

## Amendment No. 792

Assembly Amendment to Senate Bill No. 254 First Reprint

(BDR 38-1127)

**Proposed by:** Committee on Health and Human Services**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
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Amend sec. 3, pages 1 and 2, by deleting lines 10 through 17 on page 1 and lines 1 through 3 on page 2, and inserting:

**“Sec. 3. 1. Except as otherwise provided in subsection 2 and unless excused because of religious belief or medical condition, a child may not be admitted to any accommodation facility within this State, including an accommodation facility licensed by a county or city, unless his parents or guardian submit to the operator of the accommodation facility written documentation stating that the child has been immunized and has received proper boosters for that immunization or is complying with the schedules established by regulation pursuant to NRS 439.550 for the diseases set forth in subsection 1 of NRS 432A.230. The written documentation required pursuant to this subsection must be:**

YMG/LH

Date: 5/19/2005

S.B. No. 254—Makes various changes relating to child care facilities operated by businesses as auxiliary service provided for their customers.



*(a) A letter signed by a licensed physician stating that the child has been immunized and received boosters or is complying with the schedules;*

*(b) A record from a public school or private school which establishes that a child is enrolled in the school and has satisfied the requirements for immunization for enrollment in the school pursuant to NRS 392.435 or 394.192; or*

*(c) Any other documentation from a local health officer which proves that the child has been immunized and received boosters or is complying with the schedules.*

*2. A child whose parent or guardian has not established a permanent residence in the county in which an accommodation facility is located and whose history of immunization cannot be immediately confirmed by the written documentation required pursuant to subsection 1 may enter the accommodation facility conditionally if the parent or guardian:*

*(a) Agrees to submit within 15 days the documentation required pursuant to subsection 1; and*

*(b) Submits proof that he has not established a permanent residence in the county in which the facility is located.*

*3. If the documentation required pursuant to subsection 1 is not submitted to the operator of the accommodation facility within 15 days after the child was conditionally admitted, the child must be excluded from the facility.*

*4. Before December 31 of each year, each accommodation facility shall report to the Health Division of the Department, on a form furnished by the Division, the exact number of children who have:*

*(a) Been admitted conditionally to the accommodation facility; and*

*(b) Completed the immunizations required by this section.*

**5. To the extent that the Board or an agency for the licensing of child care facilities established by a county or city requires a child care facility to maintain proof of immunization of a child admitted to the facility, the Board or agency shall authorize a business which operates more than one accommodation facility to maintain proof of immunization of a child admitted to any accommodation facility of the business at a single location of the business. The documentation must be accessible by each accommodation facility of the business.”.**

Amend sec. 4, page 2, by deleting lines 20 through 24 and inserting:

**“facility to attend to the needs of the child if the parent or guardian does so in an area of a bathroom facility that is designated for use by”.**

Amend sec. 7, page 2, by deleting lines 40 and 41 and inserting:

**“432A.230 Except as otherwise provided in section 3 of this act for accommodation facilities:**

**1. Except as otherwise provided in subsection 3 and unless excused because of religious”.**

Amend the bill as a whole by renumbering sec. 8 as sec. 10 and adding new sections designated sections 8 and 9, following sec. 7, to read as follows:

**“Sec. 8. NRS 432A.240 is hereby amended to read as follows:**

**432A.240** If the religious belief of a child’s parents or guardian prohibits the immunization of the child as required by NRS 432A.230 ~~[ ]~~ **or section 3 of this act**, a written statement of this fact signed by the parents or guardian and presented to the operator of the facility exempts the child from the provisions of that section for purposes of admission.

**Sec. 9. NRS 432A.250 is hereby amended to read as follows:**

**432A.250** If the medical condition of a child will not permit him to be immunized to the extent required by NRS 432A.230 ~~[ ]~~ **or section 3 of this act**, a written statement of this fact signed by a

licensed physician and presented to the operator of the facility by the parents or guardian of such child exempts such child from all or part of the provisions of NRS 432A.230 ~~[-]~~ ***or section 3 of this act***, as the case may be, for purposes of admission.”.

Amend sec. 8, page 4, by deleting lines 2 and 3 and inserting:

“432A.260 If, after a child has been admitted to a child care facility,”.

Amend sec. 8, page 4, line 6, after “certificates” by inserting:

***“or, if the facility is an accommodation facility, additional written documentation in a form authorized pursuant to section 3 of this act”.***

Amend the bill as a whole by adding a new section designated sec. 11, following sec. 8, to read as follows:

**“Sec. 11.** NRS 432A.280 is hereby amended to read as follows:

432A.280 Any parent or guardian who refuses to remove his child from the child care facility to which he has been admitted when retention in the facility is prohibited under the provisions of NRS 432A.230, 432A.260 or 432A.270 ***or section 3 of this act*** is guilty of a misdemeanor.”.