

REHABILITATION DIVISION



GENERAL ADMINISTRATIVE MANUAL

4.30 BEN: High-Volume Sites

Policy

The Bureau of Services to the Blind and Visually Impaired (BSBVI), Business Enterprises of Nevada Program (BEN), as approved by a majority of the Nevada Committee of Blind Vendors (NCBV), has established this policy to provide fair and equitable opportunities for all Operators. This policy is related to the assignment of a vending facility generating more than \$500,000 in annual revenues (High-Volume Facility) to a selected Operator. This policy is established pursuant to section 107(a) of the Randolph-Sheppard Act and NRS 426.640 in order to provide blind individuals with remunerative employment and to enlarge economic opportunities for blind individuals.

Definitions

For the purposes of this policy, a vending facility is defined as a business opportunity for which a monthly profit and loss statement must be filed pursuant to NAC 426.223 and for which a blind vendor has entered into an operating agreement with the bureau as described in NAC 426.180. A High-Volume Facility that is assigned on an interim basis is included for the purposes of this policy.

Statement

In order to ensure that all Business Enterprises of Nevada (BEN) Operators are afforded fair and equitable opportunities, any Operator who is selected to operate a High-Volume Facility must vacate, within the period stated by the Administrator or the Administrator's designee (the duration of this period will be determined based upon variables such as Operator availability at the time to ensure a seamless transition for the site, and it will be communicated via a formal letter from the bureau), their existing vending facilities (including High-Volume facilities that the Operator is currently operating), to focus solely on the High-Volume Facility that is being awarded. If the Operator fails or refuses to vacate his or her current existing vending facilities within the period stated by the Administrator or Administrator's designee, the Operator shall be deemed disqualified from selection as an operator of the High-Volume Facility. Upon such disqualification, the Administrator or the Administrator's designee may: (1) offer the facility to the applicant who received the next highest rank for selection, or (2) select an interim or temporary operator for a specified period while reinitiating the application process. An exception to the aforementioned is:

- The Administrator or the Administrator's designee determines that there are extenuating circumstances that would create hardship on the BEN Program if the Operator is required to vacate the Operator's existing facilities within the period stated by the Administrator or Administrator's designee, and may permit the Operator to continue to operate one or more of the Operator's existing facilities on a temporary or interim basis.



UNITED STATES DEPARTMENT OF EDUCATION
OFFICE OF SPECIAL EDUCATION AND REHABILITATIVE SERVICES
REHABILITATION SERVICES ADMINISTRATION

Shehan Peries
Chief Enterprise Officer
Business Enterprises of Nevada
Nevada Vocational Rehabilitation
3016 W. Charleston Blvd., Ste. 200
Las Vegas, NV 89102

Re: Business Enterprises of Nevada Request for Approval of the High-Volume Sites Policy

Dear Mr. Peries:

The Rehabilitation Services Administration (RSA) received your request, on behalf of the Bureau of Services to the Blind and Visually Impaired, Business Enterprises of Nevada Program, the State licensing agency (SLA) under the Randolph-Sheppard Act, to establish its High-Volume Site Policy for the Nevada Randolph-Sheppard Vending Facility Program (RSVFP).

RSA has reviewed the High-Volume Sites Policy and determined that it is in compliance with the Randolph-Sheppard Act (20 U.S.C. § 107 et seq.) and implementing regulations at 34 C.F.R. part 395. RSA approves the SLA's High-Volume Sites Policy. It is noted that the Elected Committee of Blind Vendors actively participated in formulating the policy. Vendors in the RSVFP should be provided with copies of the new policy in an accessible format.

Thank you for your cooperation. If we can be of further assistance, contact Jim McCarthy, Program Specialist, at (202) 245-6458, or James.McCarthy@ed.gov.

Sincerely,

Christopher
Pope

Digitally signed by
Christopher Pope
Date: 2026.06.02
17:41:46 -04'00'

Christopher Pope
Director, State Monitoring and Program
Improvement Division,
delegated the authority to perform the functions
and duties of the Commissioner