

## Definitions of Residential Institutions

### A. Foster Homes

**NRS 424.013 “Family foster home” defined.** “Family foster home” means a family home in which one to six children under 18 years of age not related within the first degree of consanguinity or affinity to the person or persons maintaining the home are received, cared for and maintained, for compensation or otherwise, including the provision of permanent free care. The term includes a family home in which such a child is received, cared for and maintained pending completion of proceedings for the adoption of the child by the person or persons maintaining the home.  
(Added to NRS by 1993, 2695; A [2001 Special Session, 23](#))

**NRS 424.014 “Foster home” defined.** “Foster home” includes a family foster home and group foster home.  
(Added to NRS by 1993, 2695)

**NRS 424.015 “Group foster home” defined.** “Group foster home” means a natural person, partnership, firm, corporation or association who provides full-time care for 7 to 15 children who are:

1. Under 18 years of age;
2. Not related within the first degree of consanguinity or affinity to any natural person maintaining or operating the home; and
3. Received, cared for and maintained for compensation or otherwise, including the provision of permanent free care.

(Added to NRS by 1993, 2695; A [2001 Special Session, 23](#))

**NAC 424.075 “Treatment home” defined.** ([NRS 424.020](#)) “Treatment home” means a specialized type of foster home that is capable of handling children who require special care for physical, mental or emotional reasons.  
[Welfare Div., Req. for Foster Care part § 102.3, 10-7-88, eff. 1-1-89]—(NAC A by Div. of Child & Fam. Services by R044-02, 7-23-2002)

### B. Child Care Institutions.

**NRS 432A.024 “Child care facility” defined.**

1. “Child care facility” 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;

(c) A child care institution; or

(d) An outdoor youth program.

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.

(Added to NRS by 1991, 2300; A 1993, 870; 1997, 3322; [2007, 1191](#))

**NRS 432A.0245 “Child care institution” defined.** “Child care institution” means a facility which provides care and shelter during the day and night and provides developmental guidance to 16 or more children who do not routinely return to the homes of their parents or guardians. Such an institution may also provide, without limitation:

1. Education to the children according to a curriculum approved by the Department of Education;
2. Services to children who have been diagnosed as severely emotionally disturbed as defined in [NRS 433B.080](#), including, without limitation, services relating to mental health and education; or
3. Emergency shelter to children who have been placed in protective custody pursuant to [chapter 432B](#) of NRS. (Added to NRS by [2007, 1190](#))

**NAC 432A.070 “Child care institution” defined. ([NRS 432A.077](#))** “Child care institution” means a facility in which the licensee provides care during the day and night and provides developmental guidance to 16 or more children who do not routinely return to the homes of their parents or guardians.

[Bd. for Child Care, Child Care Facilities Reg. § 1.10, eff. 2-28-80]

**NRS 432A.028 “Outdoor youth program” defined.** “Outdoor youth program” means a program for the provision of services, while living outdoors, to persons under 18 years of age who have behavioral problems, problems with mental health or problems with the abuse of alcohol or drugs. The term does not include any facility, activity or program:

1. Operated by or on behalf of a governmental entity; or
2. Licensed by the Health Division of the Department.

(Added to NRS by 1991, 2300)

**NRS 449.012 “Hospital” defined.** “Hospital” means an establishment for the diagnosis, care and treatment of human illness, including care available 24 hours each day from persons licensed to practice professional nursing who are under the direction of a physician, services of a medical laboratory and medical, radiological, dietary and pharmaceutical services.

(Added to NRS by 1973, 1279; A 1985, 1737)

**NRS 449.0165 “Psychiatric hospital” defined.** “Psychiatric hospital” means a hospital for the diagnosis, care and treatment of mental illness which provides 24-hour residential care. (Added to NRS by 1985, 1735)

C. Facilities for the Mentally Retarded.

**NRS 433.094 “Division facility” defined.** “Division facility” means any unit or subunit operated by the Division for the care, treatment and training of clients.

(Added to NRS by 1973, 256; A 1975, 1590; 1981, 275)

**NRS 433.184 “Mental retardation center” defined.** “Mental retardation center” means an organized program for providing appropriate services and treatment to mentally retarded persons and persons with related conditions. A mental retardation center may include facilities for residential treatment and training.

(Added to NRS by 1975, 1591; A [1999, 2590](#))

D. Juvenile Detention Facilities

**NRS 62A.190 “Local facility for the detention of children” defined.** “Local facility for the detention of children” means a local facility for the detention or commitment of children which is administered by a county.

(Added to NRS by [2003, 1024](#))

**NRS 62A.280 “Regional facility for the detention of children” defined.**

1. “Regional facility for the detention of children” means a regional facility for the detention or commitment of children which is administered by or for the benefit of more than one governmental entity.
2. The term includes, but is not limited to:
  - (a) The institution in Clark County known as Spring Mountain Youth Camp;
  - (b) The institution in Douglas County known as China Spring Youth Camp; and
  - (c) The institution in Lyon County known as Western Nevada Regional Youth Facility.
3. The term does not include:
  - (a) Any local facility for the detention of children; or
  - (b) The Nevada Youth Training Center, the Caliente Youth Center or any state facility for the detention of children.

(Added to NRS by [2003, 1025](#))

**NRS 63.030 “Facility” defined.**

1. “Facility” means a state facility for the detention or commitment of children which is administered by the State of Nevada.
2. The term includes, but is not limited to, the Nevada Youth Training Center and the Caliente Youth Center. (Added to NRS by [2003, 1095](#))

E. Convalescent Homes.

**NRS 654.025 “Facility for intermediate care” defined.** “Facility for intermediate care” means an establishment operated and maintained for the purpose of providing personal and medical supervision for 24 hours, for four or more persons who do not have illness, disease, injury or other conditions that would require the degree of care and treatment which a hospital or facility for skilled nursing is designed to provide.  
(Added to NRS by 1977, 1028; A 1985, 1770)

**NRS 449.017 “Residential facility for groups” defined.**

1. Except as otherwise provided in subsection 2, “residential facility for groups” means an establishment that furnishes food, shelter, assistance and limited supervision to a person with mental retardation or with a disability or a person who is aged or infirm. The term includes, without limitation, an assisted living facility.
2. The term does not include:
  - (a) An establishment which provides care only during the day;
  - (b) A natural person who provides care for no more than two persons in his own home;
  - (c) A natural person who provides care for one or more persons related to him within the third degree of consanguinity or affinity;
  - (d) A halfway house for recovering alcohol and drug abusers; or
  - (e) A facility funded by a division or program of the Department of Health and Human Services.

(Added to NRS by 1973, 1278; A 1979, 212; 1983, 1657; 1985, 930, 1736; 1991, 1974; 1993, 1213; [1999, 114, 125; 2001, 57, 546, 2519, 2522](#))

**NRS 449.0038 “Facility for intermediate care” defined.** “Facility for intermediate care” means an establishment operated and maintained to provide 24-hour personal and medical supervision, for a person who does not have illness, disease, injury or other condition that would require the degree of care and treatment which a hospital or facility for skilled nursing is designed to provide.  
(Added to NRS by 1973, 1279; A 1985, 1737; 1991, 1974)

**NRS 449.0039 “Facility for skilled nursing” defined.**

1. “Facility for skilled nursing” means an establishment which provides continuous skilled nursing and related care as prescribed by a physician to a patient in the facility who is not in an acute episode of illness and whose primary need is the availability of such care on a continuous basis.
2. “Facility for skilled nursing” does not include a facility which meets the requirements of a general or any other special hospital.

(Added to NRS by 1973, 1279; A 1985, 1738)—(Substituted in revision for NRS 449.018)

F. Drug or Alcohol Abuse Treatment Facilities

**NRS 62A.340 “Treatment facility” defined.** “Treatment facility” means a facility for the treatment of abuse of alcohol or drugs that is certified by the Health Division of the Department of Health and Human Services.

(Added to NRS by [2003, 1026](#))

**NRS 449.00455 “Facility for the treatment of abuse of alcohol or drugs” defined.** “Facility for the treatment of abuse of alcohol or drugs” means any public or private establishment which provides residential treatment, including mental and physical restoration, of abusers of alcohol or drugs and which is certified by the Health Division pursuant to subsection 4 of [NRS 458.025](#). It does not include a medical facility or services offered by volunteers or voluntary organizations.

(Added to NRS by 1975, 366; A 1985, 1736; 1993, 1624; [1999, 1871](#); [2001, 417](#))

**NRS 449.00455 “Facility for the treatment of abuse of alcohol or drugs” defined.** “Facility for the treatment of abuse of alcohol or drugs” means any public or private establishment which provides residential treatment, including mental and physical restoration, of abusers of alcohol or drugs and which is certified by the Division of Mental Health and Developmental Services of the Department of Health and Human Services pursuant to subsection 4 of [NRS 458.025](#). It does not include a medical facility or services offered by volunteers or voluntary organizations.

(Added to NRS by 1975, 366; A 1985, 1736; 1993, 1624; [1999, 1871](#); [2001, 417](#); [2005, 22nd Special Session, 56](#), effective July 1, 2007)

G. Boarding Schools.

**NRS 394.103 “Private schools” defined.** “Private schools” means private elementary and secondary educational institutions. The term does not include a home in which instruction is provided to a child who is excused from compulsory attendance pursuant to subsection 1 of [NRS 392.070](#).

(Added to NRS by 1975, 1499; A 1991, 975; [1999, 3319](#))