Occasionally, a vacancy occurs in a Business Enterprise Program vending facility when a licensed blind operator is not available to manage and operate it. Under those circumstances, a licensed operator of an existing facility may be asked to undertake the management and operation of the vacant facility under an Interim Operator Agreement.

Generally, the interim operation will augment the income of the blind operator and it is the Bureau’s intent that program participants receive such benefits.

The operation of a vending facility under an Interim Operating Agreement may result in a net operating loss due to a variety of reasons which are not attributable to acts or omissions of the contractor.

In order to mitigate this loss, the Bureau will consider whether or not to reimburse the contractor for net operating losses incurred from set-aside funds in the Bureau’s business enterprise account upon written application of the Interim Operator and approval by the Administrator or designee.

The application for reimbursement must be accompanied by profit and loss statements which have been prepared in strict compliance with Business Enterprise Program regulations which appear in NAC Chapter 426 and with published policies and procedures of the Bureau and under the guide of the P&L Instruction manual. The application must contain a notarized certification that the net operating loss occurred without the fault of, or misappropriation by, the contractor.

The Bureau will review the application, the accompanying documentation, and the business records (at the discretion of the Program Chief or designees) and, if it appears that the net operating loss has been correctly calculated and there is no evidence of fault or misappropriation attributable to the contractor, Administrator, or designee, may reimburse the contractor for such losses or a portion thereof.