

ASSEMBLY BILL NO. 362—ASSEMBLYMEN DIAZ, CARRILLO, FRIERSON, DONDERO LOOP, SHERWOOD; AIZLEY, ATKINSON, BENITEZ-THOMPSON, BOBZIEN, BUSTAMANTE ADAMS, DALY, FLORES, HORNE, KIRKPATRICK, NEAL, OHRENSCHALL, PIERCE, SEGERBLOM AND SMITH

MARCH 21, 2011

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions governing certain programs that supervise children. (BDR 38-782)

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

~

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

AN ACT relating to education; establishing the Interim Task Force on Out-of-School-Time Programs; requiring the Task Force to prescribe standards for out-of-school-time programs and to make certain recommendations relating to out-of-school-time programs; exempting out-of-school-time programs, out-of-school recreation programs and seasonal or temporary recreation programs from licensure and regulation as child care facilities; requiring certain out-of-school recreation programs to obtain a permit; establishing certain requirements for the operation of an out-of-school recreation program; authorizing an out-of-school-time program to report certain information to the Bureau of Services for Child Care of the Division of Child and Family Services of the Department of Health and Human Services; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Existing law requires a child care facility to be licensed by an agency created
- 2 by a city or county for the licensing of child care facilities or by the Bureau of
- 3 Services for Child Care of the Division of Child and Family Services of the
- 4 Department of Health and Human Services. (NRS 432A.131, 432A.141) **Section**
- 5 **13** of this bill removes the licensure requirements for out-of-school-time programs,



6 out-of-school recreation programs and seasonal or temporary recreation programs
7 by excluding those terms from the definition of "child care facility."

8 **Section 2** of this bill defines an "out-of-school-time program" as a program that
9 operates for 10 or more hours per week, is offered on a continuing basis, provides
10 supervision of children who are of school age and provides regularly scheduled,
11 structured and supervised activities where learning opportunities take place during
12 times when a child is not in school. **Section 4** of this bill defines an "out-of-school
13 recreation program" which is similar to an out-of-school-time program, but which
14 is operated or sponsored by a local government in a facility which is owned,
15 operated or leased by the local government. **Section 5** of the bill defines "seasonal
16 or temporary recreation programs" which include certain programs offered to
17 children for a limited time or duration.

18 In lieu of the requirements for licensure as a child care facility, **sections 6-11** of
19 this bill provide specific requirements for out-of-school recreation programs.
20 **Section 6** requires a local government to obtain a permit to operate an out-of-school
21 recreation program. To obtain a permit, the local government must complete an
22 application, pay a fee and meet certain requirements. **Section 7** requires a local
23 government that operates an out-of-school recreation program to comply with
24 certain health and safety standards and to comply with other requirements relating
25 to the safety of participants. **Section 8** provides certain requirements for the staff of
26 an out-of-school recreation program. **Section 8** also limits the number of
27 participants in such a program and establishes certain components that must be
28 included in the program. **Section 9** requires an out-of-school recreation program to
29 maintain certain records about participants in the program. **Section 10** requires a
30 local government that operates an out-of-school recreation program to provide
31 copies of certain inspections of the facility where the program is conducted
32 according to a schedule established by the Bureau. If the local government submits
33 such records, **section 10** prohibits the Bureau from conducting any additional on-
34 site inspections of the facility. **Section 11** authorizes the Bureau to adopt any
35 regulations necessary to provide for the permits to operate an out-of-school
36 recreation program.

37 **Section 17** of this bill establishes the Interim Task Force on Out-of-School-
38 Time Programs and requires the Task Force to prescribe standards for out-of-
39 school-time programs and make certain other recommendations concerning
40 out-of-school-time programs. **Section 17** also requires the Task Force to submit a
41 report of its recommendations to the Governor and to the Director of the Legislative
42 Counsel Bureau for transmittal to the 77th Session of the Nevada Legislature.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 432A of NRS is hereby amended by
2 adding thereto the provisions set forth as sections 1.5 to 11,
3 inclusive, of this act.

4 **Sec. 1.5.** *"Local government" means any political*
5 *subdivision of this State, including, without limitation, a city,*
6 *county, town, school district or other district.*

7 **Sec. 2.** *"Out-of-school-time program" means a program,*
8 *other than an out-of-school recreation program, that operates for*
9 *10 or more hours per week, is offered on a continuing basis,*
10 *provides supervision of children who are of the age to attend*



1 school from kindergarten through 12th grade and provides
2 regularly scheduled, structured and supervised activities where
3 learning opportunities take place:

- 4 1. Before or after school;
- 5 2. On the weekend;
- 6 3. During the summer or other seasonal breaks in the school
7 calendar; or
- 8 4. Between sessions for children who attend a school which
9 operates on a year-round calendar.

10 Sec. 3. (Deleted by amendment.)

11 Sec. 4. 1. "Out-of-school recreation program" means a
12 recreation program operated or sponsored by a local government
13 in a facility which is owned, operated or leased by the local
14 government and which provides enrichment activities to children
15 of school age:

- 16 (a) Before or after school;
- 17 (b) During the summer or other seasonal breaks in the school
18 calendar; or
- 19 (c) Between sessions for children who attend a school which
20 operates on a year-round calendar.

21 2. The term does not include a seasonal or temporary
22 recreation program.

23 Sec. 5. "Seasonal or temporary recreation program" means
24 a recreation program that is offered to children for a limited time
25 or duration and may include, without limitation:

- 26 1. A special sports event, which may include, without
27 limitation, a camp, clinic, demonstration or workshop which
28 focuses on a particular sport;
- 29 2. A therapeutic program for children with disabilities, which
30 may include, without limitation, social activities, outings and other
31 inclusion activities;
- 32 3. An athletic training program, which may include, without
33 limitation, a baseball or other sports league and exercise
34 instruction; and
- 35 4. Other special interest programs, which may include,
36 without limitation, an arts and crafts workshop, a theater camp
37 and dance competition.

38 Sec. 6. 1. To operate an out-of-school recreation program,
39 a local government must obtain a permit. The local government
40 may apply for the issuance or renewal of a permit by submitting
41 an application on a form prescribed by the Bureau. The Bureau
42 shall issue a permit to operate an out-of-school recreation
43 program to the local government upon payment of the fee
44 prescribed in subsection 2 and upon satisfaction that the program
45 complies with the requirements set forth in sections 1.5 to 11,



1 inclusive, of this act, and any regulations adopted pursuant
2 thereto.

3 2. The Bureau shall charge a fee for a permit to operate an
4 out-of-school recreation program based upon the number of sites
5 operated by the out-of-school recreation program. If the out-of-
6 school recreation program has:

7 (a) At least 1 but not more than 5 sites, the Bureau shall
8 charge a fee of \$100.

9 (b) At least 6 but not more than 20 sites, the Bureau shall
10 charge a fee of \$250.

11 (c) At least 21 but not more than 40 sites, the Bureau shall
12 charge a fee of \$500.

13 (d) At least 41 but not more than 60 sites, the Bureau shall
14 charge a fee of \$750.

15 (e) At least 61 but not more than 80 sites, the Bureau shall
16 charge a fee of \$1,000.

17 (f) At least 81 sites, the Bureau shall charge a fee of \$1,250.

18 3. A permit issued pursuant to this section is nontransferable
19 and is valid:

20 (a) For 3 years from the date of issuance; and

21 (b) Only as to a site specifically identified on the permit.

22 Sec. 7. A local government that operates an out-of-school
23 recreation program shall ensure that each site:

24 1. Complies with applicable laws and regulations concerning
25 safety standards;

26 2. Complies with applicable laws and regulations concerning
27 health standards;

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

31 4. Has an emergency exit plan posted on-site in a
32 conspicuous place; and

33 5. Has not less than two staff members on-site and available
34 during the hours of operation who are certified and receive
35 annual training in the use and administration of first aid,
36 including, without limitation, cardiopulmonary resuscitation.

37 Sec. 8. A local government that operates an out-of-school
38 recreation program shall:

39 1. Complete, for each member of the staff of the out-of-school
40 recreation program:

41 (a) A background and personal history check; and

42 (b) A child abuse and neglect screening through the Statewide
43 Central Registry for the Collection of Information Concerning the
44 Abuse or Neglect of a Child established by NRS 432.100 to



* A B 3 6 2 R 3 *

1 *determine whether there has been a substantiated report of child*
2 *abuse or neglect made against the staff member.*

3 2. *Ensure that each member of the staff of the out-of-school*
4 *recreation program:*

5 (a) *Meets the minimum requirements that have been*
6 *established for the position; and*

7 (b) *Receives an orientation and training concerning the abuse*
8 *and neglect of children.*

9 3. *Ensure that the number of participants in the out-of-school*
10 *recreation program:*

11 (a) *Does not exceed a ratio of one person supervising every 20*
12 *participants; and*

13 (b) *Will not cause the facility where the program is operated to*
14 *exceed the maximum occupancy as determined by the State Fire*
15 *Marshal or the local governmental entity that has the authority to*
16 *determine the maximum occupancy of the facility.*

17 4. *Ensure that the out-of-school recreation program includes,*
18 *without limitation:*

19 (a) *An inclusion component for participants who qualify under*
20 *the Americans with Disabilities Act of 1990, 42 U.S.C. §§ 12101 et*
21 *seq.;*

22 (b) *Structured activities, including, without limitation, arts and*
23 *crafts, games and sports;*

24 (c) *Nonstructured activities, which may include, without*
25 *limitation, free time for playing;*

26 (d) *Regular restroom breaks; and*

27 (e) *Nutrition breaks.*

28 **Sec. 9. 1.** *The out-of-school recreation program shall*
29 *maintain records containing pertinent information regarding each*
30 *participant in the program. Such information must include,*
31 *without limitation:*

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

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

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

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

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

42 (f) *Any other information requested by the Bureau.*

43 2. *The distribution of any information maintained*
44 *pursuant to this section is subject to the limitations set forth in*
45 *NRS 239.0105.*



* A B 3 6 2 R 3 *

1 **Sec. 10. 1. A local government that operates an out-of-**
2 **school recreation program shall provide a copy of each report of**
3 **an inspection conducted by a governmental entity that is**
4 **authorized to conduct an inspection of the facility where the**
5 **program is operated, including, without limitation, the report of an**
6 **inspection by a local building department, a fire department, the**
7 **State Fire Marshal or a district board of health.**

8 **2. The Bureau shall establish a schedule for the submission**
9 **of such reports which requires submission of a report of an on-site**
10 **inspection once every 2 years and shall provide a checklist to the**
11 **local government which identifies the reports that must be**
12 **submitted to the Bureau.**

13 **3. The Bureau shall not require any additional inspections of**
14 **the facility of an out-of-school recreation program which complies**
15 **with the provisions of this section.**

16 **Sec. 11. The Bureau shall adopt any regulations necessary to**
17 **carry out the provisions of sections 1.5 to 11, inclusive, of this act.**

18 **Sec. 12.** NRS 432A.020 is hereby amended to read as follows:
19 432A.020 As used in this chapter, unless the context otherwise
20 requires, the words and terms defined in NRS 432A.0205 to
21 432A.028, inclusive, **and sections 1.5, 2, 4 and 5 of this act** have
22 the meanings ascribed to them in those sections.

23 **Sec. 13.** NRS 432A.024 is hereby amended to read as follows:
24 432A.024 1. "Child care facility" means:

25 (a) An establishment operated and maintained for the purpose of
26 furnishing care on a temporary or permanent basis, during the day or
27 overnight, to five or more children under 18 years of age, if
28 compensation is received for the care of any of those children;

29 (b) An on-site child care facility;

30 (c) A child care institution; or

31 (d) An outdoor youth program.

32 2. "Child care facility" does not include:

33 (a) The home of a natural parent or guardian, foster home as
34 defined in NRS 424.014 or maternity home;

35 (b) A home in which the only children received, cared for and
36 maintained are related within the third degree of consanguinity or
37 affinity by blood, adoption or marriage to the person operating the
38 facility; ~~for~~

39 (c) A home in which a person provides care for the children of a
40 friend or neighbor for not more than 4 weeks if the person who
41 provides the care does not regularly engage in that activity ~~H~~;

42 **(d) A location at which an out-of-school-time program is**
43 **operated;**

44 **(e) A seasonal or temporary recreation program; or**

45 **(f) An out-of-school recreation program.**



1 **Sec. 14.** NRS 202.2483 is hereby amended to read as follows:
2 202.2483 1. Except as otherwise provided in subsection 3,
3 smoking tobacco in any form is prohibited within indoor places of
4 employment including, but not limited to, the following:
5 (a) Child care facilities;
6 (b) Movie theatres;
7 (c) Video arcades;
8 (d) Government buildings and public places;
9 (e) Malls and retail establishments;
10 (f) All areas of grocery stores; and
11 (g) All indoor areas within restaurants.
12 2. Without exception, smoking tobacco in any form is
13 prohibited within school buildings and on school property.
14 3. Smoking tobacco is not prohibited in:
15 (a) Areas within casinos where loitering by minors is already
16 prohibited by state law pursuant to NRS 463.350;
17 (b) Stand-alone bars, taverns and saloons;
18 (c) Strip clubs or brothels;
19 (d) Retail tobacco stores;
20 (e) Private residences, including private residences which may
21 serve as an office workplace, except if used as a child care, an adult
22 day care or a health care facility; and
23 (f) The area of a convention facility in which a meeting or trade
24 show is being held, during the time the meeting or trade show is
25 occurring, if the meeting or trade show:
26 (1) Is not open to the public;
27 (2) Is being produced or organized by a business relating to
28 tobacco or a professional association for convenience stores; and
29 (3) Involves the display of tobacco products.
30 4. In areas or establishments where smoking is not prohibited
31 by this section, nothing in state law shall be construed to prohibit
32 the owners of said establishments from voluntarily creating
33 nonsmoking sections or designating the entire establishment as
34 smoke free.
35 5. Nothing in state law shall be construed to restrict local
36 control or otherwise prohibit a county, city or town from adopting
37 and enforcing local tobacco control measures that meet or exceed
38 the minimum applicable standards set forth in this section.
39 6. "No Smoking" signs or the international "No Smoking"
40 symbol shall be clearly and conspicuously posted in every public
41 place and place of employment where smoking is prohibited by this
42 section. Each public place and place of employment where smoking
43 is prohibited shall post, at every entrance, a conspicuous sign clearly
44 stating that smoking is prohibited. All ashtrays and other smoking



1 paraphernalia shall be removed from any area where smoking is
2 prohibited.

3 7. Health authorities, police officers of cities or towns, sheriffs
4 and their deputies shall, within their respective jurisdictions, enforce
5 the provisions of this section and shall issue citations for violations
6 of this section pursuant to NRS 202.2492 and 202.24925.

7 8. No person or employer shall retaliate against an employee,
8 applicant or customer for exercising any rights afforded by, or
9 attempts to prosecute a violation of, this section.

10 9. For the purposes of this section, the following terms have
11 the following definitions:

12 (a) "Casino" means an entity that contains a building or large
13 room devoted to gambling games or wagering on a variety of
14 events. A casino must possess a nonrestricted gaming license as
15 described in NRS 463.0177 and typically uses the word 'casino' as
16 part of its proper name.

17 (b) "Child care facility" has the meaning ascribed to it in
18 NRS ~~432A.024.~~ 441A.030.

19 (c) "Completely enclosed area" means an area that is enclosed
20 on all sides by any combination of solid walls, windows or doors
21 that extend from the floor to the ceiling.

22 (d) "Government building" means any building or office space
23 owned or occupied by:

24 (1) Any component of the Nevada System of Higher
25 Education and used for any purpose related to the System;

26 (2) The State of Nevada and used for any public purpose; or

27 (3) Any county, city, school district or other political
28 subdivision of the State and used for any public purpose.

29 (e) "Health authority" has the meaning ascribed to it in
30 NRS 202.2485.

31 (f) "Incidental food service or sales" means the service of
32 prepackaged food items including, but not limited to, peanuts,
33 popcorn, chips, pretzels or any other incidental food items that are
34 exempt from food licensing requirements pursuant to subsection 2
35 of NRS 446.870.

36 (g) "Place of employment" means any enclosed area under the
37 control of a public or private employer which employees frequent
38 during the course of employment including, but not limited to, work
39 areas, restrooms, hallways, employee lounges, cafeterias, conference
40 and meeting rooms, lobbies and reception areas.

41 (h) "Public places" means any enclosed areas to which the
42 public is invited or in which the public is permitted.

43 (i) "Restaurant" means a business which gives or offers for sale
44 food, with or without alcoholic beverages, to the public, guests or



employees, as well as kitchens and catering facilities in which food is prepared on the premises for serving elsewhere.

(j) "Retail tobacco store" means a retail store utilized primarily for the sale of tobacco products and accessories and in which the sale of other products is merely incidental.

(k) "School building" means all buildings on the grounds of any public school described in NRS 388.020 and any private school as defined in NRS 394.103.

(l) "School property" means the grounds of any public school described in NRS 388.020 and any private school as defined in NRS 394.103.

(m) "Stand-alone bar, tavern or saloon" means an establishment devoted primarily to the sale of alcoholic beverages to be consumed on the premises, in which food service is incidental to its operation, and provided that smoke from such establishments does not infiltrate into areas where smoking is prohibited under the provisions of this section. In addition, a stand-alone bar, tavern or saloon must be housed in either:

(1) A physically independent building that does not share a common entryway or indoor area with a restaurant, public place or any other indoor workplaces where smoking is prohibited by this section; or

(2) A completely enclosed area of a larger structure, such as a strip mall or an airport, provided that indoor windows must remain shut at all times and doors must remain closed when not actively in use.

(n) "Video arcade" has the meaning ascribed to it in paragraph (d) of subsection 3 of NRS 453.3345.

10. Any statute or regulation inconsistent with this section is null and void.

11. The provisions of this section are severable. If any provision of this section or the application thereof is declared by a court of competent jurisdiction to be invalid or unconstitutional, such declaration shall not affect the validity of the section as a whole or any provision thereof other than the part declared to be invalid or unconstitutional.

Sec. 15. NRS 441A.030 is hereby amended to read as follows:

441A.030 1. "Child care facility" ~~has the meaning ascribed to it in NRS 432A.024.~~ **means:**

(a) An establishment operated and maintained for the purpose of furnishing care on a temporary or permanent basis, during the day or overnight, to five or more children under 18 years of age, if compensation is received for the care of any of those children;

(b) An on-site child care facility as defined in NRS 432A.0275;

(c) A child care institution as defined in NRS 432A.0245; or



(d) *An outdoor youth program as defined in NRS 432A.028.*

2. *“Child care facility” does not include:*

(a) *The home of a natural parent or guardian, foster home as defined in NRS 424.014 or maternity home;*

(b) *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; or*

(c) *A home in which a person provides care for the children of a friend or neighbor for not more than 4 weeks if the person who provides the care does not regularly engage in that activity.*

Sec. 16. NRS 444.065 is hereby amended to read as follows:

444.065 1. Except as otherwise provided in subsection 2, as used in NRS 444.065 to 444.120, inclusive, “public swimming pool” means any structure containing an artificial body of water that is intended to be used collectively by persons for swimming or bathing, regardless of whether a fee is charged for its use.

2. The term does not include any such structure at:

(a) A private residence if the structure is controlled by the owner or other authorized occupant of the residence and the use of the structure is limited to members of the family of the owner or authorized occupant of the residence or invited guests of the owner or authorized occupant of the residence.

(b) A family foster home as defined in NRS 424.013.

(c) A child care facility, as defined in NRS ~~432A.024,~~ **441A.030**, furnishing care to 12 children or less.

(d) Any other residence or facility as determined by the State Board of Health.

(e) Any location if the structure is a privately owned pool used by members of a private club or invited guests of the members.

Sec. 17. 1. There is hereby created the Interim Task Force on Out-of-School-Time Programs. The Task Force is composed of the following 12 members:

(a) A representative of the Bureau of Services for Child Care of the Division of Child and Family Services of the Department of Health and Human Services, appointed by the Administrator of the Division;

(b) A representative of local governmental agencies that provide public services for children, appointed by the Nevada Association of Counties or its successor organization;

(c) A representative of the Nevada System of Higher Education, appointed by the Board of Regents of the University of Nevada;

(d) A representative of the public schools in this State, appointed by the State Board of Education;



(e) A representative of a national nonprofit organization that provides services to children, appointed by the Legislative Commission;

(f) A representative of a nonprofit organization that is located in Nevada and provides services to children, appointed by the Legislative Commission;

(g) A representative of a nonprofit organization that is located in Nevada and provides support to an out-of-school-time program, appointed by the Legislative Commission;

(h) A representative of a private, for profit organization that is located in Nevada and provides services to children, appointed by the Legislative Commission;

(i) A representative of an agency that provides resources and referrals to out-of-school-time programs, appointed by the Legislative Commission;

(j) A representative of a faith-based organization that provides services to children, appointed by the Legislative Commission; and

(k) Two members who are parents of children in this State, appointed by the Legislative Commission.

2. The Administrator of the Division of Child and Family Services of the Department of Health and Human Services, the Nevada Association of Counties, the Board of Regents of the University of Nevada, the State Board of Education and the Legislative Commission shall appoint the members of the Task Force as soon as practicable after July 1, 2011. A vacancy on the Task Force must be filled in the same manner as the original appointment.

3. The Task Force shall meet on or before October 1, 2011, and at its first meeting the members of the Task Force shall elect a Chair from among the members. A majority of the members of the Task Force constitutes a quorum for the transaction of business, and a majority of those members present at any meeting is sufficient for any official action taken by the Task Force.

4. The Task Force shall meet at least once every 3 months and at the call of the Chair or a majority of the members of the Task Force.

5. Each member of the Task Force serves without compensation. Each member of the Task Force who is an officer or employee of the State or a local government must be relieved from his or her duties without loss of his or her regular compensation to prepare for and attend meetings of the Task Force and perform any work necessary to carry out the duties of the Task Force in the most timely manner practicable. A state agency or local government shall not require an officer or employee who is a member of the Task Force to make up the time the member is absent from work to carry



1 out his or her duties as a member and shall not require the member
2 to take annual vacation or compensatory time for the absence.

3 6. The Bureau of Services for Child Care of the Division of
4 Child and Family Services of the Department of Health and Human
5 Services shall provide administrative support to the Task Force and
6 may accept assistance from a nonprofit organization in providing
7 such support.

8 7. The Task Force shall:

9 (a) Prescribe standards for out-of-school-time programs;

10 (b) Make recommendations concerning out-of-school-time
11 programs and the implementation of the standards prescribed by the
12 Task Force, including, without limitation, recommendations for a
13 pilot program for the standards; and

14 (c) Make recommendations concerning whether out-of-school-
15 time programs should be licensed and regulated by the Bureau of
16 Services for Child Care.

17 8. The Task Force shall, on or before June 30, 2012, submit a
18 report to the Governor and to the Director of the Legislative Counsel
19 Bureau for transmittal to the 77th Session of the Nevada Legislature.
20 The report must include, without limitation:

21 (a) A full and detailed description of the standards for out-of-
22 school-time programs prescribed by the Task Force;

23 (b) Recommendations concerning the establishment of a pilot
24 program for the standards prescribed by the Task Force;

25 (c) Recommendations concerning whether out-of-school-time
26 programs should be licensed and regulated by the Bureau of
27 Services for Child Care; and

28 (d) Any other recommendations for legislation relating to out-
29 of-school-time programs.

30 9. An out-of-school-time program may register with the
31 Bureau of Services for Child Care or other entity designated by the
32 Bureau. By registering with the Bureau, the out-of-school-time
33 program agrees to comply with the standards established by the
34 Task Force and to participate in any pilot project established
35 pursuant to subsection 8.

36 10. As used in this section, "out-of-school-time program" has
37 the meaning ascribed to it in section 2 of this act.

38 **Sec. 18.** 1. This act becomes effective on July 1, 2011.

39 2. Section 17 of this act expires by limitation on June 30, 2013.

