

CHAPTER 45

PUBLIC WELFARE

Definitions

45.010 Definitions.

Washoe County Department of
Social Services

- 45.020 Department of social services: Creation; composition.
45.030 Advisory board; membership; appointment; qualifications;
terms; compensation.
45.035 Advisory board: Unlawful disclosure of information.
45.040 Director: Appointment; salary; duties.
45.045 Regulations, guidelines and standards.
45.050 Health care assistance program.
45.055 Eligibility for health care assistance program.
45.060 Health care available.
45.065 Emergency medical treatment.
45.070 Burial or cremation.
45.075 Responsible relatives.
45.080 Assistance reimbursement.
45.085 Liens.
45.090 General assistance to indigent persons or vouchers to
vendors.
45.095 Department designated as child care licensing agency.
45.096 License for child care; license as privilege.
45.100 Penalties.
45.105 Misdemeanor citation authority.
45.110 Department designated as child welfare services agency.
45.111 Department designated licensing authority for foster
care; investigation and fees.
45.112 Fees for adoption services; standards for setting fees.
45.113 Fingerprinting prospective adoptive parents; department
paying fee for special needs children.
45.115 Confidentiality.
45.120 Denial of application for assistance and appeal.
45.125 Misrepresentation.

Child Care Licensing

- 45.300 Definitions.
- 45.305 "Child care facility employee" defined.
- 45.307 "Internal review board" defined.
- 45.310 "Sexual offense" defined.
- 45.315 "Temporary work permit" defined.
- 45.320 "Work permit" defined.
- 45.325 Fingerprints and background information required.
- 45.330 Work permit as condition of employment.
- 45.335 Application; service charge.
- 45.340 Copy of application to county social services department; issuance of temporary work permit.
- 45.345 Issuance, denial of work permit if no objection.
- 45.350 Objection by county social services department; denial by sheriff; hearing.
- 45.355 Expiration of work permit; changing employment.
- 45.360 Grounds for refusal to issue or to revoke work permit.
- 45.365 Appeal of denial or revocation.
- 45.366 Internal review board appeal.
- 45.370 Hearing on appeal; decision of county commissioners.
- 45.375 Judicial review.
- 45.380 Confidentiality of records.
- 45.385 Penalties.

Washoe County Department of Senior Services

- 45.400 Washoe County department of senior services; creation.
- 45.410 Director: Position created; powers and duties.
- 45.415 Advisory board; membership; appointment; qualifications; terms; compensation.
- 45.420 Advisory board: Unlawful disclosure of information.
- 45.425 Advisory board: Role.
- 45.430 Adult day health services/daybreak program.
- 45.435 Homemaker program.
- 45.440 Legal program.
- 45.445 Nutrition program.
- 45.450 Representative payee program.
- 45.455 Social services program.
- 45.460 Wellness program.
- 45.465 Eligibility for senior services.
- 45.470 Facilities management.
- 45.475 Regulations, guidelines and standards.
- 45.485 Appeal of director decision.
- 45.490 Appeal to board of county commissioners.

Definitions

45.010 Definitions. As used in section 45.010 to 45.385, inclusive, unless the context otherwise requires:

1. "Advisory board" means the board created by the county commissioners of Washoe County to advise the Washoe County department of social services.

2. "Department" means the Washoe County department of social services.

3. "Director" means the director of the department.

4. "Child care" means child care for two or more children, if care for any of those children is for compensation.

5. "HCAP" means health care assistance program.

['1, Art. 2, Ord. No. 68; A Ord. Nos. 576, 630, 747, 888, 918]

Washoe County Department of Social Services

45.020 Department of social services: Creation; composition.

1. There is hereby created the Washoe County department of social services.

2. The department consists of:

(a) The duly appointed director;

(b) The advisory board;

(c) Authorized officers, agents and employees of the department.

['1, Art. 1, Ord. No. 68; A Ord. Nos. 576, 747]

45.030 Advisory board; membership; appointment; qualifications; terms; compensation.

1. There is hereby created the Washoe County Department of Social Services Citizens Advisory Board.

2. The advisory board shall consist of twelve members, one member from each of the following groups: court appointed special advocates, children=s mental health, domestic violence service agencies, local juvenile probation services, parent advocate, former participant in the child welfare system, Washoe County School District, substance abuse services agencies, an attorney representing parents, an attorney representing children, a representative from an agency serving low income individuals, and a representative of an agency who advocates for health care for low income families.

3. Members of the advisory board shall serve 3-year terms, expiring on the first Monday in January of their respective terms; however, following enactment of this subsection, the advisory board members shall draw lots, with 4 lots representing a term expiring in January 2009, 4 lots representing a term expiring in January 2010 and 4 lots representing a term expiring January 2011.

4. Advisory board members shall be appointed by the board of county commissioners and shall serve at the pleasure of the board of county commissioners during their respective terms.

5. The members of the advisory board shall select from among their members a chairman who shall act as presiding officer at meetings of the board and a vice-chairman who shall act in the absence or disability of the chairman. The term of all officers shall be one year.

6. Meetings of the advisory board shall be conducted in the following manner:

(a) Regular meetings shall be held up to 4 times a year or, at a minimum, semiannually, the date and time to be set by the advisory board.

(b) Special meetings may be called by the chairman or the vice-chairman in the absence of the chairman, whenever there is sufficient business to come before the board.

(c) One more than half of the total membership of the advisory board shall constitute a quorum for the transaction of business. Motions before the advisory board require a majority vote of the members present and voting for passage.

7. The advisory board may offer opinions and recommendations to the Washoe County Department of Social Services or the county manager concerning the facilities, services and resources provided by the department. The advisory board may, with the authorization of the Board of County Commissioners, review and report on:

(a) Programs provided or funded by the department.

(b) Programs and agencies that provide information or services related to abuse or neglect of children to either the department or the family division of the district court.

(c) Needs and programs for the child population to encourage healthy, safe and permanent environments for children and families in the county.

(d) Policies and procedures for programs funded by grants or third-party sources.

8. Members of the advisory board shall serve without compensation but may be entitled to reimbursement for expenses upon prior approval of the director of the Department of Social Services.

[Part '1, Art. 3, Ord. No. 68; A Ord. Nos. 494, 576, 747, 1362 eff. 4-4-08]

45.035 Advisory board: Unlawful disclosure of information. No member of the advisory board shall use or publicly disclose information concerning individual applicant for or recipients of public assistance. Such use or disclosure is a misdemeanor.

['2, Ord. No. 747]

45.040 Director: Appointment; salary; duties.

1. The director shall be appointed by the board of county commissioners.

2. The director shall serve at the pleasure of the board of county commissioners at a salary to be fixed by the board.

3. Under the direct supervision of the board of county commissioners, the director shall discharge all duties and administer all programs as the board of county commissioners may from time to time delegate to or impose upon the director. Such duties and administrative responsibilities shall be restricted to those which, under Nevada laws relative to public welfare, are made the responsibility of the counties and are lawfully delegable by county commissioners to duly appointed or elected county officers, including policy-making authority for the department.

4. Pursuant to NRS 127.186, the director or his designee has the authority to review and approve a grant of financial assistance for attorney=s fee in an adoption proceeding, and for maintenance and for a preexisting physical or mental conditions to the adoptive parents of a child with special needs out of money provided for that purpose. The director or his designee is authorized to enter into written contracts for these purposes and amend them as appropriate.

['3, Ord. No. 747; A Ord. No. 1187]

45.045 Regulations, guidelines and standards. The department may adopt regulations, guidelines and standards, and amend them as it may from time to time deem necessary in order to effectuate the provisions of this chapter. They shall be based upon the provisions of this ordinance, applicable local, state and federal laws, and the policies and standards as established and approved by the board of county commissioners.

['4, Ord. No. 747; A Ord. 918]

45.050 Health care assistance program. The department of social services shall provide a service delivery system to meet the medical and health care needs of eligible program applicants. Assistance may be provided in, but not limited to, the following areas:

1. Inpatient hospital care.
2. Outpatient clinic care.
3. Emergency room treatment.
4. Adult group care; extended care facility placements.
5. Adult services.
6. Indigent accident fund.
7. State supplemental fund.
8. Burial or cremation.

['5, Ord. No. 747; A Ord. No. 888]

45.055 Eligibility for health care assistance program. Those residents of Washoe County without sufficient resources or income to pay for necessary health care and who meet the limitations imposed by the county upon income, assets and other resources may be eligible for the HCAP.

['6, Ord. No. 747; A Ord. No. 888]

45.060 Health care available. The department shall provide such health and institutional care as is reasonable and necessary for the diagnosis and treatment of an eligible applicant's illness or injury.

['7, Ord. No. 747]

45.065 Emergency medical treatment. Indigent persons of Washoe County may seek care for medical emergencies, as defined herein, at any medical facility. Such care shall be at county expense if all of the following criteria are satisfied:

1. The client meets the HCAP eligibility standards with respect to income and assets.

2. Treatment was rendered for a medical emergency, defined as treatment and care in which serious or permanent bodily injury, disability or death may result without such immediate professional medical intervention.

['8, Ord. No. 747]

45.070 Burial or cremation. The department director or members of his staff may direct that a deceased indigent be buried or cremated at county expense. Friends or relatives of the deceased may also seek county assistance with the expenses of final arrangements.

['9, Ord. No. 747]

45.075 Responsible relatives. The spouse, father, mother, children, brothers or sisters of an applicant to whom medical assistance is rendered are responsible for the costs of care to the extent of their financial ability to pay. Such costs of care shall not be a charge against a responsible relative who is a recipient of public assistance or who is eligible for a federal or state welfare program.

['10, Ord. No. 747]

45.080 Assistance reimbursement. An applicant shall agree to reimburse Washoe County for the costs of any assistance provided in accordance with the guidelines and standards adopted by the department.

['11, Ord. No. 747]

45.085 Liens. Where appropriate, as determined by the department, a lien against the property of the patient or responsible relative may be taken.

Such a lien shall not be enforced against the home of the eligible person or his responsible relative:

1. During his lifetime or that of his spouse.
2. During the minority of his children if they reside in the home.
3. During the lifetime of any dependent adult child who resides in the home and who is incapable of self-support because of mental or physical disability.

Any lien taken by the department shall be released immediately when the amount owing for care received is paid.

['12, Ord. No. 747]

45.090 General assistance to indigent persons or vouchers to vendors. Eligible indigent persons of Washoe County without sufficient resources or income to pay for food and shelter may receive payment of cash grants or vouchers to vendors for necessary maintenance.

['13, Ord. No. 747; A Ord. No. 888]

45.095 Department designated as child care licensing agency.

1. The department is hereby designated as the child care licensing agency of Washoe County pursuant to subsection 1 of NRS 432A.131.
2. Any person engaged in child care must be licensed as provided by this chapter and regulations adopted by the department.

['14, Ord. No. 747; A Ord. Nos. 777, 918]

45.096 License for child care; license as privilege.

1. Any person desiring to provide child care in Washoe County must first obtain a license as provided by the regulations of the department.

2. A license issued pursuant to this chapter and the regulations of the department is a revocable privilege and no holder of such a license acquires thereby any vested right.

['1, Ord. No. 918]

45.100 Penalties.

1. Any person who provides child care in a center or home without possessing a valid license issued pursuant to this chapter and the regulations adopted by the department is guilty of a misdemeanor.

2. Any child care facility employee who provides child care for two or more children without possessing a valid temporary work permit or work permit authorizing him to do so is guilty of a misdemeanor.

['15, Ord. No. 747; A Ord. Nos. 777, 918]

45.105 Misdemeanor citation authority. The department director and designees are hereby authorized to issue misdemeanor citations to violators of this chapter and the child care regulations.

['16, Ord. No. 747; A Ord. No. 918]

45.110 Department designated as child welfare services agency.

1. Pursuant to NRS 432B.030 the department is hereby designated as the agency which provides child welfare services in Washoe County.

2. AChild welfare services@, includes without limitation:

(a) Protective services, including without limitation, investigations of abuse or neglect and assessments;

(b) Foster care services, including, without limitation, maintenance and special services, as defined in NRS 432.010; and

(c) Services related to adoptions.

['17, Ord. No. 747; A Ord. No. 1187]

45.111 Department designated licensing authority for foster care; investigation and fees.

1. The department is hereby designated as the licensing authority for Washoe County pursuant to NRS 424.016.

2. Any person or business engaged in providing foster care in Washoe County must be licensed by the department pursuant to state law and regulations adopted by the Division of Child and Family Services of the Department of Human Resources of the State of Nevada.

3. Each applicant for a license to conduct a foster home, prospective employee of that applicant or person who is licensed to conduct a foster home, or resident of a foster home who is 18 years of age or older must submit to the sheriff a complete set of fingerprints and written permission authorizing the sheriff to forward those fingerprints to the central repository for Nevada records of criminal history for submission to the Federal Bureau of Investigation.

NRS 239B.010(1)(a) provides that the county may request of and receive from the Federal Bureau of Investigation information on the background and person history of any person who has applied for a license as required by statute or local ordinance which it has the power to deny.

NRS 424.030 provides that no person may conduct a family foster home or group foster home without receiving a license from the licensing authority.

4. The department as the licensing authority for Washoe County may charge each person investigated pursuant to NRS 424.031 in advance for the reasonable cost of that investigation.

5. Any fees for fingerprinting and submission to the central repository and the federal bureau of investigation may be paid by the department on behalf of an applicant for a foster care license.

['2, Ord. No. 1187; A Ord. No. 1382 eff. 9-19-08]

45.112 Fees for adoption services; standards for setting fees.

1. Upon recommendation of the department, the board of county commissioners shall adopt and may amend from time-to-time, a schedule of fees to be charged by the department for placing, arranging the placement of or assisting in placing or arranging the placement of any child for adoption, and for conducting any investigation required by NRS 127.2805.

2. The fees charged for these services must be reasonable and must vary based on criteria developed by the Division of Child and Family Services Department of Human Resources of the State of Nevada and the board of county commissioners. The fees must not exceed the usual and customary fees that child-placing agencies in Washoe County, or in a similar geographic area, would charge for those services.

['3, Ord. No. 1187]

45.113 Fingerprinting prospective adoptive parents; department paying fees for special needs children.

1. Pursuant to NRS 127.281, a prospective adoptive parent who is subject to an investigation by the department must submit as part of the investigation a complete set of his/her fingerprints and written permission authorizing the department to forward those fingerprints to the central repository for Nevada records of criminal history for submission to the federal bureau of investigation.

2. The department as the licensing authority for Washoe County may charge each person investigated pursuant to NRS 127.281 in advance for the reasonable cost of that investigation.

3. Any fees for fingerprinting and submission to the central repository and the federal bureau of investigations may be paid by the department on behalf of an applicant to adopt a special needs child.

['4, Ord. No. 1187; A Ord. No. 1382 eff. 9-19-08]

45.115 Confidentiality. All department client files and applications for assistance are confidential and, except as provided below, may not be published, released or otherwise disclosed.

Client files and applications for assistance may be disclosed to the following persons and entities:

1. The district attorney's office.
2. Law enforcement agencies.
3. Court-appointed special advocates.
4. Local, state or federal agencies.
5. Clients or applicants and their representatives, to the extent allowed by NRS 432B.290.
6. All other persons or entities entitled to examine such files

pursuant to NRS 432B.290.

The department may require that a request for confidential information be in writing.

['18, Ord. No. 747]

45.120 Denial of application for assistance and appeal. The department shall promptly notify an applicant of the reason for denial of financial or health care assistance. An applicant must submit a written request for a review or fair hearing of the action taken by the department.

['19, Ord. No. 747]

45.125 Misrepresentation.

1. Any applicant who makes a false statement or a misrepresentation of information in order to qualify for assistance, with the intent that that false statement or misrepresentation be relied upon in granting assistance, is guilty of a misdemeanor.

2. If it appears that an applicant or responsible relative has conveyed property within 30 months prior to the date of application for assistance or at any time after such date, the department shall determine whether such conveyance was for fair and adequate consideration. Making a conveyance for less than fair and adequate consideration is a ground for denial of assistance. The county may also in such cases proceed against the applicant or responsible relative to recover expenses incurred against the county.

3. Any asset conveyed by an applicant or by a recipient of assistance will be valued at the market value and that figure will be used to compute a period of ineligibility.

['20, Ord. No. 747; A Ord. No. 888]

Child Care Licensing

45.300 Definitions. As used in sections 45.300 to 45.385, inclusive, unless the context otherwise requires, the terms defined in sections 45.305 to 45.320, inclusive, have the meanings ascribed to them in those sections.

['2, Ord. No. 740]

45.305 "Child care facility employee" defined. "Child care facility employee" means any person who is regularly providing care, supervision or guidance to children who are unaccompanied by their parents, guardians or custodians in a child care facility, as that latter term is defined in the regulations for child care facilities of the department of social services and includes:

- (a) The child care facility licensee;
- (b) Any person residing on the premises of the child care

facility;

(c) Full-time or part-time trainees or substitute staff of the facility; and

(d) Volunteers who regularly assist facility staff.

['3 Ord. No. 740]

45.307 "Internal review board" defined. "Internal review board" means a board of three or more persons as authorized herein that is convened to hear and decide appeals of a denial by the sheriff of a work card or permit.

['5 Ord. No. 974]

45.310 "Sexual offense" defined.

1. "Sexual offense" includes acts upon a child constituting:

(a) Sexual assault under NRS 200.366;

(b) Statutory sexual seduction under NRS 200.368;

(c) Use of a minor in producing pornography under NRS 200.710;

(d) Promotion of a sexual performance of a minor under NRS 200.720;

(e) Possession of a visual presentation depicting the sexual conduct of a child under NRS 200.730;

(f) Incest under NRS 201.180;

(g) Solicitation of a minor to engage in the infamous crime against nature under NRS 201.195;

(h) Lewdness with a child under NRS 201.230; or

(i) Annoyance or molestation of a minor under NRS 207.260.

2. "Sexual offense" also includes acts committed outside the state that would constitute any of the offenses in subsection 1 if committed in the state, and the aiding, abetting, attempting or conspiring to engage in any of the offenses in subsection 1.

['4, Ord. No. 740]

45.315 "Temporary work permit" defined. "Temporary work permit" means a work permit which is valid only for a period not to exceed 90 days after its date of issue and is not renewable.

['5, Ord. No. 740]

45.320 "Work permit" defined. "Work permit" means the permit issued by the sheriff authorizing the employment of the holder thereof as a child care facility employee.

['6, Ord. No. 740]

45.325 Fingerprints and background information required.

1. Every child care facility licensee, applicant, or employee as defined in this chapter shall submit to the sheriff upon request a:

(a) Complete set of fingerprints and a written authorization for the sheriff to forward the fingerprints to the central repository for Nevada records of criminal history for submission to the federal

bureau of investigation for its report; and

(b) Written statement providing any background information requested by the sheriff, including any prior criminal conviction, to enable the sheriff to conduct an appropriate investigation.

2. The reasonable costs of any investigation or local police records review done by the sheriff pursuant to this section shall be the responsibility of the child care facility employee and shall be paid to the sheriff in advance.

3. The sheriff may charge a child care facility employee a reasonable fee or service charge in addition to any other fees or service charges specified in this code where the circumstances mandate a more extensive investigation than is normally required. A list of fees set by the sheriff for criminal background checks shall be posted in a place of clear public view.

NRS 239B.010(1)(a) provides that the county may request of and receive from the Federal Bureau of Investigation information on the background and person history of any person who has applied for a license as required by statute or local ordinance which it has the power to deny.

NRS 432A.175 provides that every applicant, licensee and employee of an applicant or licensee, and every resident of a child care facility shall submit a complete set of fingerprints and written authorization to forward the fingerprints to the Federal Bureau of Investigations.

['7, Ord. No. 740; A Ord. No. 1382 eff. 9-19-08]

45.330 Work permit as condition of employment. No person may be employed as a child care facility employee unless he is the holder of a temporary work permit or work permit issued by the sheriff.

['8, Ord. No. 740]

45.335 Application; service charge. The initial and renewal application for a work permit must be made on forms provided by the sheriff and must be accompanied by a nonrefundable service charge fixed by the sheriff to process the application.

['9, Ord. No. 740]

45.340 Copy of application to county social services department; issuance of temporary work permit. Upon receipt of the completed application and nonrefundable service charge, the sheriff shall mail or deliver a copy of the application to the county social services department and may issue the applicant a temporary work permit.

['10, Ord. No. 740]

45.345 Issuance, denial of work permit if no objection. If, within 45 days after receipt by the county social services department of a copy of the application for a work permit, the social services

department has not notified the sheriff of any objection to the permit's issuance, the sheriff may issue, renew or deny a work permit to the applicant.

['11, Ord. No. 740]

45.350 Objection by county social services department; denial by sheriff; hearing.

1. If the social services department, within the 45-day period, notifies the sheriff of its objection to the granting of a work permit to the applicant, the sheriff shall deny the work permit and shall immediately revoke and repossess any temporary work permit which he has issued.

2. The applicant may then appeal to the internal review board on the objection as provided in this chapter.

['12, Ord. No. 740; A Ord. No. 974]

45.355 Expiration of work permit; changing employment. A work permit expires as follows:

1. If the holder thereof is not a child care facility employee for any period of 90 consecutive days;

2. In any event, upon the fifth anniversary of the date of issuance of the permit.

['13, Ord. No. 740; A Ord. No. 1050]

45.360 Grounds for refusal to issue or to revoke work permit. The sheriff may refuse to issue a temporary work permit or work permit and may revoke either of such permits if the applicant or holder thereof has:

1. Failed to disclose, misstated or otherwise attempted to mislead the sheriff with respect to any material fact contained in the application for the issuance or renewal of a work permit;

2. Knowingly failed to comply with the provisions of NRS 432B.220 or the regulations of the Washoe County department of social services for child care facilities at any place of previous similar employment;

3. Committed, attempted or conspired to commit any crime or any violation of any law pertaining to the provision of care to children, or any other crime which is inimical to the declared policy of this state concerning the health, safety and well being of children;

4. Been identified as being a member or associate of organized crime, or as being of notorious and unsavory reputation;

5. Been placed and remains in the constructive custody of any law enforcement authority;

6. Had a work permit revoked or committed any act which is a ground for the revocation of a work permit or would have been a ground for revoking his work permit if he had then held a work permit;

7. Concealed or refused to disclose any material fact in any

investigation by the sheriff;

8. Been convicted in any jurisdiction of any offense involving or relating to children;

9. Been refused the issuance of any license, permit or approval to engage in or be involved with the provision of child care in any jurisdiction, or had any such license, permit or approval revoked or suspended;

10. Been convicted of any felony or gross misdemeanor; or

11. Committed, attempted or conspired to commit any sexual offense as defined in section 45.310;

12. A conviction of unlawful possession, use or distribution of controlled substances, dangerous drugs or paraphernalia whether committed in this state or elsewhere.

['14, Ord. No. 740; A Ord. No. 1050]

45.365 Appeal of denial or revocation.

1. If a work permit is denied or revoked by the sheriff, the applicant or holder thereof shall be advised of the reason or reasons therefor and may appeal that decision in writing to the internal review board not later than 14 days after receiving the reasons for the denial or revocation.

2. A failure to appeal the decision of the sheriff within 14 days constitutes an admission that the decision is well founded and precludes further administrative or judicial review.

3. No appeal may be taken from the decision of the sheriff to deny or revoke a temporary work permit.

['15, Ord. No. 740; A Ord. No. 974]

45.366 Internal review board appeal.

1. Upon an appeal being filed, the internal review board shall, within 30 days, hold a hearing in accordance with procedures established by the sheriff.

2. The internal review board may take any testimony and evidence it deems necessary. All proceedings shall be conducted according to the provisions of NRS chapter 241.

3. The internal review board shall, upon completion of the review, announce its decision sustaining, reversing or reversing with conditions the decision of the sheriff.

4. The decision of the internal review board shall be transmitted in writing to the applicant or permit holder and, in the event of a denial of the appeal, set forth the reasons for the denial.

5. If a permit is denied by the internal review board or if an applicant disagrees with any condition imposed by the internal review board on a decision to issue a permit, the applicant may appeal the decision or condition in writing to the board of county commissioners within 14 days of receipt of the written decision of the internal review board.

6. A failure to appeal the decision of the internal review board within 14 days of the written decision or the applicant's request for and acceptance of a permit with conditions prior to the appeal time running constitutes an admission that the decision of or conditions imposed by the internal review board is well founded and precludes further administrative or judicial review.

['6, Ord. No. 974]

45.370 Hearing on appeal; decision of county commissioners.

1. Upon an appeal being filed, the board of county commissioners shall hold a hearing to review the decision made by the internal review board and the reason or reasons therefor. At the hearing, the board shall take any testimony and evidence deemed necessary. After the hearing, the board shall review the testimony and evidence and shall, within 30 days from the date of the hearing, announce its decision sustaining or reversing the decision of the internal review board.

2. The decision of the board of county commissioners constitutes a final administrative decision for purposes of judicial review.

['16, Ord. No. 740; A Ord. No. 974]

45.375 Judicial review. Any applicant or holder of a work permit aggrieved by the decision of the board of county commissioners may seek judicial review thereof. Any action to compel the issuance of a work permit or to modify, reverse or set aside the decision of the board must be filed no later than 30 days after the decision is served upon the applicant or holder.

['17, Ord. No. 740]

45.380 Confidentiality of records.

1. All records acquired or compiled by the sheriff or the board of county commissioners relating to any application made pursuant to the provisions of this chapter, all lists of persons to whom work permits have been issued or denied and all records of the names or identity of persons engaged in the child care industry in this county are confidential and must not be disclosed except by the sheriff in the proper administration of sections 45.300 to 45.385, inclusive, or to an authorized agency of criminal justice.

2. Any record of the sheriff or the board of county commissioners which shows that the applicant has been convicted of a crime in another state must show whether the crime was a misdemeanor, gross misdemeanor, felony or other class of crime as classified by the state in which the crime was committed. In a disclosure of the conviction, reference to the classification of the crime must be based on the classification in the state where it was committed.

['18, Ord. No. 740]

45.385 Penalties. Any child care facility employee who provides child care without possessing a valid temporary work permit or work permit authorizing him to do so is guilty of a misdemeanor and shall be punished by a fine of not more than \$1,000, by a term of imprisonment in the county jail of not more than 6 months, or by both such fine and imprisonment.

['19, Ord. No. 740]

Washoe County Department of Senior Services

45.400 Washoe County department of senior services; creation. There is hereby created the Washoe County department of senior services.

['2, Ord. No. 678; A Ord. No. 903]

45.410 Director: Position created; powers and duties.

1. The position of director of the Washoe County department of senior services is hereby created. The director shall be appointed by the board of county commissioners upon the recommendation of the county manager and serves at the pleasure of the board.

2. The director shall direct and supervise the operations of the department of senior services.

3. The director shall, with the approval of the county manager, appoint such technical, clerical and operating staff as are determined to be necessary for proper operation of the department.

4. The director shall adopt and enforce rules governing the use of the department of senior services. Those rules must be consistent with the applicable County Facility Use Policy Statement, except that fee schedules may be established by the director and approval for use of the department of senior services is within the discretion of the director.

5. The director shall act as the contract administrator for contracts which relate to the department of senior services.

6. The director shall submit an annual budget to the board in the same manner as is required for other department heads.

['3, Ord. No. 678; A Ord. No. 903]

45.415 Advisory board; membership; appointment; qualifications; terms; compensation.

1. An advisory board shall be created to consist of not less than 7 nor more than 11 members and 3 non-voting ex officio members.

2. Except as otherwise provided herein, any person appointed must be a resident of Washoe County and have an interest in civic affairs, including but not limited to an interest or experience in the fields of nutrition, geriatric social work, administration, finance, and

law. The three non-voting ex officio appointments, who shall serve as liaisons to the advisory board, shall be made, one each, by the Reno City Council, Sparks City Council and Washoe County Commission from within their respective memberships.

3. Members of the advisory board shall be appointed by the board of county commissioners.

4. Advisory board members shall be appointed for a four year term and may serve, with reappointment, a maximum of two consecutive terms.

5. An advisory board member may be removed by the board of county commissioners for cause. For purposes of this section, "cause" includes three consecutive unexcused absences from advisory board meetings and the engaging in activities contrary to the mission, goals or objectives of the department.

6. Appointed advisory board members serve at the pleasure of the board of county commissioners.

['2, Ord. No. 1045; A Ord. No. 1459]

45.420 Advisory board: Unlawful disclosure of information.

No member of the advisory board shall use or publicly disclose information concerning individual applicants for or recipients of senior services. Such use or disclosure is a misdemeanor.

['3, Ord. No. 1045]

45.425 Advisory board: Role. The advisory board shall provide assistance and make recommendations to the director, at minimum, in the following areas:

1. Development of long and short range departmental goals;
2. Recommending and evaluating programs and policies;
3. Reviewing the quality of departmental services provided;
4. Providing input to county manager regarding performance of director.
5. Providing technical assistance, as applicable;
6. Reviewing and making recommendations regarding the department's proposed budget;
7. Reviewing and providing input to director regarding community trends and needs.

['4, Ord. No. 1045]

45.430 Adult day health services/daybreak program. The department shall provide a therapeutic activity program for disabled adults and the elderly, as licensed by the state board of licensure and certification, to include:

1. Needs assessments;
2. Nursing services;
3. Rehabilitation services;
4. Psycho-social intervention services;

5. Nutrition services; and
 6. Special activities.
- ['5, Ord. No. 1045]

45.435 Homemaker program. The department shall provide assistance to eligible seniors in the performance of housekeeping and daily living activities.

['6, Ord. No. 1045]

45.440 Legal program. The department shall provide a legal program for seniors to include legal assistance by qualified attorneys licensed to practice in the State of Nevada in the areas of government benefits and entitlements, lifetime planning issues, consumer matters, real property and housing matters, and elder law. Any attorney hired pursuant to this program must be full-time unless exempted, within the discretion of the director, to perform outside legal services not in conflict with or creating an appearance of conflict with the program goals.

['7, Ord. No. 1045]

45.445 Nutrition program. The department shall provide for the preparation, transport and provision of meals for eligible seniors at both the department facility and through home delivery.

['8, Ord. No. 1045]

45.450 Representative payee program. The department shall serve as representative payee for social security and social security disability benefits on behalf of eligible seniors. The department shall establish a trust fund for said purpose, receive and disburse funds, and account for said funds in accordance with federal regulations.

['9, Ord. No. 1045]

45.455 Social services program. The department, through social workers licensed by the state, shall provide support services to assist seniors in accessing or facilitating access to needed services, programs and benefits including, but not limited to, assessment/screening, advocacy, case management, outreach, information/referral, counseling and education.

['10, Ord. No. 1045]

45.460 Wellness program. The department may, at the discretion of the board of county commissioners, provide a program to include active and passive recreational and exercise activities designed for seniors.

['11, Ord. No. 1045]

45.465 Eligibility for senior services. Those residents of Washoe County who are 60 years of age and older, without sufficient resources or income and meet the limitations imposed by the county upon income, assets and other resources may be eligible for certain senior services programs.

['12, Ord. No. 1045]

45.470 Facilities management. The department shall manage such senior facilities as needed to provide services to seniors and to serve as focal points for community resource information.

['13, Ord. No. 1045]

45.475 Regulations, guidelines and standards. The department may adopt regulations, guidelines and standards, and amend them as it may from time to time deem necessary, in order to effectuate the provisions of sections 45.400 to 45.490, inclusive. They shall be based upon the provisions of this ordinance, applicable local, state and federal laws, and the policies and standards as established and approved by the board of county commissioners.

['14, Ord. No. 1045]

45.485 Appeal of director decision. An appeal of a director's decision denying a request for service or privilege of the department facilities or programs may be made to and heard by the advisory board in accordance with procedures established by the director.

['16, Ord. No. 1045]

45.490 Appeal to board of county commissioners. A decision of the advisory board under section 45.485 is final unless appealed to the board of county commissioners within 10 days of notification of the advisory board decision. An appeal before the board of county commissioners shall be on the record before the advisory board.

['17, Ord. No. 1045]

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