

ORDINANCE NO. 1325

AN ORDINANCE TO AMEND TITLE II, CHAPTER 5 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, PROVIDING FOR THE PROPER CURRENT OFFICE OR OFFICER DESIGNATIONS, AND TO CLARIFY THE APPLICATION OF SAID TITLE AND CHAPTER; BY AMENDING SECTION 12 OF SAID TITLE AND CHAPTER BY ADDING THERETO A NEW SUBSECTION TO BE DESIGNATED SUBSECTION (L), PROVIDING REGULATIONS FOR ANY CHILD CARE FACILITY THAT PROVIDES TRANSPORTATION FOR CHILDREN AS A PART OF ITS SERVICES; PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS DOES ORDAIN AS FOLLOWS:

SECTION 1. Title II, Chapter 5, Section 3 of the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, is hereby amended to read as follows:

2-5-3: BOARD TO ADOPT RULES: There shall be a Board to be designated as the Child Welfare Board of the City, which shall prepare rules, regulations and standards for the administration of child care facilities and recommend the same for adoption by the Board of City Commissioners in the manner prescribed for the adoption of ordinances.

The Child Welfare Board of the City shall consist of seven (7) members, who shall be selected from the residents of the City, with special care given to the selection of persons from different types of organizations. Each member shall be appointed for a term of three (3) years by the Board of Commissioners. The members of the existing Child Welfare Board shall continue in office for the unexpired term of their respective appointments. Four (4) members shall constitute a quorum of said Board at any meeting, and a majority of those present and voting at any such meeting may take official action on any matter presented to said Board.

The Child Nursery Officer shall serve as secretary of the Child Welfare Board.

The Board shall meet at least once a month for the purpose of approving or disapproving applications for licenses for child care facilities, and for the purpose of considering all other matters relating to the administration and enforcement of this Chapter. The Board, or any member thereof, or the Child Nursery Officer, shall have the authority to enter upon the premises of any child care facility at any time for the purpose of inspection or investigation.

SECTION 2. Title II, Chapter 5, Section 4 of the Municipal Code is hereby amended to read as follows:

2-5-4: APPLICATION FOR A LICENSE:

(A) Except as otherwise provided in this Chapter, no person, institution or agency shall provide care and supervision for one (1) or more children under sixteen (16) years of age in lieu of care and supervision ordinarily provided by parents in their own homes, for the whole or any part of a day or night, with or without charge, without having a valid unrevoked license, issued pursuant to the provisions of this Chapter. This Chapter shall not be construed to apply to care given to children in their own homes, or to legal guardians or relatives, care or supervision given in any institution of the State of Nevada, or its political subdivisions or the occasional care of a neighbor's or a friend's children, for a period not to exceed four (4) weeks, with or without compensation, when such person does not regularly engage in such activity, or where parents on a mutually cooperative basis exchange care of one another's children, or care given to children on church premises while their parents are attending religious services.

(B) Every person, institution or agency required to be licensed under this Chapter shall make application to the Child Nursery Office of the City. The application must be made in person and all necessary forms completely filled out. The application shall be filed at least thirty (30) days prior to the next regularly scheduled meeting of the Child Welfare Board in order for the various departments of the City to make a complete investigation and report to the Child Welfare Board. Proper application forms will be furnished by the City. Each application shall specify the type of facility, hours of operation, and the ages and number of children for whom care will be provided.

(C) Every person applying for a license under this Chapter shall pay an investigation fee of Five (\$5.00) Dollars to the City at the time of application. The investigation fee shall not be

returned to the applicant, whether or not a license is issued.

(D) No license shall be issued for child care at any premises which permits adult roomers; provided, however, that this limitation shall not apply if the adult roomers are related to the child, or children, as parent and child and if the care provided for the children is a convenience for the adult roomers; and provided, further, that not more than two (2) adults roomers may be cared for in such a licensed child care facility.

SECTION 3. Title II, Chapter 5, Section 5 of said Municipal Code is hereby amended to read as follows:

2-5-5: APPROVAL OF LICENSE: All original applications for a license must be acted upon by the Child Welfare Board within sixty (60) days and either be approved or disapproved; provided, that said period may be extended for not to exceed an additional sixty (60) days if reports required from departments of the City have not been received by the Board. In the event said application is approved, the Secretary of the Board shall so certify thereon and shall notify the applicant of such approval. Such applicant may thereafter file the application with the License and Revenue Department and deposit the fees hereinafter provided. The Director of License and Revenue shall thereafter submit said application to the Board of Commissioners of the City at its next regular meeting for its approval, and shall issue the appropriate license, if granted by said Board.

If said application is disapproved by the Child Welfare Board, the Secretary of the Board shall so certify thereon and shall notify the applicant in writing of such disapproval. The applicant may, not later than fifteen (15) days after the date of such notice, appeal the decision of the Child Welfare Board to the Board of Commissioners by a written request for review, whereupon the Commission shall either grant or deny such application.

All reports of any department of the City concerning original applications and any renewal applications shall be filed with the Child Nursery Officer of the City, who shall cooperate with the Child Welfare Board under the direction of the Manager or such department head as he may designate.

SECTION 4. Title II, Chapter 5, Section 8 of said Municipal Code is hereby amended to read as follows:

2-5-8: EXPIRATION OF LICENSE; RENEWAL; NONTRANSFERABLE:

(A) Each license for a child care facility issued by the City shall expire annually. The annual period referred to shall be from November 1 of each year to and including October 31 of the following year. The full annual license fee shall be paid regardless of the date of issue. An application for the renewal of a license for the ensuing year must be filed with the Child Welfare Board not more than sixty (60) days nor less than thirty (30) days, prior to the expiration date of the license in each year. Renewal applications shall be approved or disapproved by said Board prior to the expiration of an existing license. The Child Welfare Board may waive any or all requirements of investigation and reports by City departments with respect to any renewal application. If such renewal application is approved, the Secretary of said Board shall certify its approval on any such application and the same may then be filed, together with necessary fees, with the License and Revenue Department of the City, which shall thereupon issue the appropriate license. In the event any renewal application is disapproved by said Board, notice thereof shall be given to the applicant in writing and such applicant shall thereupon have the same right of appeal to and review by the Board of Commissioners as is provided in Section 5 hereof concerning original applications.

(B) Licenses for child care facilities shall not be transferable to any other licensee or location. The removal of the child care facility to a location other than that for which the license is issued, or the substitution of another person for the original applicant or the person directly in charge of said child care facility, or the addition to, or major alteration of, the premises for which the license was issued, or substantial change in the facilities used in connection with such license, without the prior approval of the Child Welfare Board, whether or not building permits have been issued therefor, shall automatically void the license. Any and all such changes or additions or alterations may be considered by the Board with any renewal application, or at any other time when deemed necessary by the Board, and the number of children authorized by such license may be increased, or decreased, in the discretion of the Board, subject to the right of review by the Board of Commissioners of the City upon written request, in the manner provided for original or renewal applications.

SECTION 5. Title II, Chapter 5, Section 9, Subsection (B) of said Municipal Code is hereby amended to read as follows:

2-5-9:(B) In addition to the annual license fee, a Child Nursery, Commercial Nursery, Nursery School and a Church Nursery shall be required to have and maintain in full force and effect at all times during each license period, a policy of liability insurance covering personal injuries with limits of Ten Thousand (\$10,000.00) Dollars for each accident, occurrence or injury. A copy of said policy shall be deposited with the License and Revenue Department before issuance of the license or any renewal thereof.

SECTION 6. Title II, Chapter 5, Section 10, Subsection (EE) of said Municipal Code is hereby amended to read as follows:

2-5-10(EE): Health Records: Every child care facility shall maintain health records for each child on forms provided by the License and Revenue Department, which shall be in addition to the records

required by Subsection (II) hereof, and shall include the pre-admission physician's recommendation against immunization (if any), the pre-admission health history, information on illnesses while enrolled in the facility, details on accidents or injuries to the child in the facility, and details on any first aid or emergency medical attention given; provided, however, that this Section shall not apply to abandoned, dependent or neglected children who are placed in the facility by the Nevada State Welfare Department.

In all cases of accidents or injuries, or illnesses requiring emergency medical attention, the person in charge of the facility shall promptly notify the parents, or persons placing the child in such facility, or persons designated in Subsection (II) 3 hereof and shall provide emergency medical care as directed, or as authorized by Subsection (II) 4 hereof. In cases of accidents, injuries or illnesses requiring emergency medical attention, the facility shall notify the Child Nursery Officer within twenty-four (24) hours.

Exception: For children whose parents adhere to a religious faith practicing healing by prayer, or other spiritual means, the facility shall obtain a signed statement that no medical care is to be provided, and any accidents, injuries or illnesses affecting such children which are of an emergency nature shall be reported immediately to the Child Nursery Officer, or any member of the Child Welfare Board.

SECTION 7. Title II, Chapter 5, Section 10, Subsection (HH) of said Municipal Code is hereby amended to read as follows:

2-5-10(HH): Isolation and Removal of Children: Every child care facility shall have and maintain an isolation room in which a child who becomes ill may be cared for until he can be removed. Such room shall not be used by other children while a sick child is

being cared for in the room, and during such period isolation of such child shall be maintained, and no other children or unauthorized person shall be allowed to enter the room. A child who is ill may be kept in the facility in such room only until his parents or guardian, or a person designated pursuant to Subsection (II) 3 hereof, or the operator of the child care facility, or the Child Nursery Officer (as hereinafter authorized), removes such child from the facility; provided, however, that a child who is receiving twenty-four (24) hour care in:

1. A Family Care Home or a Child Nursery, and who has become ill and has been confined to such isolation need not be removed from such room or the facilities; provided, further, that until such time as an attending physician certifies in writing that the child is free from any contagious or communicable disease, such child shall be confined in such isolation room and no additional children shall be admitted to such facility; or

2. A Commercial Nursery, and who has become ill and has been confined to such isolation room need not be removed from such room or the facility if an attending physician certifies in writing that the child is free from any contagious or communicable disease. In such event isolation shall not be required.

It shall be the duty of the licensee, or other person in charge, of every child care facility to immediately notify the parents, or persons placing the child in such facility, or persons designated pursuant to Subsection (II) 3 hereof, of any symptoms of illness of a child, and to request that such child be removed as soon as possible.

In the event the parents, or persons placing a child in the facility, or persons designated pursuant to Subsection (II) 3 hereof, cannot be immediately contacted, or if they refuse, after notification of illness and request for removal, to remove a child who has become ill, the licensee or other person in charge of the facility shall immediately notify the Child Nursery Officer or any member

of the Child Welfare Board, stating the nature of the illness and the diagnosis of the attending physician, if any.

If the diagnosis of an attending physician or the nature of the illness indicates a communicable or contagious disease, any child so affected must in all events be removed from the isolation room and the premises of the child care facility within not more than twelve (12) hours after the licensee, or other person in charge of the facility, has acquired knowledge of such illness and given the required notification. In the event the parents, or persons placing such child in such facility, or persons designated pursuant to Subsection (II) 3 hereof, cannot be contacted immediately for notification, or shall fail or refuse to remove a child affected with a communicable or contagious disease within twelve (12) hours after notification of illness and request for removal of the child, the Child Nursery Officer shall be authorized to remove such child from the isolation room and the premises of the child care facility, without the permission of the parents or persons placing such child in the facility, or persons designated in Subsection (II) 3 hereof; provided, however, that such removal can be made only if the attending physician approves of such removal. In such event, the child shall be placed in the Southern Nevada Memorial Hospital or such other location as may be approved by the attending physician for treatment, and all persons having any parental or custodial rights shall be deemed to have consented to such removal and treatment. All costs and expenses connected with the examination, diagnosis, removal and treatment shall be paid by the parents or guardian or other persons placing such child in the child care facility. The admission forms of the child care facility shall contain appropriate language, notifying all persons of such consent to removal and liability for failure or refusal to remove a child affected with a contagious or communicable disease. If the attending physician

refuses to give approval for the removal of a child for reasons of health, such removal shall be made as soon thereafter as approval is given, and during the period, isolation of the child shall be maintained.

SECTION 8. Title II, Chapter 5, Section 12, Subsection (B) of said Municipal Code is hereby amended to read as follows:

2-5-12 (B): There shall be a Director, or similarly designated adult in charge, who shall have the responsibility for the administration of the child care facility. The Director or adult in charge should be a professionally trained person with educational background and training in one of the professional fields relating to child care and parent education, or similar experience in care and training of groups of children. The Director of a Commercial Nursery shall have completed a high school education and have had either one year's study as a nursery school teacher or two years' training in nursery field work.

The Child Welfare Board shall in its discretion make the determination as to whether the minimum standards of the foregoing subsection have been met. The Child Nursery Officer shall have authority to grant tentative approval as to the qualifications of applicants for the position of "Director," such approval, however, must be affirmed or denied by the Child Welfare Board at the subsequent meeting.

SECTION 9. Title II, Chapter 5, Section 12, Subsection (C) of said Municipal Code is hereby amended to read as follows:

2-5-12 (C): Number of Staff: There must be capable adults of a sufficient number to assure constant and adequate supervision of the children. In facilities caring for less than ten (10) children, there shall be at least one (1) adult in charge at all times that such facility is being operated. In facilities caring for ten (10) to fifteen (15) children there shall be a minimum of two (2) adults, one (1) of whom shall be in charge, and both of whom shall be engaged in supervision at all times that such facility is being operated. In facilities caring

for sixteen (16) or more children there shall be a minimum of one (1) adult for each fifteen (15) children engaged in a supervisory capacity, exclusive of cooks and housekeepers.

Every nursery operator shall notify the Child Nursery Officer in writing within twenty-four (24) hours of any change in personnel of the nursery.

SECTION 10. Title II, Chapter 5, Section 12, Subsection (G) of said Municipal Code is hereby amended to read as follows:

2-5-12 (G): Fire Protection: Every room shall have access to at least two (2) approved means of exit from the building without passing through intervening rooms, other than corridors or lobbies. This shall not apply to a family care home with ten (10) or less total occupants.

No exit door from a child-occupied room to a hallway, or to the outside, shall be equipped with a lock, latch, bolt or other fastening device which will allow for locking such door against opening free within, or which will require a second motion to open for exit purposes.

Fire drills shall be conducted not less than once each month under the direct supervision of the Fire Prevention Bureau in each commercial nursery, church nursery and/or nursery school. An adequate and/or suitable warning system or device approved by the Fire Prevention Bureau shall be installed for use in fire drill purposes in each of the aforementioned child care facilities. In addition to monthly fire drills supervised by the Fire Prevention Bureau, the owner and/or operator of each commercial nursery, church nursery and/or nursery school shall conduct weekly fire drills, maintaining a record of such fire drills subject to the inspection of the Fire Prevention Bureau.

Owners and/or operators of family care homes, child nurseries and church nurseries having a total occupant load of ten (10) or less need not conduct the weekly fire drills, but shall prepare and maintain a fire evacuation plan of the premises;

such fire and evacuation plan shall be subject to the approval of the Fire Prevention Bureau.

SECTION 11. Title II, Chapter 5, Section 12 of the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, is hereby amended by adding the following subsection to be designated subsection (L):

2-5-12 (L): TRANSPORTATION:

Any child care facility that provides transportation as part of its total program of services, or as a separate service for which a fee is charged, shall meet all of the usual and necessary requirements of a transportation service of this type, including:

1. The driver shall be at least twenty-one (21) years of age and shall possess a valid driver's license issued by the State of Nevada; the driver shall further have a valid health card issued by the Clark County Health Department and a valid work permit issued by the Las Vegas Police Department; and the driver shall be capable and responsible for the discipline of children; provided, that uncontrollable or unruly children may be denied transportation.

2. The vehicle used for transportation shall be covered by adequate passenger liability insurance for passengers transported for hire.

3. The vehicle used for transportation shall be in safe operating condition.

4. All loading and unloading shall be done from the right side of the vehicle, next to the curb on the side of the block on which the child lives, unless loading or unloading takes place in a driveway off the street. The driver shall wait until the child is received by the parent or guardian, or until the child enters the door of his residence.

5. No child shall be left unattended in a vehicle.

SECTION 12. Title II, Chapter 5, Section 14, Subsection (D) of said Municipal Code is hereby amended to read as follows:

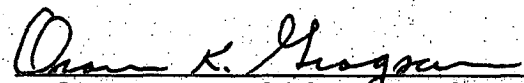
2-5-14 (D): That the Child Nursery Officer be notified in writing before the commencement of the child care operation.

SECTION 13. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine of not more than \$500.00 and/or imprisonment in the City Jail for not more than six (6) months, or any combination of such fine and imprisonment. Every day of such violation shall constitute a separate offense.

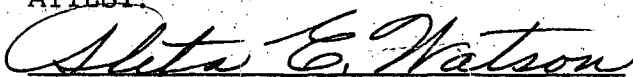
SECTION 14. All ordinances or parts of ordinances, sections, subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, in conflict herewith are hereby repealed.

PASSED, ADOPTED AND APPROVED this 20th day of March, 1968.

APPROVED:


ORAN K. GRAGSON, MAYOR

ATTEST:

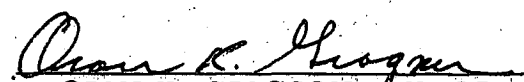

~~Edwina M. Cole, City Clerk~~
Assistant City Clerk

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 6th day of March, 1968, and referred to the following committee composed of Commissioners Howery and Mirabelli for recommendation; thereafter the said committee reported favorably on said ordinance on the 20th day of March, 1968, which was a regular meeting of said Board; that at said regular meeting the proposed ordinance was read by title to the Board of Commissioners as first introduced and adopted by the following vote:

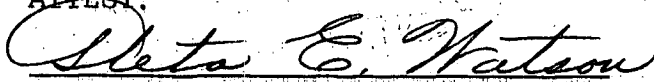
VOTING "AYE": Commissioners Howery, Corey, Stewart, Mirabelli and Mayor Gragson

VOTING "NAY": None ABSENT: None

APPROVED:


ORAN K. GRAGSON, MAYOR

ATTEST:


~~Edwina M. Cole, City Clerk~~
Assistant City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, }
COUNTY OF CLARK } ss.

ROBERT E. HUNTER, being first duly sworn,

FOREMAN

deposes and says: That he is _____ of the
LAS VEGAS SUN, a daily newspaper of general circulation, printed and published
at Las Vegas, in the County of Clark, State of Nevada, and that the attached was
continuously published in said newspaper for a period of

TWO PUBLICATIONS

from **MARCH 23, 1968** to **MARCH 30, 1968**

inclusive, being the issues of said newspaper for the following dates, to-wit:

m MARCH 23, 30, 1968

That said newspaper was regularly issued and circulated on each of the dates
above named.

Signed

Robert E. Hunter

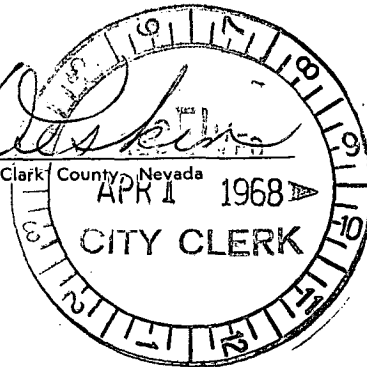
Subscribed and sworn to before me this **30th**
day of **MARCH, 1968**

Ruthe V. Deskin

Notary Public in and for Clark County, Nevada



RUTHE V. DESKIN
Notary Public — State of Nevada
My Commission Expires April 14, 1969



ORDINANCE NO. 1325
AN ORDINANCE TO AMEND TITLE II, CHAPTER 5 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, PROVIDING FOR THE PROPER CURRENT OFFICE OR OFFICER DESIGNATIONS, AND TO CLARIFY THE APPLICATION OF SAID TITLE AND CHAPTER, BY AMENDING SECTION 12 OF SAID TITLE AND CHAPTER BY ADDING THERETO A NEW SUBSECTION TO BE DESIGNATED SUBSECTION (L), PROVIDING REGULATIONS FOR ANY CHILD CARE FACILITY THAT PROVIDES TRANSPORTATION FOR CHILDREN AS A PART OF ITS SERVICE; PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

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BOARD TO ADOPT RULES: There shall be a Board to be designated as the Child Welfare Board of the City, which shall prepare rules, regulations and standards for the administration of child care facilities and recommend the same for adoption by the Board of City Commissioners in the manner prescribed for the adoption of ordinances.

The Child Welfare Board of the City shall consist of seven (7) members, who shall be selected from the residents of the City, with special care given to the selection of persons from different types of organizations. Each member shall be appointed for a term of three (3) years by the Board of Commissioners. The members of the existing Child Welfare Board shall continue in office for the unexpired term of their respective appointments. Four (4) members shall constitute a quorum of said Board at any meeting, and a majority of those present and voting at any such meeting may take official action on any matter presented to said Board.

The Child Nursery Officer shall serve as secretary of the Child Welfare Board. once a month for the purpose of approving or disapproving applications for licenses for child care facilities, and for the purpose of considering all other matters relating to the administration and enforcement of this Chapter. The Board, or any member thereof, or the Child Nursery Officer, shall have the authority to enter upon the premises of any child care facility at any time for the purpose of inspection or investigation.

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2-5-4:

APPLICATION FOR A LICENSE:

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nor less than thirty (30) days, prior to the expiration date of the license. In each year, Renewal applications shall be approved or disapproved by said Board prior to the expiration of an existing license. The Child Welfare Board may waive any or all requirements of investigation and reports by City departments with respect to any renewal application. If such renewal application is approved, the Secretary of said Board shall certify its approval on any such application and the same may then be filed, together with necessary fees, with the License and Revenue Department of the City, which shall thereupon issue the appropriate license. In the event any renewal application is disapproved by said Board, notice thereof shall be given to the applicant in writing and such applicant shall thereupon have the same right of appeal to and review by the Board of Commissioners as is provided in Section 5 hereof concerning original applications.

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In all cases of accidents or injuries, or illnesses requiring emergency medical attention, the person in charge of the facility shall promptly notify the parents, or persons placing the child in such facility, or persons designated in Subsection (II), 3 hereof and shall provide emergency medical care as directed, or as authorized by Subsection (II) 4 hereof. In case of accidents, injuries or illnesses requiring emergency medical attention, the facility shall notify the Child Nursery Officer within twenty-four (24) hours.

Exception: For children whose parents adhere to a religious faith practicing healing by prayer, or other spiritual means, the facility shall obtain a signed statement that no medical care is to be provided, and any accidents, injuries or illnesses affecting such children which are of an emergency nature shall be reported immediately to the Child Nursery Officer, or any member of the Child Welfare Board.

SECTION 7, Title II, Chapter 5, Section 10, Subsection (HH) of said Municipal Code is hereby amended to read as follows:

2-5-10 (HH): Isolation and Removal of Children: Every child care facility shall have and maintain an isolation room in which a child who becomes ill may be cared for until he can be removed. Such room shall not be used by other children while a sick child is being cared for in the room, and during such period isolation of such child shall be maintained, and no other children or unauthorized person shall be allowed to enter the room. A child who is ill may be kept in the facility in such room only until his parents or guardian, or a person designated pursuant to Subsection (II) 3 hereof, or the operator of the child care facility, or the Child Nursery Officer (as hereinafter authorized), removes such child from the facility; provided, however, that a child who is receiving twenty-four (24) hour care in:

1. A Family Care Home or a Child Nursery, and who has become ill and has been confined in such isolation need not be removed from such room of the facilities; provided, further, that until such time as an attending physician certifies in writing that the child is free from any contagious or communicable disease, such child shall be confined in such isolation room and no additional children shall be admitted to such facility; or

2. A Commercial Nursery, and who has become ill and has been confined to such isolation room need not be removed from such room or the facility if an attending physician certifies in writing that the child is free from any contagious or communicable disease. In such event isolation shall not be required.

It shall be the duty of the licensee, or other person in charge, of every child care facility to immediately notify the parents, or persons placing the child in such facility, or persons designated pursuant to Subsection (II) 3 hereof, of any symptoms of illness of a child, and to request that such child be removed as soon as possible.

In the event the parents, or persons placing a child in the facility, or persons designated pursuant to Subsection (II) 3 hereof, cannot be immediately contacted, or if they refuse, after notification of illness and request for removal, to remove a child who has become ill, the licensee or other person in charge of the facility shall immediately notify the Child Nursery Officer or any member of the Child Welfare Board, stating the nature of the illness and the diagnosis of the attending physician, if any.

If the diagnosis of an attending physician or the nature of the illness indicates a communicable or contagious disease, any child so affected must in all events be removed from the isolation room and the premises of the child care facility within not more than twelve (12) hours after the licensee, or other person in charge of the facility, has acquired knowledge of such illness and given the required notification. In the event the parents, or persons placing such child in such facility, or persons designated, pursuant to Subsection (II)

3 hereof, cannot be contacted immediately for notification, or shall fail or refuse to remove a child affected with a communicable or contagious disease within twelve (12) hours after notification of illness and request for removal of the child, the Child Nursery Officer shall be authorized to remove such child from the isolation room and the premises of the child care facility, without the permission of the parents or persons placing such child in the facility, or persons designated in Subsection (II) 3 hereof; provided, however, that such removal can be made only if the attending physician approves of such removal. In such event, the child shall be placed in the Southern Nevada Memorial Hospital or such other location as may be approved by the attending physician for treatment, and all persons having any parental or custodial rights shall be deemed to have consented

to such removal and treatment. All costs and expenses connected with the examination, diagnosis, removal and treatment shall be paid by the parents or guardian or other persons placing such child in the child care facility. The admission forms of the child care facility shall contain appropriate language, notifying all persons of such consent to removal and liability for failure or refusal to remove a child affected with a contagious or communicable disease. If the attending physician refuses to give approval for the removal of a child for reasons of health, such removal shall be made as soon thereafter as approval is given, and during the period, isolation of the child shall be maintained.

SECTION 8, Title II, Chapter 5, Section 12, Subsection (B) of said Municipal Code is hereby amended to read as follows:

2-5-12 (B): There shall be a Director, or similarly designated adult in charge who shall have the responsibility for the administration of the child care facility. The director or adult in charge should be a professionally trained person with educational background and training in one of the professional fields relating to child care and parent education, or similar experience in care and training of groups of children. The Director of a Commercial Nursery shall have completed a high school education and have had either one year's study as a nursery school teacher or two years' training in nursery field work.

The Child Welfare Board shall in its discretion make the determination as to whether the minimum standards of the foregoing subsection have been met. The Child Nursery Officer shall have authority to grant tentative approval as to the qualifications of applicants for the position of "Director," such approval, however, must be affirmed or denied by the Child Welfare Board at the subsequent meeting.

SECTION 9, Title II, Chapter 5, Section 12, Subsection (C) of said Municipal Code is hereby amended to read as follows:

2-5-15 (C): Number of Staff: There must be capable adults of a sufficient number to assure constant and adequate supervision of the children. In facilities caring for less than ten (10) children, there shall be at least one (1) adult in charge at all times that such facility is being operated. In facilities caring for ten (10) to fifteen (15) children there shall be a minimum of two (2) adults, one (1) of whom shall be in charge, and both of whom shall be engaged in supervision at all times that such facility is being operated. In facilities caring for sixteen (16) or more children there shall be a minimum of one (1) adult for each fifteen (15) children engaged in a supervisory capacity, exclusive of cooks and housekeepers.

Every nursery operator shall notify the Child Nursery Officer in writing within twenty-four (24) hours of any change in personnel of the nursery.

SECTION 10, Title II, Chapter 5, Section 12, Subsection (G) of said Municipal Code is hereby amended to read as follows:

2-5-12 (G): Fire Protection: Every room shall have access to at least two (2) approved means of exit from the building without passing through intervening rooms, other than corridors or lobbies. This shall not apply to a family care home with ten (10) or less total occupants.

No exit door from a child-occupied room to a hallway, or to the outside, shall be equipped with a lock, latch, bolt or other fastening device which will allow for locking such door against opening free within, or which will require a second motion to open for exit purposes.

Fire drills shall be conducted not less than once each month under the direct supervision of the Fire Prevention Bureau. In each commercial nursery, church nursery and/or nursery school, an adequate and/or suitable warning system or device approved by the Fire Prevention Bureau shall be installed for use in fire drill purposes in each of the aforementioned child care facilities. In addition to monthly fire drills supervised by the Fire Prevention Bureau, the owner and/or operator of each commercial nursery, church nursery and/or nursery school shall conduct weekly fire drills, maintaining a record of such fire drills subject to the inspection of the Fire Prevention Bureau.

Owners and/or operators of family care homes, child nurseries and church nurseries having a total occupant load of ten (10) or less need not conduct the weekly fire drills, but shall prepare and maintain a fire evacuation plan of the premises; such fire and evacuation plan shall be subject to the approval of the Fire Prevention Bureau.

SECTION 11, Title II, Chapter 5, Section 12 of the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, is hereby amended by adding the following subsection to be designated subsection (L):

2-5-12 (L): TRANSPORTATION: Any child care facility that provides transportation as part of its total program of services, or as a separate service for which a fee is charged, shall meet all of the usual and necessary requirements of a transportation service of this type, including:

1. The driver shall be at least twenty-one (21) years of age and shall possess a valid driver's license issued by the State of Nevada; the driver shall further have a valid health card issued by the Clark County Health Department and a valid work permit issued by the Las Vegas Police Department; and the driver shall be capable and responsible for the discipline of children; provided, that uncontrollable or unruly children may be denied transportation.

2. The vehicle used for transportation shall be covered by adequate passenger liability insurance for passengers transported for hire.

3. The vehicle used for transportation shall be in safe operating condition.

4. All loading and unloading shall be done from the right side of the vehicle, next to the curb on the side of the block on which the child lives, unless loading or unloading takes place in a driveway off the street. The driver shall wait until the child is received by the parents or guardian, or until the child enters the door of his residence.

5. No child shall be left unattended in a vehicle.

SECTION 12, Title II, Chapter 5, Section 14, Subsection (D) of said Municipal Code is hereby amended to read as follows:

2-5-14 (D): That the Child Nursery Officer be notified in writing before the commencement of the child care operation.

SECTION 13. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine of not more than \$500.00 and/or imprisonment in the City Jail for not more than six (6) months, or any combination of such fine and imprisonment. Every day of such violation shall constitute a separate offense.

SECTION 14. All ordinances or parts of ordinances, sections, subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, in conflict herewith are hereby repealed.

PASSED, ADOPTED AND APPROVED this 20th day of March, 1968.

APPROVED:
/s/ Oran K. Gragson
ORAN K. GRAGSON, MAYOR

ATTEST:
/s/ Aleto E. Watson
Assistant City Clerk

The above and foregoing ordinance was first proposed and read by title to the Board of Commissioners on the 6th day of March, 1968, and referred to the following committee composed of Commissioners Hawery and Mirabelli for recommendation; thereafter the said committee reported favorably on said ordinance on the 20th day of March, 1968, which was a regular meeting of said Board; that at said regular meeting the proposed ordinance was read by title to the Board of Commissioners as first introduced and adopted by the following vote:

VOTING "AYE": Commissioners Hawery, Corey, Stewart, Mirabelli and Mayor Gragson

VOTING "NAY": None ABSENT: None

APPROVED:
/s/ Oran K. Gragson
ORAN K. GRAGSON, MAYOR

ATTEST:
/s/ Aleto E. Watson
Assistant City Clerk
Pub: Mar. 23, 30, 1968