	HANNIFIN-FRE. PARTRIDGE-KOK 4' 4"
B	HIGH JUMP	J. VEGA WOODBURY 5' 1"	B. G. HAMM BURK-HOLDER 4' 10"	G. DICKENSON WOODBURY 4' 10"	R. DAVIS ELDERADO 4' 10"
A	HIGH JUMP	K. TITUS ELDERADO 5' 4"	V. DIXON J.O. SMITH 5' 0"	P. COURTNEY K.O.K. 5' 0"	F. THOMPSON FREMONT 4' 10"
AA	HIGH JUMP	B. THOMAS ELDERADO 5' 10 1/4"	B. BYRD ROY MARTIN 5' 6"	K. COBB J.O. SMITH 5' 4"	R. FLIETZ K.O.K. 5' 2"
C	LONG JUMP	V. FOSTER WOODBURY 16' 5 1/4"	F. CARPENTER ROY MARTIN 16' 2"	B. FINLEY ELDERADO 14' 10"	S. DIXON J.O. SMITH 14' 9 3/4"
B	LONG JUMP	N. ADAMS ELDERADO 18' 9 1/2"	M. FINDER WOODBURY 16' 4"	B. HYATT WOODBURY 16' 2 1/2"	S. CLARK ROY MARTIN 15' 9"
A	LONG JUMP	L. WOOTEN ELDERADO 20' 0"	V. DIXON J.O. SMITH 16' 1 1/4"	F. THOMPSON FREMONT 15' 9"	J. LEATHHEAD MOAPA 15' 6"
AA	LONG JUMP	R. RAY VON TOBEL 19' 5 3/4"	G. PETERSON ELDERADO 19' 2 1/2"	B. BYRD ROY MARTIN 18' 5"	C. WALLACE J.O. SMITH 17' 9 3/4"
C	SHOT	S. PHILLIPS ELDERADO 31' 7 1/2"	M. KILLIAN ROY MARTIN 28' 9 3/4"	T. SNYDER K.O.K. 26' 10 3/4"	K. GAMER VON TOBEL 26' 10"
B	SHOT	L. DAVIS MOAPA 40' 3 3/4"	L. JIMMERSON WOODBURY 39' 1/4"	T. FREEMAN WOODBURY 36' 3"	D. GERLACH K.O.K. 32' 2"
A	SHOT	D. ANTHIS K.O.K. 39' 7 1/2"	R. LEIGHT MOAPA 39' 6"	G. CURTISS WOODBURY 38' 11 1/2"	J. RADAR WOODBURY 38' 10"
AA	SHOT	W. LANGFORD K.O.K. 37' 4"	E. PEACELY ROY MARTIN 36' 3"	M. SANDERS ROY MARTIN 33' 11"	R. PRETASKY J.O. SMITH 33' 6"
B	POLE VAULT	HYATT WOODBURY 8' 4"	LUNA WOODBURY 8' 2"	PHILIPINAS MOAPA 8' 2"	PICKARD BURK-HOLDER 8' 0"
A	POLE VAULT	BISHOP MOAPA 9' 0"	STEILE MOAPA 8' 6"	STRAND WOODBURY 8' 0"	ROBINSON-WOOD, GARMAN-K.O.K. 7' 6"
	POLE VAULT	B. TANNER MOAPA 9' 3"	B. SEIFF ELDERADO 9' 0"	C. NESSIT J.O. SMITH 8' 9"	G. WARREN ROY MARTIN 8' 6"

#9



CLARK COUNTY SCHOOL DISTRICT

LAS VEGAS, NEVADA 89121

2832 EAST FLAMINGO ROAD - TELEPHONE 736-5011

July 3, 1974

The Honorable R. G. Craddock
Assemblyman, State of Nevada
6090 East Lake Mead Boulevard
Las Vegas, Nevada 89110

BOARD OF SCHOOL TRUSTEES

Mrs. Helen C. Cannon, President
Mr. David Canter, Vice President
Mr. Glen C. Taylor, Clerk
Dr. Clare W. Woodbury, Member
Mr. James C. Andrus, Member
Mr. Earl A. Evans Jr., Member
Mrs. B. Bernice Moten, Member

Dr. Kenny C. Guinn, Superintendent

Dear Mr. Craddock:

I have received and read with interest and concern your letter of June 10, 1974. Let me offer to you my appreciation for bringing this matter to my attention and for your efforts in providing those materials which you felt to be pertinent and relevant to this situation.

I think you will agree with the statement that high school athletics is a most sensitive educational area. The coordination and management of such a program is most difficult, and sometimes impossible, because of the emotions and priorities that are brought by those persons engaged in the activities. It is with this thought that I would like to open my response to your letter.

You have presented a well documented case and described a situation that you felt could have been resolved long before it reached these critical proportions. I certainly don't feel anyone involved in this matter would disagree with you; however, let me quickly add that those responsible for making the administrative decision for Eldorado's participation have been advised and warned about their misinterpretation of the rules. Dr. Guinn, along with other District administrators, made every effort to insure and guarantee that the least number of students involved would be harmed and that every student would be allowed to participate in a track event with students of their same age and grade placement.

I have been assured that the Division of Administration has taken steps to avoid similar situations for the future. It is our ultimate goal to manage, coordinate, and direct our total program in a professional and harmonious manner. We will, on occasion, have problems arise, and it has been our record of the past to actively seek solutions to these problems in a manner that can best serve the school, the community, and our State.

I would have to question and disagree with your comments which relate to the mismanagement of our athletic program in Clark County and to the people who are charged with its direction. It is my opinion, after reviewing this matter, discussing and investigating on my own, that we can be justly proud of the manner in which

this program operates, and the return on the dollar amount spent is inestimable. I would not want our total program, as I am sure you would not, criticized, reduced, or deleted because of one infraction or one problem that we have encountered.

In your reference to the N.I.A.A., I am pleased to advise you that a reorganization is taking place at this time, and those rules and regulations which you have inferred need revision will be carefully and closely scrutinized by professional educators, lay people, coaches and students. I would agree with you that we need changes, modifications, and interpretations for our existing Association rules, but I could not agree with you that all of the students would be ineligible according to Article 28 of the N.I.A.A. Handbook. Information of this type and statements of this nature tend to do irreparable harm to those many students who have abided by every rule and regulation set down by our County, State, and National Federation.

In closing, allow me to offer this brief summary. I believe that the situation was handled in the best possible manner, and every effort was made to minimize the embarrassment and harm that could have been caused to the students of Eldorado High School and the Clark County School District.

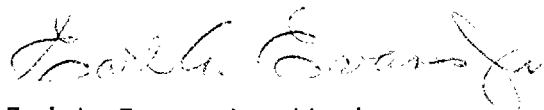
Action has now been taken to insure the avoidance of situations similar to this one for the future. The administrators in charge of the athletic programs have been cautioned and have been asked to review all material pertaining to athletics.

Your concerns regarding the facility at Eldorado High School will be forwarded to our Facilities Division and I will ask for a report on this matter and a correction of any problems at the earliest possible time.

I believe your intentions and your interest in Eldorado High School and the Clark County School District are to be commended. It would be my wish that, in the future, problems of this type could reach resolution before it is necessary for one of our parents to obtain an injunction hampering all students' right to participate in an organized event.

I look forward to your continued support for the youth of Clark County and Nevada when the Legislature convenes this year.

Sincerely,



Earl A. Evans, Jr., Member
Board of School Trustees

EAE:dn

#10

R. G. (BOB) CRADDOCK
ASSEMBLYMAN
ASSEMBLY DISTRICT NO. 20 (CLARK)
6090 EAST LAKE MEAD BLVD.
LAS VEGAS, NEVADA 89110
TELEPHONE 452-9169



COMMITTEES
VICE-CHAIRMAN
HEALTH AND WELFARE
MEMBER
JUDICIARY
TAXATION

Nevada Legislature

FIFTY-SEVENTH SESSION

2- 288

~~July 15, 1974~~
August 1, 1974

Mr. Earl A. Evans Member
Board of School Trustees
2825 Emmons
North Las Vegas, Nevada 89030

Dear Mr. Evans;

In response to your letter of July 3, 1974, I cannot agree in total, with the thought under which you opened your response. While I agree that the coordination and management of athletic activities is a most difficult area, I cannot accept, as a matter of fact, that it is sometimes impossible.

In my letter of June 10, 1974, I mentioned first, my possible information shortage. Since I have no desire to be caught on the wrong side of an issue of such importance, and since I have no time to whip a dead horse, would you please be so kind as to provide me with copies of the documents that you reviewed during your investigation so that I may be better able to understand our reasons for disagreement?

Also, I would like to ask you to provide a copy of this letter for the other Members of the Board of School Trustees as I'm sure you did, at my request, of the earlier letter. In addition, I would like to be informed as to the time and place of any other meeting or meetings that will take place during reorganization of the N. I. A. A.

Thank you for your kind thought in my campaign. I will faithfully endeavor to be there when the Fifty Eighth Session convenes.


Very truly yours,

R.G. Craddock

2-

RECEIPT FOR CERTIFIED MAIL—304 (Postmaster)

SENT TO *Mrs Earl Evans*

POSTMARK OR DATE


STREET AND NO.
223 Emma

P.O., STATE AND ZIP CODE
MLV Va 24030

OPTIONAL SERVICES FOR ADDITIONAL FEES

RETURN RECEIPT SERVICES
 1. Shows to whom and date delivered With delivery to addressee only 55¢
 2. Shows to whom, date and where delivered With delivery to addressee only 55¢
 DELIVER TO ADDRESSEE ONLY 56¢

SPECIAL DELIVERY (extra fee required) 56¢

PS Form 3800 (Star other 404e) (Star other 404e)
 Apr. 1971 NO INSURANCE COVERAGE PROVIDED—NOT FOR INTERNATIONAL MAIL
 *GPO: 1974 O - 485073

No. 365334

PS Form 3811, Nov. 1973 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SENDER: Complete 1 and 2. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one):

Show to whom and date delivered 15¢

Show to whom, date, & address of delivery.. 35¢


DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢

DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
FABRICIUS M
2823 Emma
MLV 24030

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
365334

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE


4. DATE OF DELIVERY
9/16/74 POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: _____ CLERK'S INITIALS _____

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



RETURN
TO

R.G. Craddock
690 E Lake Mead Blvd
Las Vegas Nev 89110

STICK POSTAGE STAMPS TO ARTICLE TO COVER POSTAGE (first class or airmail),
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)

1. If you want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, leaving the receipt attached, and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
2. If you do not want this receipt postmarked, stick the gummed stub on the left portion of the address side of the article, date, detach and retain the receipt, and mail the article.
3. If you want a return receipt, write the certified-mail number and your name and address on a return receipt card, Form 3811, and attach it to the back of the article by means of the gummed ends. Endorse front of article RETURN RECEIPT REQUESTED.
4. If you want the article delivered only to the addressee, endorse it on the front DELIVER TO ADDRESSEE ONLY. Place the same endorsement in line 2 of the return receipt card if that service is requested.
5. Save this receipt and present it if you make inquiry.

R. G. (BOB) CRADDOCK
ASSEMBLYMAN
ASSEMBLY DISTRICT NO. 20 (CLARK)
6090 EAST LAKE MEAD BLVD.
LAS VEGAS, NEVADA 89110
TELEPHONE 452-9169



COMMITTEES
VICE-CHAIRMAN
HEALTH AND WELFARE
MEMBER
JUDICIARY
TAXATION

Nevada Legislature

FIFTY-SEVENTH SESSION
September 5, 1974

2-291

Mr. Earl A. Evans, Member
Board of School Trustees
2825 Emmons
North Las Vegas, Nevada 89030

Dear Mr. Evans;

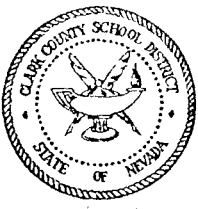
It has been more than a month since my last letter was mailed to you pertaining to the TRACK and FIELD FIASCO. Since I have received no response to date, please find attached a copy of the earlier referenced letter. If, for any reason, you should decide not to responde, please accept this letter as my request to appear before the Board of School Trustees, at the earliest possible time.

Very truly yours,

R.G. Craddock

#12

2 292



CLARK COUNTY SCHOOL DISTRICT

LAS VEGAS, NEVADA 89121

2832 EAST FLAMINGO ROAD - TELEPHONE 736-5011

BOARD OF SCHOOL TRUSTEES

Mrs. Helen C. Cannon, President
 Mr. David Canter, Vice President
 Mr. Glen C. Taylor, Clerk
 Dr. Clare W. Woodbury, Member
 Mr. James C. Andrus, Member
 Mr. Earl A. Evans Jr., Member
 Mrs. B. Bernice Moten, Member

Dr. Kenny C. Guinn, Superintendent

September 11, 1974

The Honorable R.G. Craddock
 Assemblyman, State of Nevada
 6090 East Lake Mead Boulevard
 Las Vegas, Nevada 89110

Dear Mr. Craddock:

In your letter of August 1, 1974, you stated that you had interpreted my response as indicating that the coordination and management of athletic activities was sometimes impossible. I am sorry if I worded the statement in such a way that you received this interpretation. It was my intention to communicate that the coordination and management of athletic activities in a large school system is most difficult, and that it is impossible to make decisions to the satisfaction of all concerned.

In your letter of August 1st you requested the documents I reviewed during my investigation. It appears to me that we have the same information and written documents. I suspect that the problem lies in the fact that we interpreted the information and documents that we have in a different manner, hence we came to different conclusions.

As you requested, I discussed the content of your letter with the other Board members.

The N.I.A.A. has scheduled a meeting for September 30-October 1, 1974, at the Stardust Hotel. Mr. Bert Cooper, Executive Secretary of N.I.A.A. can provide you with complete information regarding this meeting.

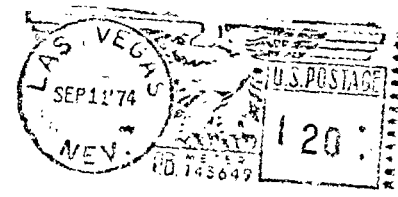
Any time you wish to appear before the Board of School Trustees, you would certainly be welcome. Please call or visit the Superintendent's Office prior to 3:00 p.m., before or on the day of a Board meeting, and a card will be completed which will provide you with an opportunity to speak to the Board.

Sincerely,

Earl A. Evans, Jr., Member
 Board of School Trustees

EAE:pc

Earl A. Evans, Jr.
CLARK COUNTY SCHOOL DISTRICT
2832 East Flamingo Road
LAS VEGAS, NEVADA 89121



*Notice left 9-12-74
1027 (CR)*

REGISTERED MAIL
NO. 28878

The Honorable R. G. Craddock
Assemblyman, State of Nevada
6090 East Lake Mead Boulevard
Las Vegas, Nevada 89110

ROY W. MARTIN JUNIOR HIGH SCHOOL

2800 EAST STEWART • LAS VEGAS, NEVADA 89101

D. L. BADGER
PRINCIPAL

May 2, 1974

Mr. Robert Lunt, Director
Student Activities Department
Clark County School District
2832 East Flamingo Road
Las Vegas, Nevada

Dear Mr. Lunt:

On May 1, 1974, at the Eastern Zone Track Meet, a formal protest was lodged against Eldorado High School by the Roy W. Martin Junior High School girls' track coach, Gail Barnett, on the following basis.

Girls participating on the Eldorado High School track team were entered in this junior high school zone track meet. Also, ninth grade boys from Eldorado High School were entered. This is clearly in violation of NIAA Regulation 21A, page 21, and Regulation 11, page 26, of the NIAA Handbook.

Clearly not applicable

Also, the name of Terri West was not on the official roster for Eldorado High School's junior high girls track team, and she was allowed to compete.

The above should, according to Regulation 21A, page 21, of the NIAA Handbook, declare these students ineligible for any further participation in track for the remainder of this season.

Thank you for your consideration of this protest.

Sincerely,

H. B. Lamb
Dr. H. B. Lamb
Assistant Principal

Gail Barnett
Gail Barnett
Girls' Track Coach

HBL/lal

cc Jr H: 6/6/73

Check not a problem for 9th grade charter article 2

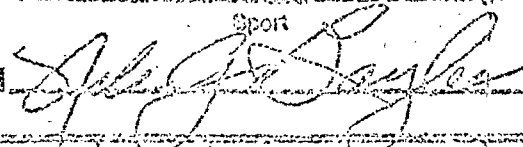
NEVADA INTERSCHOLASTIC ACTIVITIES ASSOCIATION

REGISTRATION FROM ELDERADO HIGH SCHOOL FOR THE 1st 2nd SEMESTER OF 1973-1974 SCHOOL YEAR.
Club One

Following students are eligible to represent this high school in Track and Field (Indicate Girls or Boys)
Sport

April 26, 1974

Signature of Principal



Last name, first name No name, list names alphabetical order.	Certified Date of Birth			Place of Birth	Entrance Date of Your School	Units Passed Last Semester	Date Entered School Grade	Parent's or Guardian's Name and Residence Address
	Month	Day	Year					
W KATE	6	21	60	Las Vegas	9-5-73	2	9-74	Robert Aronson-4104 E. Lake Road, North L.V.
W KATE ✓	2	20	60	Las Vegas	9-5-73	2	9-74	Mr. A. E. Binley-2712 N. Cooper Street
E ✓	3	1	59	Washington, D.C.	9-5-73	2	9-5-73	M.A. Hall-2 Heisner-NAFF
S KATHA ✓	3	1	59	Orlando, Florida	9-5-73	2	9-5-73	Mr. & Mrs. Harries-NAFF
A ✓	8	5	59	Athens, Greece	9-5-73	2	9-5-73	Mr. & Mrs. James-3651 Brockway
W KATHIE	5	25	60	Las Vegas	9-5-73	2	9-74	Carl Denton-3226 Colonelist Ave.
W J. JUANITA ✓	6	13	60	Laurel, Mississippi	9-5-73	2	9-74	Mr & Mrs. Wolverton-20 Lendis Dr. -NAFF
TERRY WEST'S NAME LIST								
S NOT ON THE								

When entering names of contestants, please print first and last names and line them in order of their best marks.

State Division

Long Jump 2- 296

High Jump

- 1. JAMIE ARNESEN
- 2. West, Terri

Shot Put (6 lb.)

- 1. EVA JONES
- 2. Sandra Phillips

Long Jump

- 1. Bonnie Finley
- 2. JAMIE ARNESEN

50 yard dash

- 1. Bonnie Finley
- 2. DALE PATTER
West, Terri

100 yard dash

- 1. JAMIE ARNESEN
- 2. Joyce Hall
Terri West

220 yard dash

- 1. Bonnie Finley
- 2. JAMIE ARNESEN
KAREN HOYER

280 yard run

- 1. X
- 2. X

800 Hally Relay

- 1. JAMIE ARNESEN
- 2. DALE PATTER
- 3. MARY KEISKY
- 4. Cindy Callahan

Relay Alternates

- 1. Phyllis Haines
- 2. EVA JONES

440 yard run

- 1. Debra Hitchens
- 2. KAREN HOYER

440 yard relay

- 1. JAMIE ARNESEN Terri West
- 2. Joyce Hall
- 3. DALE PATTER Diane Whitlock
- 4. Bonnie Finley

Eldorado



2- 297
Nevada Interscholastic Activities Assn.

400 WEST KING STREET
CARSON CITY, NEVADA 89701
TELEPHONE: 885-4390

MARVIN PICOLLO, PRESIDENT
BERT L. COOPER, EXECUTIVE SECRETARY

February 19, 1975

MEMORANDUM

TO: STATE BOARD OF EDUCATION MEMBERS

FROM: Dr. Marvin Picollo, President *Marvin Picollo*

SUBJECT: PROPOSED LEGISLATION IN REGARD TO THE NEVADA INTERSCHOLASTIC ACTIVITIES ASSOCIATION

It is extremely important that activity associations remain independent of any and all political influence. The National Federation of State High School Associations recommends to state associations that they serve autonomously from state education agencies and/or other regulatory state agencies.

It would appear to me that any change in the status of the Nevada Interscholastic Activities Association, which has been in existence since 1939, would be most harmful to the overall activities' programs.

The Articles of Incorporation provide for a Legislative Commission made up of the county superintendents who are responsible to the local board of school trustees. As you know, these trustees are elected by the general public and responsible to the public. The governing body of the Association is an elected Board of Control representing a cross section of school districts throughout the state. This Board of Control includes school administrators in addition to trustee members. Any change in the Articles of Incorporation and/or the organizational pattern would not, in the opinion of the Association, benefit interscholastic programs.

The Association and its member schools wish to inform all interested persons that they are extremely pleased with the organizational structure and the Articles of Incorporation of the Nevada Interscholastic Activities Association.

Attached is a copy of the Association organizational chart.

MP/BLC:tm
Attachment

NEVADA INTERSCHOLASTIC ACTIVITIES ASSOCIATION

ORGANIZATION CHART

Legislative Commission
made up of
County Superintendents

NIAA Board of Control

*PRESIDENT

**DISTRICT
I
two members

**DISTRICT
II
one member

**DISTRICT
III
one member

**DISTRICT
IV
three members

***AT-LARGE
Statewide
one member

***School Trustees

CLARK COUNTY
one member

CARSON CITY,
WASHOE COUNTY
one member

OTHER COUNTIES
one member

Voting Members

Executive Secretary

District One
Member Schools
12

District Two
Member Schools
9

District Three
Member Schools
12

District Four
Member Schools
21

*Elected by Legislative Commission

**Administrative District Representatives
elected by the member schools
(each school has one vote)

***Elected by the Board of Control

****Elected by the Trustees of the district
or districts

March 13, 1975

Dr. Ed Dodson
Executive Secretary, NASA
~~College of Education~~
University of Nevada
Reno, Nevada 89507

Dear Ed:

At the recent NIAA Board of Control meeting, Mr. Glen Taylor made a motion directing me to seek support from superintendents and other groups in opposing Assembly Bill No. 359--a copy of which is enclosed.

I presented this to the county superintendent's meeting on ^{March} May 12th and they voted unanimously to support the NIAA's Board decision to oppose this legislation. The superintendents asked me to contact secondary school principals hoping they might lend their support in defeating Assembly Bill 359.

I am enclosing for your information an organizational chart of the Association and would hope that you can support the NIAA Board and superintendents position and actively seek defeat of this bill through the Nevada Association of School Administrators.

If I can be of assistance in getting information to secondary school principals I would be happy to do so; however, I felt that your organization could take care of this, providing they are in agreement with the philosophy of the NIAA Board and superintendents.

There will be a hearing on Assembly Bill 359 at 3:00 PM on March 25th and the work needs to be completed prior to that time.

27

Sincerely,

Bert L. Cooper
Executive Secretary

BLC:tm
Encs.

CC: Dr. Picollo



Off. J. J. J. J.
Exhibit VI
Nevada Interscholastic Activities Assn.

400 WEST KING STREET
CARSON CITY, NEVADA 89701
TELEPHONE: 885-4390

MARVIN PICOLLO, PRESIDENT
BERT L. COOPER, EXECUTIVE SECRETARY

March 27, 1975

MEMORANDUM

2-300

TO: Assembly Education Committee
FROM: *AK* NIAA Board of Control
SUBJECT: AB 359

The NIAA Board in reviewing AB 359 feels that it is not in the best interest of the operation of interscholastic activities in the state of Nevada. The following motion was made at the recent March meeting:

It was moved and seconded that the NIAA Board of Control go on record as opposing AB 359.

RATIONALE FOR BOARD'S ACTION

The Board was reorganized in July of 1974 from the existing eight member board to the present twelve member board. The Board feels they should be given additional time to resolve any problems under this new structure.

There already is school trustee representation on the Board.

Secondary school principals need to develop the grass-roots support from the member schools.

The Board feels that representation on this body is best achieved by the process of electing members as provided for in the present Constitution.

RATIONALE FOR SUPERINTENDENTS' ACTION

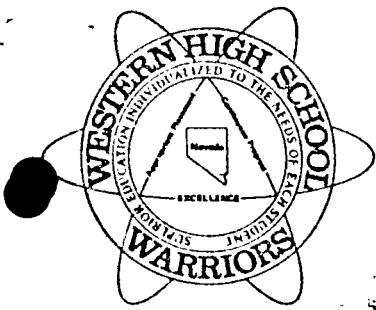
The county school Superintendents at their March meeting voted to oppose AB 359.

The Superintendents felt that the existing Constitution and By-laws have worked well and are in support of the present structure.

THE ASSOCIATION OF SECONDARY SCHOOL PRINCIPALS

The Association of Secondary School Principals has opposed AB 359 and a letter is attached indicating that opposition.

Attachments: Letter from Secondary School Principals Association
National Federation survey--composition of state
association boards
NIAA Organizational Chart



WESTERN HIGH SCHOOL

4601 WEST BONANZA ROAD • 702-870-6811 • LAS VEGAS, NEVADA 89107



ADMINISTRATIVE COUNCIL

Bruce E. Miller, Principal
Donald D. Burger, Asst. Principal
Mike Edwards, Asst. Principal
Dennis F. Rosch, Asst. Principal

March 24, 1975

2- 301

Mr. Bert Cooper, Executive Secretary
Nevada Interscholastic Activities Association
400 West King Street
Carson City, Nevada 89701

Dear Mr. Cooper:

This is to inform you that the Secondary Principals of the State of Nevada oppose Assembly Bill 359.

As President of the Secondary School Principals Association of Nevada, I must inform you that we believe the members of the NIAA Board of Control should be made up of secondary principals, and elected by secondary principals. The check and balance system, however, allows for the Superintendent's Association to act as the Executive Committee, which we are in favor of.

Any help you might give us in letting the legislators know that the Secondary Principals oppose Assembly Bill 359 as sponsored by Bob Craddock and others, would be appreciated.

Sincerely,

Bruce E. Miller, President,
Secondary School Principals Association of Nevada

BEM:gp

cc: Dr. Edwin Dodson
Dr. Kenny Guinn

Handwritten: *checked and filed*
Stamp: MAR 25 1975

National Federation



Executive Offices

400 LESLIE ST., POST OFFICE BOX 98 ELGIN, ILLINOIS 60120 Phone: 312 697-4100

CLIFFORD B. FAGAN, Executive Secretary

TO: State Association Executive Officers
FROM: Clifford B. Fagan
SUBJECT: Constituency of State Association Governing Boards
DATE: February 19, 1975

2-302

FORTY-SEVEN MEMBERS responded to the request for information on the make-up of state high school association governing boards. We are pleased to make available to the membership the following general summary of the results, and we thank those associations which contributed information.

IN EVERY STATE WHICH RESPONDED, a school principal presently serves as a voting member on the association governing board. One or more school superintendents serve and vote on 41 state association boards, while athletic directors serve as voting members on 18 boards and coaches vote on 17 boards.

ONLY SEVEN ASSOCIATIONS provide that a member of the state athletic directors association shall be a voting member on the board, while eight associations provide that a member of the state coaches association shall serve and vote. Many more state associations allow athletic directors and coaches to serve, regardless of their affiliation with their respective organizations and with no special provisions for their representation on the governing board.

TWELVE ASSOCIATIONS presently have representatives of the state department of education serving and voting on their governing boards, while twelve associations (not necessarily the same twelve) also have representatives of the state school boards associations serving. Another three state high school associations have local school board personnel as voting representatives on their governing boards.

THE ASSOCIATION EXECUTIVE OFFICER is a voting member of five governing boards. On three boards, music or speech representatives are voting members.

EIGHTEEN STATE ASSOCIATIONS have one or more women serving as voting members on their boards of control. Additional associations report that women have served on their boards of control in the past but that none have presently been elected to serve.

FEB. 21 1975

NEVADA INTERSCHOLASTIC ACTIVITIES ASSOCIATION

ORGANIZATION CHART

Legislative Commission
made up of
County Superintendents

NIAA Board of Control

*PRESIDENT	**DISTRICT I two members	**DISTRICT II one member	**DISTRICT III one member	**DISTRICT IV three members	***AT-LARGE Statewide one member
****School Trustees					
CLARK COUNTY one member		CARSON CITY, WASHOE COUNTY one member		OTHER COUNTIES one member	

Voting Members

Executive Secretary

District One
Member Schools
12

District Two
Member Schools
9

District Three
Member Schools
12

District Four
Member Schools
21

*Elected by Legislative Commission

**Administrative District Representatives
elected by the member schools
(each school has one vote)

***Elected by the Board of Control

****Elected by the Trustees of the district
or districts

Roger Traunday

Gene Douglas

Roger Traunday

1. INTRODUCE YOURSELF AND ME AT THE SAME TIME, EXPLAINING THAT YOU ARE THERE TO DISCUSS THE DEPARMTENT OF HUMAN RESOURCES' ACTIONS AND CONCERNS DURING THE PAST YEAR REGARDING CHILD CARE INCLUDING PRE-SCHOOLS, AND THAT I WILL THEN DISCUSS SPECIFIC SECTIONS OF THE BILL.

2-304

2. IN THE '73 LEGISLATURE TWO THINGS OCCURED WHICH RELATE DIRECTLY TO A.B. 424:

1. ALL CHILD CARE FACILITIES, INCLUDING PRE-SCHOOL WERE DETERMINED TO BE "HEALTH & CARE FACILITIES," THEREBY, TO BE LICENSED BY THE HEALTH DIVISION.

2. THE CHILD CARE SERVICES DIVISION WAS CREATED TO, SIMPLY STATED, ASSURE QUALITY CHILD CARE (INCLUDING PRE-SCHOOLS) TO CHILDREN OF ALL ECONOMIC BACKGROUNDS.

3. OUR FIRST CONCERN THEN, WAS TO DETERMINE THE RELATIONSHIP BETWEEN LICENSING AND REGULATIONS, (AS MENTIONED IN THE SUMMARY FOR A.B. 424), AND QUALITY CHILD CARE.

HERE'S WHAT WE'VE DONE AND HERE'S WHAT WE'VE DISCOVERED:

The law creating the Child Care Division established

1. WE ~~CREATED~~ A CHILD CARE SERVICES POLICY BOARD. THIS NINE MEMBER BOARD AND FOUR CONSULTANTS INCLUDE THE FOLLOWING COMBINED PERSONAL QUALIFICATION:

- a. 3 PARENTS WHO ARE CONSUMERS OF CHILD CARE SERVICES.
- b. 2 SPECIALLY TRAINED LICENSING SPECIALISTS.
- c. 3 PROVIDERS OF CHILD CARE SERVICES.
- d. 5 PERSONS WITH DEGREES IN EDUCATION, 4 OF WHOM HAVE MASTERS IN EDUCATION (THE 5TH HAS HER MASTERS IN HOME ECONOMICS).

e. 1 HEADSTART EDUCATOR WITH A BA DEGREE OUTSIDE EDUCATION, BUT WITH 7 YEARS EXPERIENCE IN ADULT EDUCATION AND EARLY CHILDHOOD DEVELOPMENT.

2. THE 4 CONSULTANTS ARE INCLUDED IN THE ABOVE STATEMENTS, BUT THEY ARE ALSO OFFICIAL REPRESENTATIVES OF HEALTH, WELFARE, THE DEPARTMENT OF EDUCATION, AND THE UNIVERSITY EXTENSION SERVICE.

3. LAST YEAR, THE BOARD'S PRIORITIES WERE SET. THE FIRST PRIORITY WAS TO REVIEW AND REVISE LICENSING REGULATIONS. THE CHILD CARE DIVISION RECEIVED A FEDERAL GRANT TO DO THIS IN COORDINATION WITH THE HEALTH DIVISION.

a. WE HAD: 6 PUBLIC WORKSHOPS

4 SPECIALIZED AREA WORKSHOPS

Board of Health

2 PUBLIC HEARINGS IN THE NORTH & SOUTH

*Concerns
to consider
educational
institutions*

b. WELL OVER 300 PERSONS THROUGHOUT THIS STATE THE REGULATIONS GIVEN TO YOU TODAY.

*part of the
writing*

c. THESE PEOPLE, THAT INCLUDED PRE-SCHOOL OPERATORS, PARENTS, SOCIAL WORKERS, CHILD DEVELOPMENT SPECIALISTS, DEPARTMENT OF EDUCATION REPRESENTATIVES, UNIVERSITY REPRESENTATIVES, HEADSTART, SCHOOL DISTRICT REPRESENTATIVES, ETC., SPENT TOGETHER LITERALLY THOUSANDS OF HOURS DETERMINING MINIMUM STANDARDS FOR CHILDREN IN ALL CHILD CARE FACILITIES.

*she had to consider
quality of program as well
as the cost involved*

d. IN ADDITION, EVERY LETTER, TELEGRAM, OR VERBAL REQUEST WAS REVIEWED BY OUR STAFF AND INCLUDED WHENEVER FEASIBLE, IN THE FINAL DOCUMENT. THEY ALSO REVIEWED THE REGULATIONS FROM ALL OTHER STATES.

I MENTIONED EARLIER THAT I WOULD ALSO DISCUSS "WHAT WE'VE LEARNED."

1. WE LEARNED THAT LICENSING REGULATIONS ARE MINIMUM STANDARDS, THAT BY THEMSELVES, DO NOT ASSURE QUALITY.
2. QUALITY COMES FROM CONTINUING EDUCATION, EXPERIENCE, PERSONAL SKILLS AND ABILITY.

THEREFORE -

- a. IN COORDINATION WITH THE COMMUNITY COLLEGE DURING THE PAST YEAR, WE HAVE OFFERED WORKSHOPS TO ALL CHILD CARE PROVIDERS.
- b. WE HAVE INFORMED PROVIDERS OF ADDITIONAL COURSES.
- c. WE HAVE A LIBRARY SYSTEM AVAILABLE TO ALL PROVIDERS AND PARENTS.
- d. WE HAVE A TASK FORCE TO DEVELOP SPECIFIC MEASURING TOOLS TO DETERMINE THE QUALITY OF THE PROGRAMS AND PERSONNEL IN ALL CHILD CARE FACILITIES, STARTING WITH PRE-SCHOOL. FEDERAL FUNDS HAVE BEEN COMMITTED FOR THIS PURPOSE. THIS TASK FORCE INCLUDES REPRESENTATIVES FROM:
 1. THE UNIVERSITY, EARLY LEARNING CENTER, AND THE DEPARTMENT OF HOME ECONOMICS.
 2. HEADSTART
 3. A PRE-SCHOOL PROVIDER
 4. THE ^{State} DEPARTMENT OF EDUCATION
 5. A SCHOOL DISTRICT REPRESENTATIVE
 6. CHILD CARE SERVICES DIVISION.

IN ADDITION TO THIS TASK FORCE, THE CHILD CARE DIVISION WILL HAVE, NEXT YEAR, A CHILD DEVELOPMENT SPECIALIST, WHO WILL WORK DIRECTLY WITH THE LICENSING ENTITIES THROUGHOUT THE STATE, AND ALL PROVIDERS, IN ASSURING EDUCATIONAL PROGRAMS, FOR OUR CHILDREN.

I THINK NOW, IT'S CLEAR THAT A GREAT DEAL OF TIME AND EFFORT HAS GONE INTO INVOLVING EDUCATORS IN EVERY STAGE OF PLANNING FOR QUALITY CARE.

I CAN ONLY ADD THAT THE CHILD CARE BOARD IS ALSO THE OFFICIAL ADVISORY COMMITTEE TO THE HEALTH DIVISION; THEREFORE, WE HAVE COVERED THE NEED FOR THE SAFETY AND HEALTH OF THE CHILDREN, AS WELL AS NEED FOR QUALITY CHILD DEVELOPMENT PROGRAMS. *the Dept. of Human Resources is the sole state agency for such*

(supplicating) I BELIEVE THAT A.B. 424 IS "RECREATING THE WHEEL" AND IMPROVING THE WORK THAT HAS BEEN DONE BY HUNDREDS OF DEDICATED INDIVIDUALS.

2. 307

FF- [REDACTED]

Licensing Regulations
For
Nevada Child Care Facilities
January 1975

DEPARTMENT OF HUMAN RESOURCES
HEALTH DIVISION
Bureau of Health Facilities
201 South Fall Street
Carson City, Nevada 89701

Adopted by the State Board of Health
January 15, 1975

Effective: March 1, 1975

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Foreword

Authority

Article 1	Definitions
Article 2	Licensure
Article 3	Policies and Procedures
Article 4	Program Requirements
Article 5	Director Qualifications
Article 6	General Staffing Requirements
Article 7	Staff-Child Ratio Requirements
Article 8	Personal Health of Children, Medication, Nutrition
Article 9	Environmental Sanitation and Safety
Article 10	Personal Health of Staff
Article 11	Fire and Safety Requirements
Article 12	Other Safety Requirements
Article 13	Licensing Entity Administration
Article 14	Infant and Toddler Nurseries
Article 15	Child Care Institutions
Article 16	Pre-Schools
Article 17	Group Recreational Facilities

AUTHORITY TO ADOPT RULES, REGULATIONS AND STANDARDS FOR CHILD CARE FACILITIES

WHEREAS, Nevada Revised Statute 449.037 authorizes the State Board of Health to adopt licensing standards for child care facilities, rules and regulations governing the licensing of such institutions, and other rules and regulations as it deems necessary to carry out the provisions of Nevada Revised Statutes 449.001 to 449.240 inclusive; and

WHEREAS, Nevada Revised Statute 449.037 charges the State Board of Health to require that the practices and policies of child care facilities must provide adequately for the protection of health, safety, physical, moral and mental well-being of each individual accommodated in the facility; and

WHEREAS, these regulations are adopted pursuant to Nevada Revised Statutes 449.001 to 449.240 inclusive,

NOW, THEREFORE, the Nevada State Board of Health does hereby adopt the following rules and regulations which have the full force and effect of the law:

ARTICLE 1 - DEFINITIONS

1.1 "Child Care Facility" means an establishment operated and maintained for the purpose of furnishing care on a temporary or permanent basis, during the day or overnight, for compensation, to five or more children under 18 years of age. It includes family child care homes, group child care homes, child care centers, infant and toddler nurseries, pre-schools, specialized child care centers, child care institutions and group recreational facilities as defined in these regulations, whether known or incorporated under some other description title or name such as "Child Play School," "Child Development Center," and the like. Child Care Facility does not include:

1.1.1 The home of a natural parent or guardian, foster home as defined in Chapter 424 of the Nevada Revised Statutes or maternity home; or

1.1.2 A home in which the only children received, cared for and maintained are related within the third degree of consanguinity or affinity by blood, adoption or marriage to the person operating the facility.

1.2 "Day Care" means the care, supervision and guidance of children, unaccompanied by parents, guardians or custodians, on a regular basis for periods of no more than 16 hours per day between the hours of 6 a.m. to 12 midnight in a child care facility as defined herein.

- 1.3 "Extended Day Care" means the care, supervision, and guidance of children unaccompanied by parents, guardians or custodians on a regular basis, for periods of more than 16 hours per day and/or including the hours of 12 midnight to 6 a.m. in a child care facility as defined herein. 2 - 310
- 1.4 "Person" means reference herein to individual, partnership, firm, corporation, or association.
- 1.5 "Facility" means a child care facility.
- 1.6 "Family Child Care Home" is a facility in which day care and/or extended day care is regularly provided to fewer than 7 children who receive care and guidance unaccompanied by parents, guardians or custodians (usually a dwelling unit).
- 1.7 "Group Child Care Home" is a facility in which day care and/or extended day care is regularly provided to at least 7 but not more than 12 children who receive care and guidance unaccompanied by parents, guardians or custodians (generally within a dwelling unit).
- 1.8 "Child Care Center" is a facility in which day care and/or extended day care is regularly provided to more than 12 children who receive care and guidance unaccompanied by parents, guardians or custodians.
- 1.9 "Infant and Toddler Nursery" is a facility which is equipped to provide day care and/or extended day care to four or more children under the age of two and which may provide care for children up to the third birth date. An infant and toddler nursery may be a distinct part of a child care center provided that each part meets the requirements stated herein.
- 1.10 "Pre-School" is a facility that provides a program of specific educational goals designed to maximize the individual child's learning environment and readiness for school. Any group of children may participate in the program for four hours or less per day. A pre-school may be a distinct or an integral part of another type of child care facility provided that each part meets the requirements stated herein.
- 1.11 "Private Kindergarten" is a facility licensed by the State Department of Education. If a kindergarten is a part of a child care facility, then it must also be licensed by the Division.
- 1.12 "Specialized Child Care Facility" is a facility that provides child care primarily for children with developmental disabilities.
- 1.13 "Child Care Institution" is an institution providing extended day care and developmental guidance to 16 or more children who do not routinely return to the homes of their parents or legal guardians.

- 1.14 "Group Recreational Facility" is a facility that provides recreational activities on a temporary basis for no more than eight hours for children 6 years of age and older and no more than five hours for children 2 to 5. 2- 311
- 1.15 "Child Care System" is an organization of individual child care facilities in which each facility is related to a licensed central operator by an exclusive contractual arrangement whereby arrangements for admission of children are made with the central operator which also, under the contractual arrangement, undertakes to provide the facility with central administrative services including, but not limited to, consultation, technical assistance, training, supervision, evaluation, and provisions of or referral to health and social services.
- 1.16 "Central Operator" is the person, corporation, partnership, voluntary association, or other private or public organizations which, in addition to other activities, if any, operates a child care system in the course of which it provides central administrative services for the individual facilities related to it, and establishes and enforces standards of maintenance and operation of such facilities which meet or exceed the requirements for licensing under these regulations.
- 1.17 "Licensee" is the individual, corporation, partnership, voluntary association, or other public or private organization ultimately responsible for the overall operation of a child care facility, and adherence to these regulations in the facility.
- 1.18 "Caregiver" is any person whose duties include direct care, supervision and guidance of children in a child care facility.
- 1.19 "Child" is a person who has not reached the eighteenth birthday.
- 1.20 "Division" is the Division of Health of the Department of Human Resources.
- 1.21 "Advisory Board" is the Nevada Child Care Services Division Policy Board.
- 1.22 "Director" is either the licensee or a person appointed by the licensee who shall have the responsibility for the management of the facility.

ARTICLE 2 - LICENSURE

- 2.1 No person shall operate a child care facility without a license from the Health Division unless the facility is located in a county or incorporated city where the governing body has established a licensing agency and enacted an ordinance requiring that child care facilities be licensed by the county or incorporated city, in

2.1 (Continued)

accordance with the provisions of Chapter 449 of the Nevada Revised Statutes.

2- 312

- 2.1.1 Such counties and cities will file a copy of proposed ordinances and regulations with the Division, 30 days prior to public hearings on said regulations for review as to compliance with these regulations. Ordinances and regulations enacted must be filed with the Division within 30 days of adoption.
- 2.1.2 The local licensing entity will submit monthly reports of new licensees, license renewals, and license terminations, to the Division.
- 2.2 Before issuing a license:
 - 2.2.1 The Division shall conduct a pre-licensure survey of the "applicant," the proposed facility, the proposed plan of care for children, and the management plan.
 - 2.2.2 An application for license to operate a child care facility will be made to the Division. On receipt by the Division of a properly completed application, and the application fee of fifty cents (\$.50) per child, a provisional license may be issued.
 - 2.2.3 The facility must comply with all applicable life safety, environmental health, and building and zoning codes. Where there is a difference between the State and local codes, the more stringent will apply.
- 2.3 If the investigation shows that the facility satisfactorily complies with these standards and regulations, a license will be issued within 30 days following the licensure survey.
 - 2.3.1 The type of facility shall be determined in accordance with the definitions herein and shall be named as such on the license.
 - 2.3.1.1 Facility advertising shall denote the type of facility for which it is licensed and shall not be misleading as to regular programs and services.
 - 2.3.2 The license shall be in effect for a period of one year from the date of issuance; will apply only to the person named therein; be valid only for the premises described therein and will not be transferable.
 - 2.3.3 The license shall be posted in a public place within the facility.
- 2.4 At least 45 days prior to the expiration of the license, the licensee of a child care facility shall apply for a renewal of the license. A pre-licensure survey will not be scheduled until the application and fee are received. If, after investigation, the Division determines that the facility is still in compliance with the regulations, the license will be renewed for a period not to exceed one year.

- 2.5 No facility shall accept for care at any given time more children than the number specified in the license.
- 2.5.1 The number of children for which a facility will be licensed will be determined by the type of facility provided and by the staffing and space requirements and capability of the physical plant as set forth in these regulations.
- 2.6 The Health Division may issue a provisional license to a facility which:
- 2.6.1 Is in operation at the time of promulgation of new regulations, in order to provide reasonable time, not to exceed one year from the date of such promulgation, within which to comply with the new regulations; or
- 2.6.2 Has failed to comply with regulations, but which is in the process of making necessary changes or has agreed in writing to effect such changes within a reasonable time specified by the Division, not to exceed one year.
- 2.7 Failure or refusal to comply with regulations adopted by the Division shall be grounds for denial, suspension, or revocation of license by the Division. Notice of denial, suspension, or revocation and the legal authority jurisdiction and reasons for the action taken will be sent to the applicant by certified mail within 30 days.
- 2.7.1 Within ten (10) calendar days after the date of the notice from the Division, the applicant or licensee may file notice of appeal with the State Health Officer.
- 2.8 Within twenty (20) calendar days after the receipt of the notice of appeal by the State Health Officer, the Health Division shall hold a hearing in the manner provided by the Nevada Administrative Procedure Act and the Rules and Regulations of the State Board of Health.
- 2.8.1 Notice of the hearing shall be given no less than five (5) days prior to the date set for the hearing.
- 2.9 Any person who operates a child care facility without a license issued by the Division shall be guilty of a misdemeanor.
- 2.10 Whenever the Division has reason to believe that a facility is operating without a license, or a licensed facility is not conforming to the conditions of the license and/or the regulations for child care facilities, the Division shall make an investigation to determine the facts. The Division shall have the authority to inspect the premises where the violation is alleged to occur and to conduct such other investigations as may be indicated.

2.11 Complaints about a facility may be received by telephone, letter or personal interview. Only those complaints in which the complainant identifies himself to the Division will be investigated except in the case of an anonymous complaint about an unlicensed center or home. In all complaints, an unannounced visit to the facility will be made by a Division representative. The complaint will be discussed with the Director of the facility. A report of the visit of the Division's representative and the complaint will be kept in the Division file. Action to revoke or suspend a license will be taken only after completion of the investigation and when the Division believes that the licensee is no longer complying with the regulations. Complainants will not be made known to the facility operator.

2.11.1 All complaints filed through the judicial process involving the child care facility, licensee and/or director thereof, or arrests of licensee and/or director must be reported by the licensee within ten days to the Division or local licensing entity.

ARTICLE 3 - POLICIES AND PROCEDURES

3.1 A child care facility shall have written policies covering the following areas: The type of service to be offered children served; provision which can be made for special needs of individual children; admission requirements and enrollment procedures; fees and plan for payment; insurance coverage; regulations concerning belongings brought to the facility; transportation arrangements; parental permission for trips and related activities outside the facility.

3.1.1 Exemption: Family care and group child care homes.

3.2 The name, address and telephone number of the person(s) with the legal responsibility and the administrative authority for the child care facility must be made known to the licensing authority and parents of children in the facility.

3.3 A child care facility must notify parents and the licensing agency of changes in the services offered by the facility.

3.4 Information pertaining to an individual child shall not be disclosed to persons other than the facility staff unless,

3.4.1 the parent(s) of the child has granted written permission,

3.4.2 there is a medical emergency, or

3.4.3 the caregiver is reporting suspected child abuse or neglect.

3.5 Admission procedures must provide the caregiver with sufficient information and instruction from the parent(s) to enable the caregiver to make decisions or act in behalf of the child. Prior to admission of a child, the caregiver shall obtain necessary information in writing from the child's parent(s). Records shall be maintained and updated as appropriate. Such records shall cover:

3.5 (Continued)

- 3.5.1 The child's full legal name, birthdate, current address, and his preferred name(s).
- 3.5.2 The name and address of the parent(s) or person(s) legally responsible for the child. 2 315
- 3.5.3 Telephone numbers or instructions as to how the parent(s) or legal guardian(s) may be reached during the hours the child is in the facility.
- 3.5.4 Name, address, and telephone number of person(s) who can assume responsibility for the child if for some reason the parent(s) or legal guardian(s) cannot be reached immediately in an emergency.
- 3.5.5 Name and address of person(s) authorized to take the child from the facility.
- 3.5.6 Signed permission to seek emergency treatment.
- 3.6 Each facility shall have liability insurance coverage in amounts sufficient for the protection of children, employees, volunteers, and any visitors to the facility. A "Certificate of Insurance" shall be furnished to the Division as evidence that the policy is in force. Each insurance policy shall contain an endorsement providing for 30 days notice to the Division prior to the effective date of cancellation or non-renewal of the policy.
- 3.7 Each facility shall have a working, directory-listed telephone. A list of emergency telephone numbers, including emergency physicians, fire department, police department and ambulance shall be posted near the telephone.
- 3.8 When a child care facility provides transportation, it shall assume responsibility for a child between the place where he is called for and the facility, and from the time he leaves the facility until he is delivered to his parents, legal guardian, or a responsible person designated by his parents or legal guardian.
- 3.8.1 No child shall be permitted to remain unattended in any vehicle.
- 3.8.2 In delivering a child to his home the driver shall wait until the child enters the home or is met by the responsible person.
- 3.8.3 No child shall be permitted to stand in the vehicle when being transported.
- 3.8.4 No more than three persons shall be permitted to occupy the front seat of the vehicle.
- 3.8.5 The facility shall require written permission from parents and guardians for transportation of their child to and from the facility and for facility-sponsored excursions in facility operated vehicles or in vehicles volunteered for facility use.

- 3.8.6 Any vehicle which a facility uses for transportation shall be enclosed.
- 3.8.7 Children transported shall be protected by liability and medical insurance.
- 3.8.8 Children shall be instructed in safe transportation conduct as appropriate for their age and stage of development.
- 3.8.9 The vehicle and driver must be in compliance with all relevant State and local laws.
- 3.9 Every parent whose children are using the facility shall have a right to visit and/or inspect the building and premises upon reasonable request.

ARTICLE 4 - PROGRAM REQUIREMENTS

- 4.1 The program conducted in the child care facility shall regularly provide:
 - 4.1.1 Experiences which promote the individual child's physical, emotional, social and intellectual growth and well-being.
 - 4.1.2 Both active and passive learning experiences which promote the developments of skills, social competence, self-esteem and positive self-identity.
 - 4.1.3 A variety of games, toys, books, crafts and other activity materials to enhance the child's intellectual and social development and to broaden his life experiences.
 - 4.1.4 Positive guidance, redirection and the setting of clear-cut limits which foster the child's own ability to be self-disciplined.
 - 4.1.5 Experiences in harmony with the lifestyle and cultural background of the children.
- 4.2 No child shall be:
 - 4.2.1 subjected to cruel, harsh, humiliating, petty, severe or provocative treatment, or corporal punishment inflicted in any manner upon the body,
 - 4.2.2 subjected to verbal abuse, threats, or derogatory remarks about the child or the child's family,
 - 4.2.3 punished by caregivers who are "strangers" to the child or by the child's peer or peers,
 - 4.2.4 punished for lapses in toilet training.
 - 4.2.5 deprived of meals or any part of meals as punishment.

- 4.3 A daily schedule must be established for each group of children in care which will:
 - 4.3.1 Provide regularity of program activities with sufficient flexibility to respond to the needs of individual children.
 - 4.3.2 Provide a balance of quiet and active, group and individual activities.
- 4.4 A facility must have sufficient indoor and outdoor space and equipment in relationship to the number and ages of children in care to accomodate the physical and other developmental needs of children served:
 - 4.4.1 There must be at least 3.3 square meters (35 square feet) of indoor space per child available for the care of children (i.e., exclusive of bathrooms, halls, kitchen, stairs and storage places).
 - 4.4.2 There must be at least 7.0 square meters (75 square feet) of outdoor play space for each child using the play area at a given time. This minimum outdoor play space shall be available for at least one-half of the licensed capacity. The play area shall be fenced or enclosed in a manner that will prevent children from leaving the area without supervision and shall be free of hazards, debris or trash of any kind.
 - 4.4.3 The quantity of materials and equipment shall be sufficient to avoid excessive competition and long waits.
 - 4.4.4 Play areas shall be free of through traffic by children and adults, where equipment and materials can be used with minimal interference or interruption.
 - 4.4.5 Materials shall be stored in an orderly way, be attractive and accessible to children, and arranged so that children may select, remove, and replace them either independently or with assistance.
 - 4.4.6 Furniture shall be durable and safe, child size, or appropriately adapted for children's use.
- 4.5 Space must be provided for the storage of clothing which is within easy reach of the children.

- 4.6 A facility must have sufficient space and appropriate furniture and equipment to provide for support functions necessary to the nature and magnitude of the program and to provide for the reasonable comfort and convenience of staff and parents (e.g., office functions, record storage, staff meeting space, parent conferences, food preparation and serving, staff bathrooms, laundry, etc.).
- 4.7 A facility serving children up to 36 months of age must provide an environment which protects the children from physical harm but is not so restrictive as to inhibit physical, intellectual, emotional, and social development.
 - 4.7.1 There is an indoor area protected from general walkways within the facility where crawling children can be on the floor at least part of the day to explore.
 - 4.7.2 Children are taken out-of-doors or to other areas within the facility for a part of each day to provide some change of physical surroundings, and social interaction opportunities.
 - 4.7.3 Children are not routinely left in a crib without direct adult contact for long periods of time while awake.
 - 4.7.4 Low chairs and tables or infant seats with trays are recommended for table play and meal time for children no longer being held for feeding. High chairs, if used, shall have a wide base and safety straps.
- 4.8 A child care facility offering night care must provide program modifications for the special needs of children during the night.
- 4.9 If a facility services "drop-in" children, the program must allow for the needs of these children.
- 4.10 A facility should supplement, augment and reinforce the child's activities at home and, where applicable, at school. Parents are encouraged to observe, participate at the facility, and discuss the child's habits, activities, and schedules with facility caregivers.

ARTICLE 5 - DIRECTOR QUALIFICATIONS

- 5.1 Each child care facility shall have a director who meets the following qualifications:
 - 5.1.1 Is of majority age.

5.1 (Continued)

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- 5.1.2 Has a Bachelor or Associate Arts degree with at least 12 semester hours in child development; child psychology, child health, related education, or directly related field, and at least six months satisfactory experience, or
- 5.1.3 A high school diploma, or its equivalent, plus at least three years of satisfactory experience in a related educational, early childhood or day care program, or
- 5.1.4 Certification as a Child Development Associate or similar status and one year satisfactory experience.
- 5.1.5 Exemption: Family child care and group child care homes and any director of a child care facility on the date these regulations take effect.
- 5.2 All child care facility directors must be of majority age and have the skills and ability to:
 - 5.2.1 Provide a child care program and facility which as a minimum meets these regulations.
 - 5.2.2 Maintain adequate enrollment, attendance, and related records.
 - 5.2.3 Accept responsibility for the screening, scheduling, supervision, and conduct of any staff, volunteers, or others who provide service in the facility.
 - 5.2.4 Cooperate with licensing and other appropriate agencies in all reasonable efforts to improve the quality of care and the competence of caregivers.
 - 5.2.5 Inform parents and other interested parties about the goals, policies, and content of child care programs which he or she operates.
- 5.3 The facility director must submit a personnel application supplied by the Division, prior to licensure of the facility by the Division, which will contain correct and thorough information that includes:
 - 5.3.1 Current personal information
 - 5.3.2 Academic background
 - 5.3.3 Work experience
 - 5.3.4 Arrest record and convictions
 - 5.3.5 Personal feeling of qualifications as a child care director
 - 5.3.6 Signed authorization for the Division to verify pertinent application information.

ARTICLE 6 - GENERAL STAFFING REQUIREMENTS

6.1 Each facility must have sufficient staff to respond quickly to an active child about to hurt himself or another, and to provide continuous supervision with provision to respond to an emergency requiring temporary absence of the caregiver.

6.1.1 The director must arrange the daily schedule so that children are provided with an activity requiring minimal supervision during periods of time when it is necessary for caregivers to be engaged in activities such as bathing or feeding an infant.

6.1.2 Family care home directors must present evidence that a plan has been worked out whereby an additional person could be quickly summoned to be available in case of emergency.

6.1.3 In a facility where a person is assigned to work alone with a group of children, it must be possible to summon another caregiver without having to leave the children unsupervised.

6.1.4 In facilities offering overnight care as well as daytime care, there shall be shift staff assignments meeting staffing ratios; shift staff shall be engaged exclusively in child care and supervision of children; every member of such separate staff on duty at night shall remain awake and alert during duty hours (does not apply to five or less children).

6.1.4.1 Exemption: Child care institutions

6.2 Each caregiver must be:

6.2.1 At least 16 years of age

6.2.2 Able to read and write

6.2.3 Emotionally and physically qualified to carry out a program emphasizing child development.

6.2.4 If under the age of 18 years, currently enrolled in (or has completed) a credited course in child care/development, wherever these courses are available locally.

6.3 Caregivers under 18 years of age may be employed only in a non-supervisory (staff) capacity.

6.4 At no time shall the majority of staff members on duty be less than 18 years of age.

- 6.5 Employment applications on all employees must be on file at the facility.
- 6.6 The director must maintain a current record for each employee which shall include:
 - 6.6.1 Photostatic copy of employee birth certificate, Baptismal Certificate, police card, work card or other recognized proof of identity which includes a photograph of the employee.
 - 6.6.2 Name, address, telephone numbers
 - 6.6.3 Training, education, experience and other qualifications
 - 6.6.4 Health records as required in Article 10 of these regulations
 - 6.6.5 Persons to notify in case of emergency.
- 6.7 Persons over 18 years of age residing in a family child care or group child care home, should be related within the first degree of consanguinity to the licensee or the children receiving care. Information concurrent with that required for employees shall be required of any other relative or person residing in the facility.
- 6.8 Each facility shall have appropriate written personnel policies which shall be relevant to the type of operation.
- 6.9 There shall be an ongoing in-service training program conducted in the facility.
- 6.10 New personnel shall be provided orientation and training in the policies, procedures, programs of the facility at the time of their employment.
- 6.11 A daily staffing record shall be maintained and shall be made available to the Division representative upon request.

ARTICLE 7 - STAFF-CHILD RATIO REQUIREMENTS

- 7.1 A child care facility must have sufficient staff to provide for each child's physical care and to offer individual attention to children as may be needed. Determinations of staff/child ratio are made on the basis of:
 - 7.1.1 The age of the children
 - 7.1.2 The type of child care facility
 - 7.1.3 Fire, health, safety, and program requirements

7.2 Provisions shall be made for additional staff for cooking and maintenance.

7.2.1 Exemption: Family child care and group child care homes.

7.3 Family child care homes, group child care homes, child care centers and child care institutions shall adhere to the following minimum standards for staff-to-child ratio:

7.3.1 Family child care homes: One caregiver on duty with provisions for an alternate on call in case of an emergency. Maximum number of children is 6 with no more than two children under two. Caregiver's children of pre-school age must be counted as part of the children under care.

7.3.2 Group child care home: Two caregivers on duty at all times. Maximum number of children is 12 with no more than three under age two. Caregiver's children of pre-school age must be counted as part of the children under care.

7.3.3 Child care centers and child care institutions: Two caregivers for the first 20 children and one to 15 thereafter. If children under two are cared for in a child care center, there must be a clearly designated infant and toddler nursery as a distinct part of the center.

7.4 Staff/child ratios for specialized child care facilities shall be determined by the Division in accordance with Health and Safety requirements.

7.5 With the written permission of the licensing entity, a child care facility may provide before and after school care for up to three additional elementary school children or 10 percent in excess of licensed capacity, whichever is greater. The child care facility must provide one additional caregiver of age sixteen years or older. The care shall not exceed three consecutive hours, shall not be provided during summer vacation months or as substitute care for children missing school due to illness.

ARTICLE 8 - PERSONAL HEALTH OF CHILDREN-MEDICATION-NUTRITION

8.1 Evidence of the general state of each child's health, presented by the child's parent upon admission to the facility or within fourteen days thereafter, must be obtained by the Director.

8.1.1 A written statement from a physician, health agency, or other service with experience in general child health evaluation attesting that the child is in good health, that any known special conditions are under treatment, that child care does not present problems to the child of which the child care programs would be unable to deal with, is on file in the child care facility. This statement must be renewed at least annually.

8.1 (Continued)

- 8.1.1.1 Exception: Adherents of any church or religious denomination who depend solely upon spiritual means through prayer for healing in the practice of the religion.
- 8.1.2 Records should include the results of screening for vision and hearing performed within the prior six months.
- 8.2 Evidence of immunization appropriate to the child's age as prescribed by health regulations in the child's locality, presented by the child's parent upon admission to the facility, or within fourteen days thereafter, must be maintained by the Director.
- 8.2.1 Exception: Adherents of any church or religious denomination who depend solely upon spiritual means through prayer for healing in the practice of the religion.
- 8.3 At least one caregiver on duty shall present evidence of having completed training or shall be receiving training in observation of symptoms of illness. A certificate or other evidence from a home nursing course, a community college, a university extension, a high school adult education program, or other appropriate community source shall be evidence of satisfactory compliance, or
- 8.3.1 In-service training for the child care staff includes discussions of illness and symptom observation, evaluation, and first aid methods.
- 8.4 A readily understandable chart describing first aid and emergency medical treatment techniques must be conspicuously posted in each facility.
- 8.5 Each facility shall have a first aid kit immediately available.
- 8.6 All facilities shall have provisions for health consultation from an appropriate community resource to assist in developing health policies, in keeping them current, and in providing other services as indicated.
- 8.7 There should be dental health programs designed to effect good oral hygiene, education and practice.
- 8.8 A record shall be kept on each child which includes pertinent information about his health status and any special needs he may have.

- 8.9 A source of emergency health services shall be readily available to each facility.
- 8.9.1 There is a planned source of readily available emergency medical care - a hospital emergency room, clinic, or other constantly staffed facility, physician or other health professional known to caregivers and acceptable to parents with written parental agreement.
- 8.9.2 When a staff member accompanies a child to the source of emergency care, the staff member remains with the child until the parent or his designee assumes the responsibility for the child's care. Arrangements have been made for substitute or alternate staff so that the supervision of the other children in the program is not compromised.
- 8.10 A facility which provides for infants and toddlers shall discuss health policies with parents at the time of enrollment. Health policies shall include the following aspects: type of feeding, provision for adequate change of clothing, care of diapers, provision of a clean area for diaper changing, provision for bathing, the type of bed and bed linings, safety precautions.
- 8.11 When a child becomes ill or injured, the child shall be immediately isolated from other children, in a separate room. His parent(s) and/or physician shall be notified and the child shall be removed from the facility as quickly as possible. Such children shall be under constant supervision.
- 8.12 When children with special needs are admitted to the facility, there shall be appropriate provisions for those needs:
- 8.12.1 When the child is admitted, the responsible caregiver shall receive documented instructions from a professional source and the parent(s).
- 8.12.2 The facility caregivers shall receive instruction related to the nature of the disability, the child's potential for growth and development, and his relationship to the facility programs.
- 8.12.3 Where the nature of the special needs or the number of children with special needs necessitates added care, sufficient staff (which may include licensed medical personnel) and equipment, is supplied to cover these needs.

- 8.13 Except for emergency first aid, no treatment or medication shall be administered to a child without coverage by written permission of parent or guardian.
- 8.13.1 All medications shall be plainly labeled with the name of the child and stored in an orderly fashion in a locked cupboard or cabinet. Potential poisons and medications for external use only shall be kept in a separate section of the locked cupboard or cabinet.
- 8.13.2 Medications shall be given by one assigned person only, to avoid duplication. A record of each medication given shall be recorded and initialed in the child's file.
- 8.13.3 All medications in the facility, for any adult or child must be in a locked cabinet.
- 8.13.4 Medications stored in a refrigerator must be kept in a locked metal box.
- 8.13.5 All prescribed medications, both internal and external will be promptly destroyed upon discontinuance of use.
- 8.14 Facilities shall assure each child provision for meals and snacks of a quantity and quality to supplement food served at home so that the daily nutritional needs of the child are met. Cultural and ethnic foods appropriate to the children in the program and locality should be part of the meal planning.
- 8.14.1 All child care centers shall provide for nutritional consultation from an appropriate community resource.
- 8.14.2 To the extent possible, information provided by parents concerning the child's eating habits, food preferences or special needs should be considered in feeding schedules and menus.
- 8.14.3 Children in a facility for four hours or more shall be served a quantity of food which will supply at least one-third of the National Research Council's Recommended Dietary Allowances. Children in a program for more than nine hours shall receive a quantity of food that will supply approximately one-half to two-thirds of the Recommended Dietary Allowances.
- 8.14.4 Sweets, foods and beverages with little or no nutritional value shall not be served except in addition to the normal dietary requirements.
- 8.15 Menus shall be in writing, dated, planned a week in advance and kept on file for at least 90 days.
- 8.15.1 Current menus must be posted in the kitchen and also in a place convenient for the parents' inspection.

- 8.16 A "bag lunch" may be prepared, packaged, and identified for the individual child at the child's home and provided to the facility by the parents.
- 8.17 Infants will be fed or supervised individually and their diet and pattern of feeding shall be appropriate to their special developmental needs.
 - 8.17.1 Infants unable to hold their own bottles shall be held during feeding.
 - 8.17.2 Infants over 6 months of age who show a preference for holding the bottle may be allowed to do so providing a caregiver remains in the room and within observation range.
- 8.18 Each bottle of formula will be stored to manufacturer's specifications and labeled with the following:
 - 8.18.1 Infant name
 - 8.18.2 Date of preparation
- 8.19 Children are not allowed in the kitchen except for supervised learning experiences.
- 8.20 Food is used neither as a punishment nor reward. Children shall be encouraged, but not forced to eat.
- 8.21 Drinking water shall be freely available to children of all ages.
 - 8.21.1 A safe supply of drinking water shall be available at all times from disposable cups or from a drinking fountain. If a drinking fountain is used, it shall be of the guarded, angular jet type and set at a height readily accessible to the children.
 - 8.21.2 If the water supply is from other than a public source, its location, construction and operation shall comply with standards of the Bureau of Environmental Health.

ARTICLE 9 - ENVIRONMENTAL HEALTH AND SAFETY

- 9.1 The facility must meet all local Environmental Health standards.
 - 9.1.1 Food service: The quality and type of equipment shall be appropriate to the type of food service program as approved by local fire and health authorities.
- 9.2 Sanitation inspection reports shall be on file in the facility and shall note the date and nature of correction of each problem within a reasonable period following the report. Copies of reports reflecting problem areas shall be sent by the inspector to the local licensing entity.

- 9.3 Cleaning of the premises and equipment shall be performed as needed to protect the health of the children and staff. 2- 327
- 9.3.1 The facility shall have necessary cleaning and maintenance equipment with storage facilities and appropriate procedures for regular cleaning and routine maintenance as evidenced by a clean establishment maintained in good repair.
- 9.3.2 Toys, table tops, furniture and other similar equipment used by children shall be washable.
- 9.3.3 Cleaning equipment, cleaning agents, aerosol cans, and other hazardous chemical agents, shall be stored in locked space designated for this purpose or shall be inaccessible to children.
- 9.3.4 Dirty linen storage shall be separate from storage of clean linen, food, and other supplies.
- 9.3.5 Personal use items, such as combs, tooth brushes, towels and other similar items shall not be used in common.
- 9.4 If laundry facilities are included, they shall be installed and used in such a manner as to safeguard the health of the children.
- 9.4.1 Laundry facilities are not used during the time the children are in care unless they are inaccessible to the children.
- 9.4.2 If laundry facilities are located in food preparation areas, such facilities shall not be used while food is being prepared.
- 9.5 Facilities providing continuous care for more than four hours per day shall meet the following requirements for sleeping accommodations:
- 9.5.1 Individual mats, cots, and/or cribs, porta-cribs, or playpens shall be provided for napping. Where mats are used, they shall be of a resilient material with easily cleanable covers and be suitable for the heights of the children. Cribs, porta-cribs, or playpens shall be provided for all children under two years of age. There shall be no restraining devices of any type used in cribs unless prescribed by a physician.

9.5 (Continued)

- 9.5.2 Mats, cots, beds and cribs shall be separated by at least 63.8 centimeters (two feet) and aisles shall be kept clear of obstructions. 2- 328
- 9.5.3 Individual bed linens shall be provided. Linens shall be laundered as needed, but at least weekly and always upon change of occupant.
- 9.5.4 If bunk beds are used they shall be of no more than two tiers. Children under six may occupy only lower level bunks. The upper level bunk shall have safety guard rails.
- 9.5.5 Beds shall be furnished for night sleepers. The bed shall be at least 15.4 centimeters (six inches) above the floor, 76.9 centimeters (30 inches) wide and adequate in length for the child's height. Cribs shall be provided for night sleepers under two years of age.
- 9.5.6 Night sleepers (children), of the opposite sex, over five years of age, shall not share a common sleeping area.
- 9.5.7 For napping, children may use beds of the family only if individual linens are laid over the bedspreads and the child has his own blanket.
- 9.6 If swimming and wading pools and/or areas are used by the facility, they shall be constructed and maintained according to bathing place regulations adopted by the Board of Health and used in such manner as to safeguard the lives and health of the children. At all times any pools or such areas must be fenced and provided with a self-closing locking device to prevent accidental or chance access by children.
- 9.7 Bathroom facilities shall be kept safe, clean and sanitary.
- 9.7.1 Bathrooms shall be provided with adequate illumination and ventilation.
- 9.7.2 One lavatory for each 20 children and one toilet for each 15 children shall be provided. This ratio shall be exclusive of potty chairs. Note: Potty seats are recommended in place of potty chairs.
- 9.7.3 The toilets and lavatories should be of a height suitable for easy use by children, or if this is impossible, adjustment should be made by means of a safe, moveable step.

9.7 (Continued)

- 9.7.4 Lavatories shall be connected to both warm and cold water. 2- 329
- 9.7.5 Bathtubs and bathinets shall be provided as needed. Bathtubs shall have non-skid surfaces.
- 9.7.6 Soap dispensers and individual disposable towels shall be provided at all times.
- 9.8 Each child care facility shall have posted an emergency evacuation plan developed when possible with fire department personnel, to provide for the safety of the children in case of emergency.
- 9.8.1 Practice drills using this plan must be conducted monthly.
- 9.8.2 A record of each drill conducted must be kept on file in the facility for one year.

ARTICLE 10 - PERSONAL HEALTH OF STAFF

- 10.1 There shall be evidence that staff are free from health problems which would have a harmful effect on the children or would interfere with the effective functioning of the program. Such evidence shall be maintained at the facility.
- 10.2 All persons employed in child care facilities shall have a pre-employment physical examination or certification of a three year health record from a physician and a skin test or chest x-ray for tuberculosis. Thereafter an annual skin test or chest x-ray for tuberculosis shall be required. If a positive skin test is found, then a chest x-ray is required.

ARTICLE 11 - BUILDING - LIFE SAFETY REQUIREMENTS

- 11.1 The facility must comply with all applicable life safety, environmental health, building and zoning codes. Where there is a difference between the State and local codes, the more stringent will apply.
- 11.1.1 Enforcement of local ordinances rests with local authorities. The Division may withhold a license pending compliance with local ordinances.

- 11.1.2 These regulations shall apply to existing child care facilities as defined in Article 1 of these regulations.
- 11.1.3 Following adoption of these regulations, any new facility licensed for the care of more than 6 children shall conform to the Uniform Building Code as presently adopted by the State.
- 11.1.4 Following adoption of these regulations, facilities applying for a license for the care of less than 6 children shall conform to the specifications for such facilities, contained in Article 11 of these regulations.
- 11.2 All child care facilities must comply with all applicable sections of the current State adopted codes:
 - 11.2.1 Uniform Building Code (currently adopted issue)
 - 11.2.2 National Electrical Code (current issue)
 - 11.2.3 Uniform Plumbing Code (current issue)
- 11.3 Products of combustion detectors other than heat shall be required in ALL occupancies that are granted a license to operate a child care facility. Products of combustion detectors shall be installed in accordance with Section 1413 of the Uniform Building Code and U.B.C. Standard 43-6.
 - 11.3.1 All child care facilities providing care during the period of 12 midnight to 6 a.m. for more than five (5) children under kindergarten age must have an approved automatic fire extinguishing system. A life safety sprinkler system design based on the Patton concept or copper system using compartmentation and hydraulically designed for reduced pipe sizing, and water density based on the area and hazard to protect, will be acceptable for the purpose required in this section.
- 11.4 Facilities in existence at the time of the passage of these regulations may have their existing use or occupancy continued, if such use or occupancy was legal at the time of the passage of these regulations. Existing facilities shall have 12 months to comply with Article 11 of these regulations.
 - 11.4.1 Existing occupancies changing to extended day care shall comply with 11.3.1 prior to issuance of a new license.

- 11.5 A new applicant will submit to the Division for approval, prior to the application for license, two draft copies of building plans showing the existing structure to be considered for a child care facility and the proposed changes, or remodeling, if any. Where a plan of the premises is on file with the Division, and there has been no change in the premises, it will not be necessary to file a second plan. All changes during the period of the license must be approved in writing by the Division.
- 11.5.1 Exception: Existing family residence unless structural modification planned.
- 11.6 At the time of application for license and at least annually, all facilities shall be inspected by the fire authority having jurisdiction to insure that fire and safety requirements are being met.
- 11.6.1 The Division may request a fire inspection at any time it deems appropriate.
- 11.7 The occupancy load for which means of egress shall be provided for any floor shall be the maximum of persons intended to occupy that floor but not more than one person for each 3.3 square meters (35 square feet) of net floor area used by the children, exclusive of unusable space such as kitchens, halls, stairs, offices, bathrooms and storage areas.
- 11.7.1 Only the ground floor of any building shall be used by children unless a specific exception is granted by the fire authority.
- 11.7.2 Basement areas which meet inspection requirements may be used as play areas only, provided that there are two means of egress; one of which leads directly to the outside.
- 11.8 Each floor occupied by children shall have not less than two unobstructed remote exits; one of which shall lead directly to the outside.
- 11.9 Exits to hallways or the outside from rooms used by children shall be not less than 92.3 centimeters (36 inches) wide and 2.0 meters (6 foot 8 inches) in height.
- 11.9.1 Exception: Family care homes
- 11.9.2 Exit doors shall open from the inside without the use of a key or any special knowledge or effort.
- 11.9.3 Exit doors shall swing in the direction of exit travel and be clearly marked when serving ten or more children.
- 11.9.4 Exits must be illuminated in accordance with the requirements in the Uniform Building Code, Section 3312.

- 11.10 Handrails shall be provided on stairs where there are more than three steps in any one flight of stairs and the stairs shall be kept clear.
- 11.11 Every bathroom door lock shall be designed to permit the opening of the locked door from the outside in an emergency with the means of opening readily available.
- 11.12 Every closet door latch shall be such that children can open the door from inside the closet.
- 11.13 Portable fire extinguishers with a minimum 2-A rating, shall be placed as designated by the local fire authority.
- 11.14 Fire alarm systems, where required, shall be installed in accordance with applicable standards.
- 11.14.1 Automatic fire extinguisher systems required by Article 11.3.1 shall be electrically interconnected to the fire alarm system.
- 11.15 Except for family child care homes, any area used for general storage, boiler or furnace rooms or fuel storage shall be separated from other parts of the building with construction having not less than a one-hour fire resistant rating.
- 11.15.1 In areas where the authority having jurisdiction determines that areas do not present a severe hazard, such as in kitchens, products of combustion detectors other than heat may be used in lieu of one hour separations.
- 11.16 Air conditioning, ventilating, heating, cooking and other Service Equipment shall be in accordance with the currently adopted Life Safety Code and the National Electrical Code.
- 11.16.1 The electrical wiring shall be sized to provide for the load in accordance with the National Electrical Code. Receptacles and outlets serviced by extension cord-type wiring are prohibited. Electrical appliances shall be grounded.
- 11.16.2 Receptacle outlets shall be protected in all areas occupied by children.
- 11.17 Any heaters in spaces occupied by children shall be separated by partitions, wire screens, or protective metal guards (no combustible materials).
- 11.17.1 Portable heaters are not allowed.
- 11.17.2 Unvented room heaters shall not be permitted. Oil and gas fired room heaters shall be installed in accordance with the applicable standards listed in the currently adopted Life Safety Code. A guard shall be provided to protect the children from hot surfaces and open flames.
- 11.18 No furnishings and decorations of an explosive or highly flammable character shall be used in areas accessible to children.

ARTICLE 12 - OTHER SAFETY REQUIREMENTS

- 12.1 No facility should be located where surrounding conditions are such as to be hazardous to the physical and moral well-being of the children in care.
- 12.2 No other business detrimental to the children in the facility shall be conducted within the child care facility.
- 12.3 The following safety requirements shall apply to all child care facilities:
 - 12.3.1 Porches, walkways, and play areas which are elevated shall have barriers to prevent falls.
 - 12.3.2 Stairs, walkways, ramps and porches shall have a non-skid surfacing.
 - 12.3.3 Play areas and play equipment shall be maintained in a reasonably safe condition and supervised.
 - 12.3.4 All flammable materials, including fuel, pressurized cans, cleaning fluids and supplies, polishes and matches shall be stored in designated cabinets or storage facilities accessible only to authorized persons. The construction of such facilities shall be in accordance with the provisions of nationally recognized standards. There shall be no more than one gallon of flammable liquid in an approved safety container allowed on the premises.
 - 12.3.5 Lead paint shall not be used in redecorating. Paint coatings in older buildings converted to child care facilities shall be checked to assure the absence of a hazardous quantity of lead.
 - 12.3.6 The use of candles with an exposed flame shall not be allowed except as used for educational purposes and maintained under control of supervising adults.
 - 12.3.7 Waste baskets and other waste containers used indoors shall be made of non-combustible and non-fusible materials.
 - 12.3.8 Trash collection receptacles and burning facilities shall be covered and separated from child play areas.
 - 12.3.9 Ground areas shall be well drained, surfaced where necessary, and free from depressions in which water may stand.
 - 12.3.10 Premises shall be free from accumulations of refuse, dilapidated structures, vermin, other health and safety hazards, or "attractive nuisances."

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12.3 (Continued)

- 12.3.11 The storage, collection, and disposal of garbage shall be conducted so as to control nuisance conditions. Garbage shall be kept in tight fitting containers and removed at least weekly.
- 12.3.12 Handrails, landings, and safety gates shall be provided as required by the appropriate authority having jurisdiction.
- 12.3.13 Exterior building openings shall be screened when necessary during seasonal insect periods, with the exception of required fire exits.
- 12.3.14 Outside doors shall open outward if a room or space is subject to an occupancy of more than ten persons. In facilities with an occupancy load of more than 100, the major closing doors shall be equipped with panic hardware.
- 12.3.15 All rooms shall be adequately ventilated and all rooms, corridors, halls, stairs and porches shall be adequately lighted.
- 12.3.16 There shall be no open fireplaces, open flames, or floor heaters in use. All heating elements including hot water pipes shall be insulated or installed in such a way that children cannot come in contact with them.
- 12.3.17 Furniture, equipment, and toys shall be sturdily constructed without sharp edges or hazardous materials.
- 12.3.18 All painted surfaces accessible to children shall be free of toxic materials.
- 12.3.19 Interior finish shall be Class II in corridors and hallways and Class III in rooms or areas. Where an approved automatic fire extinguishing system is provided, the flame-spread classification rating may be reduced one classification but in no case shall the classification be greater than Class III.
- 12.3.20 Any refrigerator or freezer outside of the facility shall be locked.
- 1.3.21 Windows shall not be obstructed by wrought iron bars or similar barriers.

ARTICLE 13 - LICENSING ENTITY ADMINISTRATION

- 13.1 The Nevada Child Care Services Policy Board shall act as the Advisory Board to the Health Division in matters relating to the legislated responsibilities of the Child Care Services Division (a Division of the Department of Human Resources), to include but not limited to:

13.1 (Continued)

- 13.1.1 Regulations to improve quality of services; assure continuity in community child care programs; reach the maximum number of Nevada families needing child care services.
- 13.1.2 Education specifications, accreditation systems, for developing staff competence and career development in child care programs and facilities.
- 13.1.3 Direct involvement in any grant proposal relating to child care services and programs.
- 13.2 The Health Division shall consider priorities set by the Advisory Board in determining licensing regulations and enforcement.
- 13.3 The Health Division shall encourage licensees and caregivers at all levels to participate in the Child Care Services Division staff and career development programs.
- 13.4 General responsibilities of all licensing entities shall include the following:
 - 13.4.1 It is first the responsibility of all child care licensing entities in the State of Nevada to adhere to Article 2.1 of these regulations.
 - 13.4.2 It shall be the responsibility of all licensing entities to adhere to all other articles of these regulations in setting forth local regulations.
 - 13.4.3 Materials related to the licensing process, revocation of licenses and hearing procedures should be in pamphlet form and shall be made available to the general public. Policies in regard to the operation and interpretation of the regulations should be maintained in the offices of the licensing bureau and be available for public review.
 - 13.4.4 Licensing representatives throughout Nevada shall be required to offer assistance and consultation as a regular part of their duties.
 - 13.4.5 Assumption of the consultative role should always be on a when requested basis.
 - 13.4.6 The licensing representative should provide leadership in developing community awareness of the need for child protection through licensing.

13.4 (Continued)

- 13.4.7 Licensing representatives should develop a strong working relationship with local zoning, fire, health, and safety officials for purposes of evaluating and licensing child care facilities. 2- 336
- 13.5 In exercising the powers of licensing, approving, renewing, suspending, revoking, or making provisional licenses and approvals, the Division shall investigate and inspect licensees and approved operators and applicants for a license or an approval of the facility.
- 13.5.1 The authorized representative of the licensing entity may visit a child care facility or child care system at any time during the hours of operation for purposes of investigations and inspections. There will be unannounced visits, a minimum of one visit per operational quarter.
- 13.5.2 In conducting investigations and inspections, the licensing representative may call on political sub-divisions and governmental agencies for appropriate assistance within their authorized fields.
- 13.5.3 The licensee, approved operator or applicant shall cooperate with the investigation and inspection by providing access to the facility, records and staff.
- 13.5.4 Failure to comply with the reasonable requests of the licensing entity in connection with the investigation and inspection, is a ground for revocation of license or approval, or for a denial of application.
- 13.5.5 On a report of an unlicensed child care facility, the licensing entity shall investigate, attempt to license, force discontinuance, or prosecute.
- 13.5.6 The investigation may involve consideration of any facts, conditions or circumstances relevant to the operation of the facility or system, including references and other information about the character and quality of the personnel of the facility or the system.

ARTICLE 14 - INFANT AND TODDLER NURSERIES (See Article 1.9)

- 14.1 Any child care facility which offers care to four or more children under the age of two is considered to be operating an infant nursery and shall, in addition to meeting the requirements of this Article, meet the general standards for all child care facilities as set forth in preceding articles.

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14.1 (Continued)

14.1.1 Any child care facility with seven or more children which offers care to three or more children under the age of two must have two caregivers on duty.

14.1.2 An infant nursery may be a distinct part of a child care facility provided that each part meets the requirements stated in these regulations.

14.2 The Director, in addition to the general director requirements, should have at least two years experience in the direct care or supervision of infants in an ongoing structured setting such as a hospital or infant nursery.

14.2.1 When an infant and toddler nursery is a distinct part of a child care facility, there must be one caregiver with infants and toddlers at all times who meets the qualifications of a Director for the infant and toddler group or the Director must spend at least half of his/her time in this part of the facility.

14.3 Minimum staff to child ratios are:

- 6 weeks to 9 months.....one:four
- 9 months to 18 months.....one:six
- 18 months to 3 years.....one:eight

14.3.1 The Director shall assure that the required child/staff ratio be maintained; except in the case of a facility operating with six or less children, an infant nursery shall not operate with fewer than two (2) staff members, one of whom shall be free of other responsibilities while in charge of the children.

14.4 Additional program requirements for infant and toddler nurseries are:

14.4.1 Each caregiver shall be assigned to a specific group of infants on a continuing basis.

14.4.2 Each child must have at least an accumulated total of one-half hour morning and one-half hour afternoon (with the same caregiver) of undivided attention. This can include feeding and bathing.

14.4.3 The caregiver will:

14:4.3.1 Hold and talk to the child.

14.4 (Continued)

- 14.4.3.2 Encourage motor development, allowing the infant to reach for, grasp, creep, crawl or pull-up. Toddlers should have opportunities to develop large muscles-climbing activities, walking, etc.
- 14.4.3.3 Encourage social play and response, language and problem solving.
- 14.4.4 Infants under six months of age must have additional activity periods to equal approximately two hours daily exercise out of the crib, in playpen, or other suitable area. Toddlers need longer periods of activity according to their age.
- 14.4.5 Opportunities should be provided for infants and toddlers to mix with other age groups.
- 14.4.6 Parent involvement in nursery activities should be encouraged.
- 14.5 Naps must be arranged in accordance with the infants' and toddlers' needs.
 - 14.5.1 There should be a staff member on duty in the room while the children nap.
- 14.6 All parents must receive and agree to the following information either verbally or in writing prior to admission of the child:
 - 14.6.1 Type and/or care of diapers, type of feeding, provisions for diaper changing, provisions for bathing of infants, kind of soap to be used, the type of bed to be used and care of bed linen, care and sanitizing of training chairs, special safety precautions and any other aspect deemed necessary by the provider, the Division, and the health consultation source.
- 14.7 This information must:
 - 14.7.1 Be understood by each caregiver
 - 14.7.2 Be regularly reviewed either in part or in total on a prescheduled basis.
- 14.8 A medical approval must be obtained on every infant prior to admission.
 - 14.8.1 The medical approval for admission must list by date, the immunizations given the infant.

14.9 The infant nursery staff shall daily record observations of the child's physical, emotional and developmental status.

14.10 There shall be a currently licensed Nevada nurse (LPN or RN), with experience in infant care, available to supervise the general care of children in an infant nursery. She shall also instruct the staff in proper techniques required for the children's health and general welfare.

14.10.1 The nurse shall be on the premises a minimum of once a month, during the hours of operation, remaining as long as may be required to observe and assure that proper care of the children is maintained.

14.10.2 It is suggested that public health nurses be used to satisfy this requirement.

ARTICLE 15 - CHILD CARE INSTITUTIONS (See Article 1.13)

15.1 A child care institution, in addition to meeting the requirements of this Article, shall meet the general standards for all child care facilities as set forth in preceding articles.

15.2 The institution may:

15.2.1 Contract with any parent or guardian or authorized person or agency for the supervision, care, and guidance of any child.

15.2.2 Provide for the moral and religious training of the children according to the religious belief of the child or his parents.

15.2.3 Accept guardianship of children when appointed by the juvenile court.

15.3 Every institution shall be incorporated and shall be governed by a Board of Directors which is responsible for the operation of the institution. Institution purposes and responsibilities shall be defined and shall include:

15.3.1 The establishment of policies to be followed by the institution and regular planned review of its policies and purposes to determine that the interests of children are being served.

15.3.2 Surveillance that the institution does not discriminate in its personnel practices, intake and services on the basis of race, color, and national origin.

15.3.3 Trusteeship for property, investment and protection from liability.

- 15.3.4 Approval of the budget and responsibility for obtaining and disbursing funds.
- 15.3.5 Employment of a qualified Director and delegation to that Director of the responsibility for the administration of the institution and the employment of other staff members.
- 15.4 The Board shall meet at least quarterly and keep minutes of each meeting which shall be made a part of the permanent records of the institution.
- 15.5 The Division shall be notified of any major changes pending or occurring in the corporate structure, organization or administration of the institution.
 - 15.5.1 The Division shall be notified when there is a change in the Director of the institution and/or the Board Chairman.
- 15.6 A Director shall be employed who shall:
 - 15.6.1 Possess a knowledge of child welfare services and a demonstrated administrative skill and leadership.
 - 15.6.2 Be a graduate of an accredited college or university with a minimum of 15 credits in the social sciences.
 - 15.6.2.1 Exemption: Institutions with less than 50 children.
 - 15.6.3 Have at least 2 years experience in an administrative or supervisory capacity.
- 15.7 There shall be a qualified staff person to whom authority is delegated in the absence of the Director.
 - 15.7.1 The Director or a person to whom he has delegated responsibility shall be available at all times.
- 15.8 Institutional child care staff should participate on an ongoing basis in an inservice training program conducted by the institution and in college or university credit or non-credit courses related to child care.
- 15.9 The ratio of social service staff to children shall be dependent on the needs of the children, but, there shall be at least one social worker for every 50 children in the institution.
 - 15.9.1 Social workers shall have at least a bachelor's degree with a minimum of 15 credits in the social sciences and within 2 years of employment shall participate in at least 180 hours of documented inservice training.

15.10 Each institution shall maintain individual case records for children accepted for care. Case records shall be confidential and shall be protected from unauthorized examination. Case records shall contain the following:

15.10.1 Pertinent information such as: child's full name, birthplace and birthdate; religion of parents and child; parents' full names including the mother's maiden name; date and place of parents' marriage; if parents are deceased, date, place and cause of death; if parents are divorced or separated, date and place of same; names, addresses and birthdates of other children in the family; names and addresses of near relatives; source of referral for care; date and reason for placement; financial terms.

15.10.2 Report of the original social study and investigation. This report shall include information concerning the religious, educational, economic, and cultural background of the family. It shall also contain information about the child, such as developmental and health history, personality, school placement and adjustment, previous placements, attitude toward separations, and family relationships.

15.10.3 Documents pertinent to current legal custody and guardianship status.

15.10.4 Written agreements with parents, guardians or legal custodians (other than medical care authorizations which are to be kept in the health records).

15.10.5 School reports, including grades, progress and adjustment.

15.10.6 Case recording or summarized reports of the child's progress and development while under care, of the work done with the family, of plans for discharge and after care and supervision.

15.10.6.1 When casework service is being provided by another agency, the institution shall see that it is provided with periodical summary reports of the casework service given and plans for continuing service, staffings and case conferences.

15.10.7 Reports of child care staff concerning the child's adjustment.

15.11 Each institution shall:

15.11.1 Develop intake policies in writing which clearly state types of services and specific programs offered and procedures and information essential for application for admission.

15.11 (Continued)

- 15.11.2 Obtain or develop a complete social study of the child no later than 30 days after admission.
- 15.11.3 Shall have a written agreement outlining the responsibilities of each party when a child is accepted on a purchase of care basis.
- 15.12 The institution shall give advance notice to the legal custodian before discharging a child from care.
- 15.12.1 Discharge shall be a part of a planned program worked out individually with the child, the parents and/or the legal custodian.
- 15.12.2 The institution shall provide pertinent health information to the person receiving the child.
- 15.13 Each institution shall maintain records and submit reports prescribed by the Division.
- 15.13.1 Authorized representatives of the Division shall have access to all reports pertinent to licensing.
- 15.13.2 Each institution shall maintain:
- 15.13.2.1 Individual case records (including health records) for all children accepted for care.
- 15.13.2.2 Personnel records.
- 15.14 Each institution shall:
- 15.14.1 Develop a list of clothing required for children and maintain the child's wardrobe at or above this level.
- 15.14.2 Furnish each child with clothing which is individually selected and fitted, appropriate to the season and comparable to that of other children in the community.
- 15.14.3 Each child's clothing shall be identified as his own.
- 15.14.4 Have shoes fitted to the individual child and kept in good repair. Shoes already worn by one child shall not be given to another child.
- 15.14.5 Arrange for children to participate in the selection and purchase of their clothing to the maximum extent feasible.
- 15.14.6 Use donated clothing only if it is suitable and in good condition.

15.15 The Institution shall:

- 15.15.1 Provide regularity of program activities with sufficient flexibility to respond to the needs of individual children.
- 15.15.2 Integrate the institutional programs with community activities so that children have opportunities to participate in normal community living patterns.
- 15.15.3 Provide for the development and maintenance of constructive relationships with parents, brothers, and sisters, relatives or family substitutes, staff and friends.
- 15.15.4 Incorporate in its program a balance of spiritual and moral training, work, recreation and education.
- 15.15.5 Make maximum use of small groups as an aid in individualizing the child and helping him to attain a sense of personal identity.
- 15.15.6 Establish a personal hygiene program.
- 15.15.7 Provide every child the opportunity to develop socially acceptable hygiene habits.
- 15.15.8 Provide each child with his own toilet articles, including a toothbrush and comb, and with clean towels and washcloths.
- 15.15.9 Provide space for individual storage of toilet articles.
- 15.15.10 Provide mirrors in bathrooms and living areas at appropriate levels and numbers.

15.16 Each institution shall:

- 15.16.1 Provide work experience for children that is appropriate to the age, health and abilities of the individual child. Work shall be assigned and supervision provided with the view to training and contributing to this growth. Work shall not interfere with the child's time for school, study period, play, sleep, normal community contacts or visits with his family.
- 15.16.2 Not use the children as substitutes for staff.
- 15.16.3 Differentiate between chores which children are expected to perform as their share in the business of living together, specific work assignments available to children as a means of earning money, and jobs performed in or out of the institution to gain vocational training.

- 15.16.4 Give children some choice in their chores and change routine duties often to provide a variety of experience.
- 15.16.5 Provide every child of school age, where possible, with an allowance either by gift or by earnings which he is permitted to spend at his own discretion.
- 15.17 No child shall be used for soliciting funds for the institution in any way which would be harmful or cause embarrassment to the child or his family.
- 15.17.1 The written consent of the parent or legal guardian shall be obtained prior to the institution using a child's picture or name in any form of written, visual or verbal communication system.
- 15.18 Each institution shall:
 - 15.18.1 Have written policies on religious training.
 - 15.18.2 Obtain parental consent for church attendance and religious instruction.
 - 15.18.3 Whenever possible, arrange for children to participate in religious exercises in the community.
- 15.19 Each institution shall:
 - 15.19.1 Be responsible for providing opportunity for academic and/or vocational training.
 - 15.19.2 Provide opportunity for specialized training of children who are unable to benefit from a community school program because of physical, mental or emotional reasons.
 - 15.19.3 Plan its recreation and activity programs as an integral part of its total program.
- 15.20 Each institution shall:
 - 15.20.1 Provide for the necessary remedial and corrective measures for every child as soon as possible after initial and periodic physical examination.
 - 15.20.2 Have a written planned program of health supervision and medical and dental care.
 - 15.20.3 Prior to admission obtain from the parent or guardian of every child accepted for care a written authorization on emergency surgical and medical care, for necessary vaccinations and immunizations, for routine medical examinations and care.

- 15.20.4 Report any serious illness or hospitalization of a child to his parent or guardian and legal custodian.
- 15.20.5 Make arrangements for any child who has not received any of the primary immunizations recommended by the Division, prior to admission, to be so immunized within 30 days after admission.
 - 15.20.5.1 Necessary booster shots shall be administered to children within 30 days of admission and while in care at time intervals recommended by the Division.
- 15.20.6 Arrange with a physician licensed in the State of Nevada or with a clinic employing such physicians to serve as the medical director or consultant and to be responsible for a program of medical care within the institution, including visits to the institution and office visits.
- 15.20.7 Shall establish the means for the individual child to receive adequate dental care.
- 15.20.8 Maintain on its premises a separate health record or a health section in the case record for each child which shall include:
 - 15.20.8.1 The signed consent of parent or guardian.
 - 15.20.8.2 Reports of all required examinations and the recommendations resulting from such examinations.
 - 15.20.8.3 Previous and continuing health history of the child.
- 15.20.9 Report any injury to a child which required hospitalization to the Division and to the parent, guardian, or legal custodian within 48 hours.
 - 15.20.9.1 The death of a child shall be reported immediately.
- 15.20.10 Provide opportunity for 8 to 10 hours of uninterrupted sleep for each child according to his/her individual needs.
- 15.21 The institution shall:
 - 15.21.1 Provide separate toilets and bathrooms for boys and girls, 6 years of age and over.
 - 15.21.2 Provide separate bath and toilet facilities for staff.
 - 15.21.3 Provide one toilet for every 8 children, one tub or shower for every 8 children and one wash basin for every four children.
 - 15.21.4 Provide at least one toilet and wash basin near living rooms and recreation areas.

15.22 The institution shall:

15.22.1 Except in existing facilities as of the date of these regulations, provide an area of at least 9.3 square meters (100 square feet) in private rooms and 7.4 square meters (80 square feet) per child in semi-private sleeping areas;

15.22.2 Provide each child with his own bed which shall be at least 76.9 centimeters (30 inches) wide and adequate in length for the child's height. The bed shall be at least 15.4 centimeters (six inches) above the floor;

15.22.3 Provide separate sleeping rooms for boys and girls;

15.22.4 House no more than 4 children in sleeping area; large area may be partially partitioned;

15.22.5 Have beds at least 92.3 centimeters (3 feet) apart at the head, foot and sides;

15.22.6 Provide each bed with level, substantial springs, a comfortable mattress, a pillow, two sheets and sufficient covering for comfort;

15.22.7 Provide a complete change of clean bed linen at least once a week;

15.22.8 Provide each child with a closet, locker or bureau for clothing and personal belongings which shall be reserved for him alone.

15.23 During normal bed-time hours, there shall be at least two responsible staff members on the premises.

ARTICLE 16 - PRE-SCHOOLS (See Article 1.10)

16.1 A pre-school, in addition to meeting the requirements of this Article, shall meet the general standards for all child care facilities as set forth in preceding Articles.

16.2 The program shall involve:

16.2.1 Assessment of each child's individuality and provision of activities suitable to his needs.

16.2.2 Comparison of each child's growth, status and progress to his own potential.

16.3 Pre-schools are required to develop specific plans for delivery methods to accomplish the following objectives for each child:

16.3.1 Successful adjustment to an out-of-home environment.

16.3.2 Familiarity with a group setting.

16.3 (Continued)

- 16.3.3 Development of an interest and joy in learning.
- 16.3.4 Development of feeling of security and individual success.
- 16.3.5 Self-expression and self-control.
- 16.3.6 Creativity
- 16.3.7 Responsibility

16.4 A curriculum plan and description of delivery methods shall be prepared by the Director. The plan shall:

- 16.4.1 Be available for parental review.
- 16.4.2 Be prepared no less than one month in advance of the program month.
- 16.4.3 Be kept on file for one year.
- 16.4.4 Include program for listening to and speaking English.
- 16.4.5 Include programs for developing awareness of basic mathematical concepts.
- 16.4.6 Include involvement of parents in school and at-home learning activities.
- 16.4.7 Include development of skill and pleasure in music, arts and crafts.
- 16.4.8 Include development of the child's awareness of his natural surroundings and stimulating his curiosity about his environment.
- 16.4.9 Include increasing the child's awareness of the need for good physical health, personal hygiene, exercise, nutrition.

16.5 A facility plan for assessment of the children's growth, status and progress on an individual basis, shall be prepared at least annually and shall be presented to the parent at the time of enrollment. The plan shall include:

- 16.5.1 Early identification and diagnosis for handicapped children.
- 16.5.2 Educational programs for handicapped children where possible.
- 16.5.3 A means for the facility and parents to mutually evaluate the child's progress.

- 16.6 Each pre-school Director shall have the following qualifications:
 - 16.6.1 Be of majority age.
 - 16.6.2 Have a bachelor's degree in teaching and/or child development from an accredited college, or
 - 16.6.3 Be a graduate of a two year child development education course and have two years experience in a full-time paid teaching position, or
 - 16.6.4 Be a graduate of a certified one year child development program and have three years experience in a full-time paid teaching position, or
 - 16.6.5 (With approval of the Division) have five years experience in a pre-school position and/or a combination of experience and education in child development.
- 16.7 Staff/child ratio is 1:15 with a minimum of two adult staff members on duty at all times.
 - 16.7.1 Pre-schools are encouraged to employ teacher-aides sixteen years and older; however, the majority of personnel counted in the staff/child ratio, must be of majority age.

ARTICLE 17 - GROUP RECREATIONAL FACILITIES (See Article 1.14)

- 17.1 A group recreational facility in addition to meeting the requirements of this Article shall meet the general standards for all child care facilities as set forth in preceding Articles.
- 17.2 It is essential that group recreational facilities offer the child an opportunity for activity on his own level - recreation, socialization and security in a pleasant, comfortable, safe supervised facility during the parent's absence.
- 17.3 The group recreational facility, if it is a part of a facility that provides adult recreation which prohibits the participation of children, shall be separate so that children in care cannot see or hear the adult activity.
- 17.4 Group recreational facilities provide care for children ages two to eighteen.
- 17.5 The staff member who receives the children, designated as receptionist, shall be trained to recognize symptoms of a child who is ill or who may have special problems which should be discussed with the parent.

- 17.6 Each group of children shall have at least two staff members in attendance at all times.
- 17.6.1 The ratio of children, aged two through five years, to staff shall be two staff members for the first twenty-five children and one staff member to each fifteen children thereafter.
- 17.6.2 The ratio of children, aged six and older, to each staff member working directly with the children shall be determined by the licensing representative according to the physical plant and equipment available, the competence and training of staff, the demands of the program and the number of hours of care offered.
- 17.7 Children two through five shall not remain in a recreation facility for more than five hours in any one 24-hour period.
- 17.8 Children, six years and older shall not remain in a recreation facility for more than eight hours in any one 24-hour period.
- 17.9 No child shall be accepted for care unless the parent or guardian:
 - 17.9.1 Registers the child into the facility.
 - 17.9.2 Completes and signs the registration form.
 - 17.9.3 Verifies the child is free from contagious or communicable diseases.
 - 17.9.4 Agrees to return for the child at or before the maximum number of hours of care has elapsed.
 - 17.9.5 Gives permission to give emergency medical care and bear the expense if physician or hospital services are needed.
 - 17.9.6 Understands and agrees to adhere to any other policy set forth by the facility.
- 17.10 Children in care during mealtime hours shall have food available to them.
 - 17.10.1 Nourishing snacks shall be available.
- 17.11 There shall be a staff lounge and separate washroom facilities provided for the use of staff only.
- 17.12 The maximum capacity of the facility shall be determined by the local fire jurisdiction.
- 17.13 Outdoor space is recommended.
- 17.14 In a facility with 60 children or less, one toilet shall be provided for every fifteen children and one wash basin for for every twenty children.

17.14 (Continued)

17.14.1 Thereafter, the ratio shall be one toilet (or urinal) and one wash basin for every thirty children.

17.15 A control system shall be devised to prevent repeated periods of care or care in excess of the maximum number of hours allowed in a twenty-four hour period.

17.16 Registration forms shall be retained for a period of one year.

#

RK/JD/eh
9/3/74

~~444~~

Mr. Earl Wooster
140 University Terrace
Reno, Nevada 89503

March 26, 1975

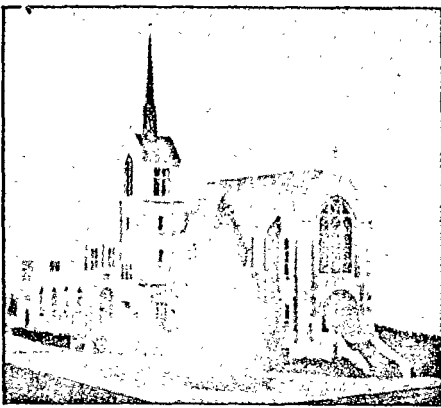
Nevada State Assembly
Education Committee
Nevada State Legislature
Carson City, Nevada

Gentlemen

I am in favor of Sue Wagner's Bill AB 424. Quality preschool programs should be the emphasis in Early Childhood Education. It should be placed under the State Department of Education. A favorable vote would be a step toward ensuring our children and grandchildren of the best educational program they rightly deserve.

Sincerely


Earl Wooster



TRINITY PARISH



POST OFFICE BOX 2246 • RENO, NEVADA 89505
TELEPHONE 329-4279, AREA CODE 702

Episcopal Church

V. JAMES JEFFERY, RECTOR

March 25, 1975

Education Committee
Nevada State Assembly
Carson City, Nevada

Gentlemen:

Support of AB 424, the Preschool Licensing Bill, was unanimously voted at the March 20th meeting of the Vestry of Trinity Episcopal Church, Reno. We encourage you to vote favorably for this bill.

Sincerely,

✠

Kerry Frensdorff

Mrs. Shirley Smith

Richard Frohnen

Milton Sharp

Wesley Hall, Jr. M.D.

Tom Snyder

Donald Kinghan

Stuart Webb

Mrs. Pat McGrew

Reverend V. James Jeffery

David Mussatti

Reverend Tony E. Butler

Mrs. Janet Ross

Reverend Edson P. Sheppard

2-353

625 Skyline Blvd.
Reno, Nevada
March 26, 1975

Mr. Al Wittenberg, Chairman
Assembly State Education Committee
Nevada State Assembly
Carson City, Nevada

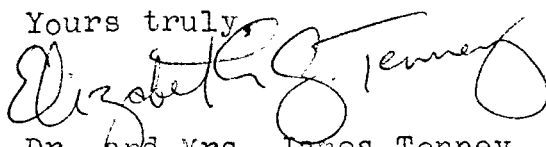
Dear Mr. Wittenberg:

We are in favor of Sue Wagner's bill AB 424.

To deserve the title "pre-school," we feel that such a school should be more than a day-care center. It should provide not only for the children's physical needs, but for their rapidly developing minds as well.

By transferring the pre-schools from the jurisdiction of the Department of Health and Welfare to the Department of Education, we would hope that all aspects of a child's development would receive proper consideration.

We urge you and your committee to support AB 424.

Yours truly,

Dr. and Mrs. James Tenney

THOMAS R. STAPLETON, M.D.

PSYCHIATRY

674 N. ARLINGTON AVE.

RENO, NEVADA 89503

TELEPHONE: 786-1826

Ex IV

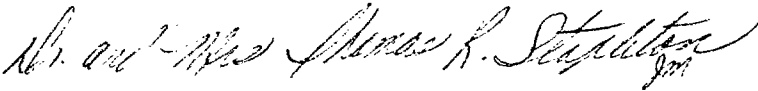
2-354

March 26, 1975

Education Committee
Nevada State Assembly
Carson City, Nevada

To Whom It May Concern:

We strongly support A.V. 424, which puts preschool licensing under the Department of Education rather than the Department of Health and Welfare. This will greatly improve the quality of our young children's education.



Dr. and Mrs. Thomas R. Stapleton
805 Wyoming Street
Reno, Nevada

TRS/jm

1100 Beldon Way
Reno, Nevada 89503

March 26, 1975

Education Committee
Nevada State Assembly

Dear Chairman,

I support Sue Wagner's bill AB 424.
As concerned parents we are
concerned with quality pre-school
education, and this can only
be done through the Department
of Education.

yours truly,

Gail W. Warren (Mrs. J. T.)
James T. Warren

March 26, 1975

Education Committee
Carson City, Nevada

Please give your support to Sue Wagner's bill AB 424. It is only fair to parents and to their pre-school children that the Department of Education supervise the programs offered to pre-schoolers. At the present time and under the present system, anyone can advertise that they are offering an educational curriculum when in fact they are not. Bill AB 424 will correct this situation, especially if a qualified early childhood education specialist supervises the licensing of preschool programs. Thank you for your support.

Sincerely,

Ed and Sheila Hancock
Edward and Sheila Hancock

March 26, 1975

2-357

Education Committee
Carson City, Nevada

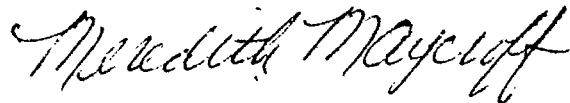
Please support Sue Wagner's bill AB 424. Parents need and deserve the protection that supervision of pre-schools by the Department of Education can provide.

The neglect of children under five years old by our lawmakers needs to be corrected. It is foolish to assume that all pre-schools offer programs that facilitate maximum growth since it is a fact that many are run on pure profit making motives.

So please keep in mind that children can receive the full benefits of our public school system only when we respond to their needs for environmental enrichment and a curriculum geared toward learning experiences.

Support AB 424.

Sincerely,



Meredith Mayeroff
Reno, Nevada

March 26, 1975

Education Committee /
Nevada State Assembly
Legislative Building
Carson City, Nevada

We support Sue Wagner's Bill AB-427
which defines Pre-school since
there is a definite difference between
Pre-school and Nursery school we
believe parents should have the
knowledge of the qualities of a
Pre-school program. Therefore we
would like to see Pre-school
defined and put under the Department
of Education.

Sincerely,
Ted and Sue Schieder
619 Wash Avenue
Reno, Nevada

March 26, 1975

2-359

Education Committee,
Nevada State Assembly

Gentlemen;

As a parent of two young children I would like to record my support of the efforts of Sue Wagner to investigate and up-grade the standards for pre-school licensing.

For several years as our children have approached pre-school age, I have been reading and researching the areas of early education. My reading has uncovered a number of methodological theories all having a basic premise in common: young children can and should learn more than we have traditionally thought.

Last September when our older child was 3 1/2 years old I visited half a dozen 'good' nursery schools in Reno. In my opinion they ranged from only 'fair' to appalling! I saw poorly trained and often indifferent personnel entrusted with the care and influence of young lives.

Education is given high priority in our society. To begin at the beginning seems a logical enough approach, but first we must learn where education begins. A life-long love of learning can be established between the ages of 3 and 6; or not. There is work to be done here.

Sincerely,

JoAnn Botta
JoAnn Botta
Sparks, Nevada

March 26, 1975
811 Lodge Ave.
Reno, Nevada 89503

Mr. Al Wittenberg, Chairman
Assembly State Education Committee
Nevada State Assembly
Carson City, Nevada

Dear Mr. Wittenberg,

We are in favor of Sue Wagner's
AB424.

As parents we feel preschools
offering educational programs
should be clearly distinguished
from mere mass babysitting-
for-profit operations. Therefore
we feel pre-schools should
be registered under the
Department of Education.

Please support AB424.

Sincerely,

Jacqueline Manley

Mr. and Mrs. Charles W. Manley

Ex I
Mrs. Sara Denton
Member

Dr. Robert E. Foster
Chairman

COUNTY OF CLARK
CHILD WELFARE BOARD
CHILD CARE FACILITIES

Mrs. Dorothy G. McBeath
Member

Mrs. Lillian H. Kaercher
Vice-Chairman

400 Las Vegas Boulevard South
LAS VEGAS, NEVADA 89101

Mrs. Florence Schroeder
Member

Mrs. Monty Brandt
Member

386-4011 - Ext. 500

Mrs. Janet Bubnis
Secretary-Supervisor

Mrs. Patricia J. Beitz
Member

March 24, 1975

2-361

Assemblyman Albert Wittenberg
Nevada State Assembly
Carson City, Nevada 89701

Re: A.B. 424

Dear Assemblyman Wittenberg:

As the office that licenses child care facilities (including preschools) in Clark County, we wish to voice our objections to A.B. 424, which would place the responsibility for licensing preschools with the State Board of Education.

The implication in this bill is that preschools are involved in educating young children, while child care centers provide only custodial care, therefore creating a distinct difference between the two. In fact, I know of no child care center which provides only custodial care; whenever a center enrolls more than about 10 children, planning and a structured educational program become absolutely necessary in order to have things run smoothly and in order to keep the children from becoming unruly and bored. Because of training now offered by the Community College, most of our day care operators, including the small family care homes, have become exposed to the idea of offering developmental, as opposed to custodial, care. Consequently, virtually all of our child care centers, including infant nurseries (they have educational programs too), would fall under your definition of preschool, so that the effect of this legislation would be to transfer virtually all child care to the Board of Education.

We feel that such a transfer would not be in the best interests of the children using child care. First of all, "education" is a far broader term when applied to infants, toddlers, and preschoolers than when you think of traditional classroom education of elementary and secondary students. It involves such things as potty-training, the development of a positive self-image, learning to talk, learning basic concepts related to abstract thinking, the development of eye-hand coordination and gross motor skills, etc. It also involves considerable "parenting"

March 24, 1975
Page 2

2- 367

and housekeeping chores (cuddling children, helping them go to the bathroom, feeding, cleaning up after messy activities, napping children, etc.), and requires a range of skills not necessarily covered by personnel whose areas of expertise are elementary or secondary education. In short, we are talking about a different age range with different needs, and we do not see how transferring licensing responsibility to the Board of Education would meet these needs in a better way than they are now being met.

Within the past five years or so, child care has grown more professional than what casual observers might realize. A great many research and demonstration projects (including, but not limited to, Operation Headstart) have resulted in program models for meeting developmental needs of both average and special children. What is important to note, however, is that these programs do not necessarily follow a classroom model, but have been fashioned specifically for these age ranges. Child care is a distinctive field of its own, and we feel that transferring it to a department whose area of expertise is something different would be a serious mistake.

We urge you to defeat A.B. 424 because the interests of child care are better served by recognizing its uniqueness than by transferring it to a department whose area of expertise is a different type of "education" dealing with a different age range.

Thank you for your concern.

Sincerely,

Janet Bubnis
Child Welfare Office

JB:feu

Telex Ex I

REA276(1628)(2-043171E09A)PD 03/25/75 1827

2. 368

ICS IPHANCZ CSP

7025584126 BL TORN SPARKS NV 100 03-25 06277 EST

MRS ASSEMBLYMAN WITTEBERG

STATE CAPITOL

CARSON CITY NV

I WOULD LIKE TO GO ON RECORD AS OPPOSING BILL 424. AS A MEMBER OF OUR NURSERY SCHOOL ASSOCIATION I WORKED MANY HOURS WITH THE HEALTH DEPARTMENT AND JANE DOUGLAS DIRECTOR OF CHILD CARE SERVICES DIVISION COMPILING THE NEW STATE REGULATIONS. I AM COMPLETELY SATISFIED WITH OUR RESULTS.

15
11
8:42

MARY F NELSON, LITTLE BEAR NURSERY SCHOOL
SPARKS NEVADA

END

3-25-75 10:00

REAS44(2117)(1-045076A034005)70 03/25/75 2109

DES IPWRESA RMO

01186 WL REND WV 100 03-25 455P PBY

RMS ASSEMBLYMAN WITTEBERG DLH

CARSON CITY NV

I WOULD LIKE TO GO ON RECORD AS OPPOSING BILL NO 424. WE NURSERY OWNERS ALONG WITH THE STATE HEALTH DEPT AND JANE DOUGLAS, DIRECTOR OF CHILD CARE SERVICES DIVISION, HAVE SPENT HOURS COMPILING REGULATIONS THAT ARE VERY SATISFACTORY. RESPECTIVELY

DOONA BERNOW APPLE - 4 - DAY NURSERY 217 EAST TAYLOR

REND WV 89501

2- 369

RECEIVED
MAR 26 1975
AM 9:50

REND

REAGAN (1553) (2-036292E086) PD 03/27/75 1553

ICE INTERCZ CEF

TOZ2256771 TDRR HEND WV 6 03-27 0353P EST

FRE AL WHITTIERBURG

ROOM 336 LEGISLATIVE BLDG

CARSON CITY NV 89701

GIVE PRESCHOOLERS BETTER START SUPPORT AB124

DR ANN MRS S BARRETT 1033 MANZANITA CIR HEND WV 26022

END

2-370

1975 MAR 27 PM 2:48

TELETYPE

TELETYPE

REA150(1508)(2-0326633056)PD 03/27/75 1509

THE IFFRHCZ CSP

TO27473942 FROM TORR RENO NV 15 03-27 0309P EST
MR AL WHITTENBERG, CHAIRMAN EDUCATION COMMITTEE
RM 336 STATE CAPITOL
CARSON CITY NV

2-371

AS A PARENT CONCERNED WITH WELFARE OF PRESCHOOL CHILDREN I URGE
YOUR SUPPORT OF AB124

FAY HEISLER 1405 DORIC DR RENO NV 89503

1975 MAR 27 PM 2:53

TELETYPE

SECRET

REAGAN (1323) (Z-0240220056) PD 03/27/75 1325

TO: WASHINGTON DC

702322466 FROM TDRS MEMO W 9 03-27 0123P EST

FOR AL WHITTINGER CASE EDUCATION COMMITTEE

ROOM 316 LEGISLATURE BLVD

OSBORN CITY MO

I, AS A FREEDOMER PARENT, SUPPORT BILL AB124.

MRS JOHNS T COFFIN 3345 IDLEHILD DR HENRI MO 63002

END

2 372

1975 MAR 27 PM 12:26

TELETYPE

REMIOT(1343)(2-025763ED96)PO 03/27/75 1343

MRS. IPARRAZO CSP

7023229322 FROM TDSM RENO NV 6 03-27 0143P EST

2- 373

MRS AL WHITTENBERG CHAIRMAN EDUCATION COMMITTEE ROOM 336 LEGISLATION BUILDING

CARSON CITY NV 89701

WE FULLY SUPPORT WAGNER BILL SB124

MR AND MRS AUSTIN G COOLEY 690 WEST 2 ST RENO NV 83501

END

1975 MAR 27 PM 12:31

REAL 17(1400) (2-027042EDSS) FD 03/27/75 1359

ICS IPHUSZ CSP

7027471862 IDBN RENO NV 27 03-27 0159P EST

PMS REPRESENTATIVE AL WITTEBERG

STATE CAPITOL ROOM 316

CARSON CITY NV

I WANT TO ACKNOWLEDGE SUPPORT OF BILL AB124. TITLING AND SUPERVISION
OF PRE-SCHOOLS NEEDS FURTHER STUDY IF WE WANT THE BEST EDUCATION FOR
OUR CHILDREN SINCERELY

JANET COBLY 2595 VALMAR PL RENO NV 89503

END

2 374

1975 11 11 12:31

Telegram

REMI32(1428) (2-029178E055) PD 03/27/75 1428

DES IPRWDCZ CSP

7028264000 FOR TDRS REND NV 3 03-27 0226P EST

FOR AL WHITTENBERG, CHAIRMAN OF THE EDUCATION COMMITTEE NEVADA

STATE LEGISLATURE ROOM 356

STATE CAPITOL

CARSON CITY NV 89701

WE STRONGLY SUPPORT THE PASSAGE OF BILL AB124

FOR AND MRS J P CONARD 4415 SHERIDAN DR RENO NV 83502

END

2 375

1975 MAR 27 PM 12:44

FOR CHILD DEVELOPMENT AND EDUCATION

P. O. BOX 3493
RENO, NEVADA 89505

March 27, 1975

Mr. Albert Whittenberg
U.S. Assembly
Legislative Building Rm. 336
Carson City, Nevada

Dear Sir;

As a member of the Nevada Association for Child Development and Education, and as director of Holy Child Day Home - a non-profit agency of Nevada Catholic Welfare Bureau, Inc. - I wish to go on record as opposing Assembly Bill 424. I question the validity of the passing of such a Bill, without giving prior notification to the many nursery school and day care directors whose entire program of operation would be greatly altered by this Bill. Further, I am concerned about our assemblymen's lack of foresight in not conferring with those directly involved in nursery school and day care programs; most of them have the necessary expertise to offer, as well as years of valuable experience in the field of child development.

This Bill, as I understand it, is superfluous. It is a duplication of services and a needless expenditure of time and money; requiring the Board of Education to issue standards of operation which have already been established by the Departments of the State and County Welfare. The Child Services Division, under the direction of Jane Douglas, spent the last year, thousands of hours, and unlimited manpower in updating and refining these standards.

FOR CHILD DEVELOPMENT AND EDUCATION


P. O. BOX 3493
RENO, NEVADA 89505

Since many of our facilities are both "pre-school" and day care centers they would, under Bill 424, be required to go through a dual licensing procedure and considerable financial expenditure, which would impose a new responsibility upon our many parent participants already over-burdened by economic stress.

Assembly Bill 424 was, until just a few days ago, unknown to the majority of those persons who would be most deeply affected by its passage; therefore, I consider it only right and just that it be postponed until a later date, so that these concerned citizens may be heard.

With sincere trust in your sense of justice, I am

Respectfully,



Sister M. Cleophas
Director, Holy Child Day Home

MGMRNOA RNO

western union Mailgram



MGMRNOA RNO

2-020064E085 03/26/75

ICS IPMRNCZ CSP

7023220539 MGM IDRN RENO NV 100 03-26 1238P EST

ZIP

2- 378

ASSEMBLYMAN WITTENBERG
STATE CAPITOL
CARSON CITY NV 89701

I WOULD LIKE TO GO ON RECORD AS OPPOSING BILL AB424 AS A NURSERY SCHOOL OWNER-OPERATOR I AM CONCERNED AS TO THE VALIDITY OF SUCH A BILL WITHOUT PROPER AND TIMELY NOTIFICATION TO ALL NURSERY SCHOOLS AND DAY CARE CENTERS THE STATE HEALTH DEPARTMENT AND JANE DOUGLAS, DIRECTOR OF THE CHILD CARE DIVISION HAVE SPENT MANY HOURS COMPILING NEW STATE REGULATIONS THAT HAVE COMPLETELY SATISFIED ALL CONCERNED PARTIES
VERY TRULY YOURS

PLAY LAND NURSERY SCHOOL CHARLES RUDY 840 GENTRY WY RENO NV 89502

1241 EST

MGMRNOA RNO

REA234(1828) (2-0440998085) PU 03/26/73 1827

DES IFFERKZ CSP

7027341602 IDEN LAS VEGAS NV 65 03-26 0527P EST

2-379

FRS ALBERT WHITTEBURG, CHAIRMAN EDUCATION COMMITTEE

ORSON CITY NV

REB ABA24

ON BEHALF OF ALL THE PROVIDERS IN OUR CLARK COUNTY CHILD CARE ASSOCIATION AND THE PARENTS WE GIVE SERVICE TO PLEASE GIVE YOUR FULL CONSIDERATION TO WHAT IS ALREADY BEING DONE IN THE AREA OF CHILD CARE. WE HAVE NEVER HAD SUCH AN ACTIVE GROUP OF COMMITTEES WORKING TO UPGRADE CHILD CARE AND DEVELOPMENT. THIS BILL WOULD SET CHILD CARE BACK ABOUT TWO YEARS.

AGILE BELLAS PRESIDENT OF CLARK COUNTY CHILD CARE ASSOCIATION

END

MGMRNOB RNO
2-043561E084 03/25/75
ICS IPMRNCZ CSP
7023580200 MGM TDRN SPARKS NV 100 03-25 0636P EST
ZIP

 Mailgram
western union



2. 380

ASSEMBLYMAN ALBERT WITTENBERG
LEGISLATIVE BLDG
CARSON CITY NV 89701

I WOULD LIKE TO GO ON RECORD AS OPPOSING BILL #424, DUE TO THE FACT THAT WE, TOGETHER WITH THE HEALTH DEPARTMENT AND JANE DOUGLAS, DIRECTOR OF CHILD CARE SERVICES DIVISION, SPENT NUMEROUS HOURS COMPILING STATE REGULATIONS WITH WHICH WE ARE COMPLETELY SATISFIED.

WALTER MCDONALD OWNER, MARY MOPPETS DAY CARE SCHOOL RENO NEVADA

1856 EST

MGMRNOB RNO

MGMRNOB RNO
2-042963E084 03/25/75

ICS IPMRNCZ CSP

7023580200 MGM TDRN SPARKS NV 300 03-25 0623P EST

ZIP

Mailgram
western union



2 381

ASSEMBLYMAN ALBERT WITTENBERG
LEGISLATIVE BLDG
CARSON CITY NV 89701

OUR ASSOCIATION MEMBERS AND THE OVER 1500 CONCERNED PARENTS WE REPRESENT, WISH TO GO ON RECORD AS OPPOSING BILL #424. WE WOULD ALSO LIKE TO QUESTION THE CONSTITUTIONALITY OF A BILL THAT COULD DRASTICALLY AFFECT OUR ENTIRE OPERATION, WITHOUT ANY PRIOR NOTIFICATION. SINCE MANY OWNERS ARE OUT OF TOWN EASTER WEEK, WE FEEL THURSDAYS MEETING SHOULD BE POSTPONED UNTIL A LATER DATE, SO WE MAY BE HEARD.

NORTHERN NEVADA ASSOCIATION FOR CHILD DEVELOPMENT AND EDUCATION
RENO NEVADA-HOLY CHILD DAY HOME, MOTHER GOOSE NURSERY, MARY MOPPETS DAY CARE SCHOOL, LIL BEAR NURSERY, HAZELS HEAVENLY DAYS CENTER, DUMPTY DUMPTY NURSERY, POLK A DOT NURSERY, PARKSIDE PRESCHOOL, A SMALL WORLD, TINY TREASURES NURSERY, SUN VALLEY CHILDRENS CENTER, CHILD GARDEN INC, CBC PRESCHOOL, HEAD-START, APPLE A DAY NURSERY, CANDYCANE NURSERY, PLAYLAND NURSERY, THE HAPPY DAISY CARE CENTER-CARSON, KINDERLAND NURSERY SCHOOL-CARSON, NEW EMPIRE NURSERY-CARSON, FALLON CHILD DEVELOPMENT CENTER, CHRISTIAN DAY CARE CENTER-ELKO, HAPPY DAYS NURSERY SCHOOL-ELKO AND PLAYHOUSE CHILD CARE CENTER-WINNEMUCCA

1839 EST

MGMRNOB RNO

MGMRNOB RNO
2-048534E084 03/25/75
ICS IPMRNCZ CSP
7023220539 MGM TDRN RENO NV 100 03-25 0848P EST
ZIP

 Mailgram
western union



2- 382

ASSEMBLYMAN WHITTENBERG
STATE CAPITOL
CARSON CITY NV 89701

I WOULD LIKE TO GO ON RECORD AS OPPOSING BILL AB424 AS A NURSERY SCHOOL OWNER-OPERATOR I AM CONCERNED AS TO THE VALIDITY OF SUCH A BILL WITHOUT PROPER AND TIMELY NOTIFICATION TO ALL NURSERY SCHOOLS AND DAY CARE CENTERS.

THE STATE BOARD OF EDUCATION DOES NOT NEED THE EXTRA BURDEN OF NEW RULES, REGULATIONS, STANDARDS AND ENFORCEMENT OF A SYSTEM THAT IS ALREADY WORKING SUCCESSFULLY UNDER THE STATE AND COUNTY HEALTH AND WELFARE DEPARTMENT.

VERY TRULY YOURS,

HAZEL PORTER
HAZELS HEAVENLY DAYS SCHOOL
101 15 ST SPARKS NV 89431

2116 EST

MGMRNOB RNO