

CERTIFIED MAIL

September 2, 2009

IMPORTANT NOTICE – PLEASE READ CAREFULLY

Dear Director:

On May 22, 2009, Governor Gibbons signed into law Assembly Bill (AB) 20. AB 20 requires an applicant for a license to operate a home for individual residential care to comply with certain provisions concerning the criminal history of the licensee or applicant and any employee or independent contractor working in the home. In addition, AB 20 requires homes for individual care to file a surety bond with the Administrator of the Health Division of the Department of Health and Human Services or deposit with a bank or trust company certain obligations as a substitute for the surety bond. This new statute becomes effective on January 1, 2010. After receiving this notice, it is imperative that you do the following:

- Establish an account with the Department of Public Safety as soon as possible so that a fingerprint-based criminal history background check can be conducted on each licensee or applicant and any employee or independent contractor working in the home per Nevada Revised Statutes (NRS) 449.176. NRS 449.176 also requires individuals to sign a statement indicating they have not been convicted of any crimes listed in NRS 449.188. For more information, please refer to the following link: http://health.nv.gov/HCOQC_CriminalHistory.htm#1. Beginning January 1, 2010, surveyors will be requesting copies of fingerprints, State and Federal background check investigations and signed criminal history statements to review during licensure inspections.
- File a surety bond or make other substitute arrangements as soon as possible to meet this obligation. Please refer to the attached documents for further guidance. This information will be required for your 2010 renewal process.

If you have any questions concerning the instructions contained in this letter please contact our office at (775) 687-4475.

Sincerely,

Patricia Chambers, RN, Health Facilities Surveyor III
For Marla McDade Williams, MPA, Bureau Chief

Enclosures: 10 Pages Assembly Bill 20
1 Page Form Indicating Compliance with NRS 449.176 to NRS 449.188
1 Page Contact Information for Nevada Department of Public Safety
1 Page Sample Criminal History Statement and 2 Pages Surety Bond Information