

ASSEMBLY BILL NO. 459—ASSEMBLYMAN FRIERSON

MARCH 27, 2017

Referred to Committee on Judiciary

SUMMARY—Authorizes a court to order certain blood and genetic testing concerning a child in need of protection. (BDR 38-1026)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to children; authorizing a court to order certain tests for the typing of blood or taking of specimens for the genetic identification of a child in need of protection, the natural mother of such a child or the alleged father of such a child; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law establishes provisions governing proceedings concerning a child
2 who is or may be in need of protection. (NRS 432B.410-432B.590) This bill
3 authorizes a court to order tests for the typing of blood or taking of specimens for
4 the genetic identification of such a child, the natural mother of such a child or the
5 alleged father of such a child.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** NRS 432B.560 is hereby amended to read as
2 follows:

3 432B.560 1. The court may also order:

4 (a) The child, a parent or the guardian to undergo such medical,
5 psychiatric, psychological, or other care or treatment as the court
6 considers to be in the best interests of the child.

7 (b) A parent or guardian to refrain from:



1 (1) Any harmful or offensive conduct toward the child, the
2 other parent, the custodian of the child or the person given physical
3 custody of the child; and

4 (2) Visiting the child if the court determines that the
5 visitation is not in the best interest of the child.

6 (c) A reasonable right of visitation for a grandparent of the child
7 if the child is not permitted to remain in the custody of the parents
8 of the child.

9 (d) *Tests for the typing of blood or taking of specimens for
10 genetic identification of the child, the natural mother of the child
11 or the alleged father of the child pursuant to NRS 126.121.*

12 2. The court shall order a parent or guardian to pay to the
13 custodian an amount sufficient to support the child while the child is
14 in the care of the custodian pursuant to an order of the court, unless
15 the child was delivered to a provider of emergency services pursuant
16 to NRS 432B.630 and the location of the parent is unknown.
17 Payments for the obligation of support must be determined in
18 accordance with NRS 125B.070 and 125B.080, but must not exceed
19 the reasonable cost of the child's care, including food, shelter,
20 clothing, medical care and education. An order for support made
21 pursuant to this subsection must:

22 (a) Require that payments be made to the appropriate agency or
23 office;

24 (b) Provide that the custodian is entitled to a lien on the
25 obligor's property in the event of nonpayment of support; and

26 (c) Provide for the immediate withholding of income for the
27 payment of support unless:

28 (1) All parties enter into an alternative written agreement; or

29 (2) One party demonstrates and the court finds good cause to
30 postpone the withholding.

31 3. A court that enters an order pursuant to subsection 2 shall
32 ensure that the social security number of the parent or guardian who
33 is the subject of the order is:

34 (a) Provided to the Division of Welfare and Supportive Services
35 of the Department of Health and Human Services.

36 (b) Placed in the records relating to the matter and, except as
37 otherwise required to carry out a specific statute, maintained in a
38 confidential manner.

39 **Sec. 2.** This act becomes effective on July 1, 2017.

