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TITLE 5
JUVENILE JUSTICE

CHAPTER 62A
GENERAL PROVISIONS

New Chapter 62A Sec. 1. Directory language that will not be codified.

NRS 62.020 Sec. 2. **Definitions**

As requested by Judge Steel, certain subhead and section definitions of chapter 62 and chapter 210 have become title 5 definitions.

As requested by Judge Steel, the language of definitions has been added for those terms currently referring to other sections of NRS.

Some existing definitions have been omitted if the terms are no longer used in title 5 or if a definition is unnecessary because the term is always modified for clarity. For example:

“Administrator” is no longer defined because it is always modified as “Administrator of the Division of Child and Family Services.”

“Court” is no longer defined because it is always modified as “juvenile court” or “district court,” etc., unless it refers to all courts.

“Judge” is no longer defined because it is always modified as “judge of the juvenile court” or “district judge.”

“Superintendent” is no longer defined because it is always modified as “superintendent of a county school district” or “superintendent of a facility.”

NRS 62.510 Sec. 3. “Central Repository” defined.

NRS 62.020 Sec. 4. “Child” defined.

Judge Steel had requested to add language giving the juvenile court jurisdiction over a juvenile sex offender who is 21 or older pursuant to NRS 62.590. Pursuant to subsection 2 of NRS 62.570, the juvenile court already has jurisdiction over anyone subject to the provisions of 62.500 to 62.600, inclusive. However, for the sake of clarity, the definition of “child” has been amended to include a reference to juvenile sex offenders in paragraph (c) of subsection 1.

New definition	Sec. 5.	"Child in need of supervision" defined.
NRS 62.520	Sec. 6.	"Community notification" defined.
NRS 62.2305	Sec. 7.	"Community service" defined.
New definition	Sec. 8.	"Delinquent child" defined.
NRS 62.020	Sec. 9.	"Director of juvenile services" defined.
New definition	Sec. 10.	"Division of Child and Family Services" defined.
NRS 62.530	Sec. 11.	"Division of Parole and Probation" defined.
NRS 62.2275	Sec. 12.	"Evaluation center" defined.
New definition	Sec. 13.	"Family division" defined.
NRS 62.172	Sec. 14.	"Firearm" defined.
New definition	Sec. 15.	"Guardian" defined. Currently, the use of guardian and custodian is inconsistent. Defining guardian to include a person other than a parent or a stat or local agency, who is legally responsible for the care, custody or support of a child, will make title 5 more consistent.
NRS 62.2305	Sec. 16.	"Highway" defined.
NRS 62.020	Sec. 17.	"Indian child" defined.
NRS 62.020	Sec. 18.	"Indian Child Welfare Act" defined.
NRS 62.020	Sec. 19.	"Juvenile court" defined.
New definition	Sec. 20.	"Local facility for the detention of children" defined. Currently, the terms "detention home," "commitment facility" and "detention facility" are used inconsistently. Defining and using one term will make title 5 more consistent.
NRS 62.540	Sec. 21.	"Local law enforcement agency" defined.
New definition	Sec. 22.	"Master of the juvenile court" defined.
NRS 62.020	Sec. 23.	"Minor traffic offense" defined.
New definition	Sec. 24.	"Parent" defined. Currently, the use of parent and stepparent is inconsistent. Defining "parent" to include both will make title 5 more consistent.
NRS 62.415	Sec. 25.	"Private school" defined.
NRS 62.2183	Sec. 26.	"Property" defined.

NRS 62.425	Sec. 27.	"Public school" defined.
NRS 62.172	Sec. 28.	"Qualified professional" defined.
NRS 62.830	Sec. 29.	"Regional facility for the detention of children" defined.
New definition	Sec. 30.	"Restitution" defined. <i>As requested by Judge Steel, a definition has been added for "restitution."</i>
NRS 62.040	Sec. 31.	"School bus" defined.
NRS 62.370	Sec. 32.	"Seal" defined.
NRS 62.440 & NRS 62.555	Sec. 33.	"Sexually motivated act" defined.
New definition	Sec. 34.	"State facility for the detention of children" defined. Currently, chapter 210 refers only to the Caliente Youth Center and the Nevada Youth Training Center. These facilities, as well as any other state facilities that exist now or that may be established in the future, are included in the general definition of "state facility for the detention of children." Currently, the Summit View Youth Correctional Center is unused and is not administered by the State. If this changes, the relevant provisions of title 5 will apply to Summit View through this general definition.
NRS 62.2275	Sec. 35.	"Treatment facility" defined.
NRS 210.010	Sec. 36.	"Youth Parole Bureau" defined.
NRS 62.031	Sec. 37.	Liberal construction; purpose of chapter.
NRS 62.033	Sec. 38.	Duty of public officials and departments to further objects of chapter.
NRS 62.880	Sec. 39.	Use of services and facilities of agencies which provide child welfare services; duties of such agencies.

CHAPTER 62B
ORGANIZATION AND JURISDICTION OF
JUVENILE COURTS

New Chapter 62B Sec. 40. Directory language that will not be codified.

JUVENILE COURTS

NRS 62.036 Sec. 41. District courts termed juvenile courts.

NRS 62.038 Sec. 42. Assignment of judges to juvenile court; powers and duties.

MASTERS

NRS 62.090 Sec. 43. **Master: Appointment; training; compensation.**
Divided 62.090 into 2 sections:
This section consists of the first and third sentences of subsection 1 and subsections 2 and 3 of NRS 62.090.

As requested by Judge Steel, a provision has been added to this section providing that a temporary master will be appointed when a regularly appointed master cannot act.

NRS 62.090 Sec. 44. **Master: Powers; findings and recommendations.**
This section consists of the second sentence of subsection 1 and subsections 4 and 5 of NRS 62.090.

JURISDICTION REGARDING CHILDREN

NRS 62.040 Sec. 45. **Indian children not subject to jurisdiction of juvenile court if subject to exclusive jurisdiction of Indian tribe.**
Divided NRS 62.040 into 4 sections:
This section consists of the provision in subsection 1 of NRS 62.040 concerning jurisdiction of an Indian tribe over an Indian child.
"School bus" is now a title definition, so it is omitted here.

NRS 62.040 Sec. 46. **Exclusive original jurisdiction of juvenile court over children in need of supervision.**
This section consists of paragraph (a) of subsection 1 of NRS 62.040.

NRS 62.040	Sec. 47.	<p>Exclusive original jurisdiction of juvenile court over children adjudicated delinquent.</p> <p>This section consists of paragraph (b) of subsection 1 and subsection 2 of NRS 62.040.</p>
New section	Sec. 48.	<p>Exclusive original jurisdiction of juvenile court over children on probation or who violate condition of parole.</p> <p><i>As requested</i>, a provision has been added to this section clarifying that the juvenile court has jurisdiction over any child who is on probation or who is released from a state facility for the detention of children and who violates any condition of the child's parole.</p>
NRS 62.041	Sec. 49.	<p>Exercise of jurisdiction by juvenile court over matter precludes other courts from exercising jurisdiction over same matter; right of other courts to determine custody or guardianship of children.</p> <p><i>As requested by Judge Steel</i>, subsection 1 of this section codifies <u>In re Short</u>, 74 Nev. 250 (1958), providing that if the juvenile court exercises jurisdiction over a child regarding any matter within the purview of this title, another court may not exercise jurisdiction over the child regarding that matter, unless the juvenile court:</p> <p>(a) Certifies the child for proper criminal proceedings as an adult pursuant to the provisions of this title; or</p> <p>(b) Transfers the case to another court pursuant the provisions of this title.</p>
NRS 62.082 & 62.211	Sec. 50.	<p>Termination of jurisdiction; retention of jurisdiction by juvenile court until child is 21.</p> <p>This section consists of NRS 62.082 and subsection 4 of NRS 62.211.</p>
NRS 62.050	Sec. 51.	<p>Transfer of cases to juvenile court.</p> <p>"Quasi-criminal charge" has not been defined as requested. The term is omitted because if the case is in district court, there must be a <u>criminal charge</u>.</p>
NRS 62.040	Sec. 52.	<p>Transfer of cases to other courts; procedure regarding minor traffic offenses.</p> <p>This section consists of subsection 3 of NRS 62.040.</p>
NRS 62.080	Sec. 53.	<p>Procedure when child 14 years or older is charged with felony; certification for criminal proceedings required under certain circumstances.</p>
NRS 62.081	Sec. 54.	<p>Escape or attempted escape from facility for detention of juveniles: Child deemed escaped prisoner; certification for criminal proceedings; to be deemed delinquent act.</p>

JURISDICTION REGARDING ADULTS

NRS 62.043 &
NRS 62.044

Sec. 55.

Jurisdiction over adults; rights and remedies of adult defendants.

This section combines NRS 62.043 (jurisdiction over adults) and NRS 62.044 (stepparents must obey court orders).

NRS 62.281

Sec. 56.

Penalties for disobedience of court orders; contempt.

As requested by Judge Steel, the general reference to "chapter 22" has been omitted in NRS 62.281 and the specific penalties for contempt set forth in chapter 22 (NRS 22.100 and 22.110) have been added.

CHAPTER 62C

ADMINISTRATION OF JUVENILE JUSTICE

New Chapter 62C Sec. 57. Directory language that will not be codified.

COUNTY YOUTH SERVICES COMMISSION

NRS 62.124 Sec. 58. **County youth services commission: Establishment; composition; duties.**

JUDICIAL DISTRICT NOT INCLUDING A COUNTY WHOSE
POPULATION IS 100,000 OR MORE

New section:
counties with a
population of less
than 100,000 Sec. 59. **Applicability.**
As requested by Judge Steel, the following sections are divided by
county population. Each subhead begins with a general population
provision so each section does not have to repeat the county
population.

NRS 62.100 Sec. 60. **Probation committee: Appointment; terms; removal.**
Divided NRS 62.100 into 3 sections:
This section consists of subsection 1 of NRS 62.100 (appointing
the probation committee).

NRS 62.100 Sec. 61. **Probation committee: Powers and duties.**
This section consists of subsection 2 of NRS 62.100 (duties of the
probation committee).

NRS 62.110,
62.100 & 62.120 Sec. 62. **Probation officers and other employees: Appointment; compensation.**
Divided NRS 62.110 and 62.120 into 3 sections:
This section combines the provisions in subsections 1, 2 and 3 of
NRS 62.110 (appointing probation officers and employees),
paragraph (e) of subsection 2 of NRS 62.100 (setting standards for
probation officers and employees) and subsection 2 of NRS 62.120
(providing sufficient personnel for the probation department).

NRS 62.110 &
62.120 Sec. 63. **Chief probation officer: Appointment; duties.**
This section combines the second sentence of subsection 1 of NRS
62.110 (appointing a chief probation officer) and the first sentence of
NRS 62.120 (duties of a chief probation officer).

probation officers and employees) and NRS 62.117 (hearing after dismissal).

- NRS 62.122 Sec. 81. **Probation officers and other employees: nondisclosure of privileged information; exceptions.**
This section consists of the second sentence in NRS 62.122 (privileged information).

DEPARTMENT OF JUVENILE JUSTICE SERVICES
IN CERTAIN COUNTIES

- NRS 62.1262 Sec. 82. **Applicability.**
- NRS 62.1264 Sec. 83. **Department of juvenile justice services: Establishment, powers and duties; appointment of director.**
The definition of "matters otherwise within the jurisdiction of the juvenile court" in subsection 7 of NRS 62.1264 has been omitted because all juvenile courts have the same jurisdiction.
- NRS 62.1266 Sec. 84. **Probation officer and other employees: Appointment; compensation; dismissal; nondisclosure of privileged information.**
- NRS 62.1268 Sec. 85. **Joint board: Establishment; composition; duties; withdrawal of district judges serving as members.**
Divided NRS 62.1268 into 2 sections:
This section consists of subsections 1, 2 and 3 and the first sentence of subsection 4 of NRS 62.1268.
- NRS 62.127 Sec. 86. **Citizen's advisory committee: Establishment; powers.**
- NRS 62.1268 Sec. 87. **Repeal of ordinances establishing department of juvenile justice services, joint board and citizen's advisory board.**
This section consists of the second sentence of subsection 4 of NRS 62.1268.

ALTERNATIVE PROGRAMS

- NRS 62.211 Sec. 88. **Program of sports or physical fitness or program for the arts.**
This section consists of part of paragraph (m) of subsection 1 of NRS 62.211.
- NRS 62.2195 Sec. 89. **Program of cognitive training and human development.**
Divided NRS 62.2195 into 2 sections for this subhead:
This section consists of subsection 3 and paragraph (b) of subsection 4 of NRS 62.2195.
- NRS 62.2195 & 62.2196 Sec. 90. **Cognitive training and human development fund: Creation; requirements for expenditures and management of fund.**
This section combines paragraph (a) in subsection 4 of 62.2195

and NRS 62.2196.

NRS 62.2185 Sec. 91. **Program of restitution through work: Establishment.**
This section consists of subsections 3 to 8, inclusive, of NRS 62.2185.

NRS 62.2186 Sec. 92. **Restitution through work fund: Creation; requirements for expenditures and management of fund.**

COMMUNITY SERVICE

NRS 62.2183 & 62.211 Sec. 93. **Supervising entities; reports; payment of certain costs.**
Divided NRS 62.2183 into 2 sections:
This section consists of subsections 4 and 5 of NRS 62.2183 and paragraph (i) of subsection 1 of NRS 62.211.
“Property” is now a title definition, so it is omitted here.

NRS 62.2305 Sec. 94. **Restrictions concerning community service and programs of work on or near highways or in other dangerous situations.**
“Community service” and “Highway” in subsection 5 of NRS 62.2305 are now title definitions, so they are omitted here.

CHAPTER 62D

PROCEDURE

New Chapter 62D Sec. 95. Directory language that will not be codified.

RIGHT TO ATTORNEY

NRS 62.085 Sec. 96. **Attorney: Appointment; fees and expenses; right to representation; waiver of representation.**

FILING OF DOCUMENTS

NRS 62.206 Sec. 97. **Electronic filing of certain documents.**

FEEES

NRS 62.850 Sec. 98. **Fees allowed for witnesses and other persons acting under order of juvenile court; limitations.**

COMPLAINT AND PETITION

NRS 62.128 Sec. 99. **Referral of complaint to probation officer; investigation and recommendation by probation officer; powers and duties of district attorney concerning approval and filing of petition; release of child if petition not approved or timely filed.**

Divided NRS 62.128 into 2 sections:

This section consists of subsections 1, 2 and 3 of NRS 62.128.

NRS 62.130 Sec. 100. **Petition: Signature; verification; contents.**

As requested by Judge Steel, stepparents are now included in subsection 5 through the new title definition of "parents."

NRS 62.132 & Sec. 101. **Petition that child is in need of supervision: List of efforts taken to modify 62.212 child's behavior; initial admonition of child in need of supervision; referral without adjudication; exceptions.**

Divided NRS 62.212 into 2 sections:

This section consists of NRS 62.132 and subsections 1 and 3 of NRS 62.212.

Paragraph (b) of subsection 2 of NRS 62.212 is now in the Disposition chapter (Delinquent Child subhead).

NRS 62.138 Sec. 102. **Petition alleging that child committed certain sexual or violent acts: District attorney required to provide certain documentation to victim.**

INFORMAL SUPERVISION;
SUPERVISION AND CONSENT DECREE

- NRS 62.129 Sec. 103. **Informal supervision of child by probation officer: Written agreement; terms and conditions; duration; effect on filing petition.**
Divided NRS 62.129 into 3 sections:
 This section consists of subsections 1, 2 and 5 of NRS 62.129.
- NRS 62.129 Sec. 104. **Informal supervision of child by probation officer: Terms and conditions involving community service, restitution and other programs.**
 This section consists of subsections 3 and 4 of NRS 62.129.
- NRS 62.129 Sec. 105. **Report to juvenile court.**
 This section consists of subsection 6 of NRS 62.129.
- NRS 62.128 Sec. 106. **Filing of petition: Dismissal of petition; court referral for informal supervision; supervision and consent decree.**
 This section consists of subsection 4 of NRS 62.128.

SUMMONS AND EXTRADITION

- NRS 62.140 Sec. 107. **Issuance of summons; immediate delivery of child.**
 As requested by Judge Steel, subsection 4 of NRS 62.140 has been amended to require a county agency or the Division of Child and Family Services to assume custody and to require a probation officer to place a child in a facility for the detention of children.
- NRS 62.150 Sec. 108. **Service of summons.**
- NRS 62.160 Sec. 109. **Writ of attachment of the person may issue.**
- NRS 62.165 Sec. 110. **Extradition of children.**

CUSTODY AND DETENTION

- NRS 62.170 Sec. 111. **Grounds for taking child into custody; notification of parent or guardian of the child; release of child to parent or guardian or other person.**
Divided NRS 62.170 into 6 subsections:
 This section consists of subsections 1, 2, 3 and 14 of NRS 62.170.
 Subsection 10 of NRS 62.170 is now in the last subhead of this chapter.
- NRS 62.170 Sec. 112. **Releasing child: Conditions and limitations.**
 This section consists of subsections 4 and 5 of NRS 62.170.

NRS 62.170	Sec. 113.	<p>Continued detention of child: Conditions and limitations; temporary placement of child excluded from jurisdiction of juvenile court.</p> <p>This section consists of subsections 6, 7, 8 and 13 of NRS 62.170. The reference to "quasi-criminal charge" in subsection 13 of NRS 62.170 has been omitted and changed to "proceeding involving a criminal offense excluded from the original jurisdiction of the juvenile court."</p>
NRS 62.170	Sec. 114.	<p>Custody and detention of child alleged to be delinquent: Detention hearing required within certain period; release after hearing requires written consent from juvenile court.</p> <p>This section consists of subsection 9 of NRS 62.170.</p>
NRS 62.170	Sec. 115.	<p>Custody and detention of child alleged to be in need of supervision: Release required; exceptions if juvenile court holds detention hearing and makes certain findings.</p> <p>This section consists of subsections 11 and 12 of NRS 62.170.</p>
NRS 62.172	Sec. 116.	<p>Custody and detention of child alleged to have committed offense involving firearm; conditions and limitations on release of child; juvenile court may order evaluation of child; use immunity for statements made during evaluation.</p> <p>"Firearm" and "qualified professional" are now title definitions, so they are omitted here.</p>
CITATION		
NRS 62.175	Sec. 117.	Citation for traffic offense.
PROCEEDINGS		
NRS 62.193	Sec. 118.	<p>Proceedings in juvenile court: Not criminal in nature; heard without jury; separate from adult trial; when closed to public.</p> <p>Divided NRS 62.193 into 8 sections:</p> <p>This section consists of subsection 1 of NRS 62.193.</p>
NRS 62.193	Sec. 119.	<p>Advising children of rights in juvenile proceedings; hearing evidence; standards of proof to establish allegations against child; dismissing petition; making proper disposition of case.</p> <p>This section consists of subsections 3, 4, 5, and 9 of NRS 62.193.</p>
NRS 62.199	Sec. 120.	Proceedings involving Indian child: Placement into foster care.
NRS 62.202	Sec. 121.	Full faith and credit given to proceedings of Indian tribe.
NRS 62.193	Sec. 122.	Juvenile court may expedite proceedings involving act committed against or witnessed by person less than 16 years of age.

This section consists of subsection 6 of NRS 62.193.

NRS 62.195 Sec. 123. **Subpoenas: Requiring attendance and testimony of witnesses; requiring production of evidence.**
Divided NRS 62.195 into 2 sections:
This section consists of subsection 1 of NRS 62.195.

NRS 62.193 Sec. 124. **Juvenile court may order continuance to receive evidence; juvenile court may deny continuance in proceeding involving act committed against or witnessed by person less than 16 years of age if adverse effects may occur; detention or temporary care during continuance.**
This section consists of subsection 8 of NRS 62.193.
As requested by Judge Steel, in subsection 8 of NRS 62.193 the reference to the juvenile court supervising a child during a continuance has been omitted.

NRS 62.193 Sec. 125. **Admissible evidence in juvenile proceedings; opportunity to be heard.**
This section consists of subsection 7 of NRS 62.193.

NRS 62.193 Sec. 126. **Period for final disposition of case against child.**
This section consists of subsections 10 and 11 of NRS 62.193.

NRS 62.193 Sec. 127. **Disclosure to victim.**
The section consists of subsection 12 of NRS 62.193.

NRS 62.291 Sec. 128. **Appeals.**

NRS 62.195 Sec. 129. **Double jeopardy prohibited.**
This section consists of subsection 2 of NRS 62.195.

**PROTECTION OF RIGHTS OF PARENTS AND GUARDIANS
TO ATTEND PROCEEDINGS**

NRS 62.170 Sec. 130. **Certificate of attendance at initial detention hearing; providing certificate to employer.**
This section consists of subsection 10 of NRS 62.170.

NRS 62.193 Sec. 131. **Notice regarding proceeding; providing copy of notice to employer.**
This section consists of subsection 2 of NRS 62.193.
As requested by Judge Steel, a provision has been added to this section which requires the juvenile court to notify all parents and guardians of each proceeding scheduled after the initial detention hearing.

NRS 62.900 Sec. 132. **Terminating or threatening to terminate employment of parent or guardian for appearance at proceeding prohibited; penalty; civil remedy.**

CHAPTER 62E

DISPOSITION

New Chapter 62E Sec. 133. Directory language that will not be codified.

**GENERAL PROVISIONS APPLICABLE TO ALL CHILDREN
SUBJECT TO JURISDICTION OF JUVENILE COURT**

New section Sec. 134. **Applicability.**
This section provides that each section in this subhead applies to any child who is subject to the jurisdiction of the juvenile court.

EFFECT OF ADJUDICATION

NRS 62.295 Sec. 135. **Adjudication is not conviction and does not impose civil disabilities; exceptions.**

COMMITMENT OR PLACEMENT

NRS 62.211 Sec. 136. **Preference for relatives when placing child under supervision in home. Divided NRS 62.211 into several sections for this chapter:**
This section consists of subsection 6 of NRS 62.211.

NRS 62.241 Sec. 137. **Commitment of child to care of person, institution or facility with regard to religious faith.**

NRS 62.211 Sec. 138. **Placement of child in home; commitment of child to institution or facility.**
This section consists of paragraphs (a) and (b) of subsection 1 of NRS 62.211.

NRS 62.211 Sec. 139. **Permitting child to reside without immediate supervision or exempting child from mandatory attendance at school under certain circumstances.**
This section consists of paragraph (j) of subsection 1 of NRS 62.211.

NRS 62.211 Sec. 140. **Exchange of information concerning child.**
This section consists of subsection 5 of NRS 62.211.

NRS 62.197 Sec. 141. **Placement of child outside home; study and report; filing of plan; examination by physician, psychiatrist or psychologist.**

NRS 62.261 Sec. 142. **Review of placement in foster home or other institution.**

OTHER COURT ORDERS

NRS 62.211 & 62.231	Sec. 143.	Medical treatment, care and examinations of child. This section combines provisions in paragraph (c) of NRS 62.211 and 62.231 concerning medical treatment of a child.
NRS 62.211	Sec. 144.	Power to order parent or guardian to refrain from certain conduct; counseling for parents or siblings of child. This section consists of paragraph (e) of subsection 1 of NRS 62.211.
NRS 62.211	Sec. 145.	Power of juvenile court to order community service. This section consists of paragraph (f) of subsection 1 of NRS 62.211 (community service).
NRS 62.211	Sec. 146.	Power of juvenile court to suspend driver's license. This section consists of part of paragraph (h) of subsection 1 of NRS 62.211.
NRS 62.211, 62.2263 & 62.870	Sec. 147.	Procedure after juvenile court suspends or delays issuance of driver's license. This section consists of part of paragraph (h) of subsection 1 of NRS 62.211 and NRS 62.2263 & 62.870.
NRS 62.211 & 62.2195	Sec. 148.	Program of sports or physical fitness; program for the arts; program of cognitive training and human development. This section consists of part of paragraph (m) of subsection 1 of NRS 62.211 and subsections 1 and 2 of NRS 62.2195.
NRS 62.930	Sec. 149.	Court to provide information to school district concerning child who caused or attempted to cause serious bodily injury to another person.
NRS 62.2175	Sec. 150.	Imposition, collection and distribution of administrative assessment. Replaced "judge or other judicial officer" with "juvenile court."
NRS 62.211	Sec. 151.	Payment of expenses of proceedings by parent or guardian. This section consists of paragraph (g) of subsection 1 of NRS 62.211.
NRS 62.251	Sec. 152.	Modification and termination of decrees and orders.

SPECIFIC PROVISIONS APPLICABLE TO CHILDREN IN NEED OF SUPERVISION

New section	Sec. 153.	Applicability. This section provides that each section in this subhead applies to children in need of supervision. This general applicability section is added so each section does not have to repeat "If a child is
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CHAPTER 62F
JUVENILE SEX OFFENDERS

New Chapter 62F Sec. 178. Directory language that will not be codified.
As requested, "parole officer" has been added to the relevant provisions of this chapter.

HEARING TO DETERMINE WHETHER CERTAIN ACTS
WERE SEXUALLY MOTIVATED

NRS 62.395 Sec. 179. District attorney may request hearing after adjudication of child for certain unlawful acts; evidence; juvenile court to enter finding.

RESTRICTIONS CONCERNING ATTENDANCE IN SCHOOL

NRS 62.435 Sec. 180. "Sexual offense" defined.

NRS 62.455 Sec. 181. Powers and duties of juvenile court: Supervision of child; restrictions on attendance; parental responsibility; termination of jurisdiction.

NRS 62.465 Sec. 182. Notification to school of child adjudicated delinquent.

NRS 62.475 Sec. 183. Alternative plan of supervision: Required for attendance at same school as victim; modification or rescission.

NRS 62.485 Sec. 184. Alternative plan of attendance: In lieu of alternative plan of supervision; modification or rescission.

NRS 62.490 Sec. 185. Termination of restrictions on attendance; power to request; conditions for termination; duties of juvenile court.

COMMUNITY NOTIFICATION

NRS 62.500 &
62.550 Sec. 186. "Sexual offense" defined.

NRS 62.560 Sec. 187. Applicability.

NRS 62.570 Sec. 188. Powers and duties of juvenile court: Notification to attorney general; supervision of child; responsibilities of child and parent or guardian regarding any change of address; termination of jurisdiction.

NRS 62.580 Sec. 189. Notification to local law enforcement agency.

NRS 62.585	Sec. 190.	Power of juvenile court to relieve child of being subject to community notification.
NRS 62.590	Sec. 191.	Hearing to determine whether to deem child adult sex offender; termination of community notification.
NRS 62.600	Sec. 192.	Sealing of records.

CHAPTER 62G
REHABILITATION

New Chapter 62G	Sec. 193.	Directory language that will not be codified.
NRS 213.230	Sec. 194.	"Special supervision program" defined.
NRS 213.220	Sec. 195.	Declaration of state policy.
NRS 213.245	Sec. 196.	Adoption of minimum standards for programs.
NRS 213.240	Sec. 197.	Establishment of programs for special supervision of children.
NRS 213.250 & 213.260	Sec. 198.	Application for state aid to support programs; prerequisites for receipt of state support. This section combines the provisions of NRS 213.250 and 213.260.
NRS 213.270 & 213.280	Sec. 199.	Determination of amounts payable; allocation of money to juvenile courts for programs. Divided 213.270 into 2 sections: This section combines the provisions in subsection 2 of NRS 213.270 and NRS 213.280.
NRS 213.270 & 213.285	Sec. 200.	Use of money received from state; increase in amount of money appropriated to county to be used for purchase of goods, property or services. This section combines the provisions of subsection 1 of NRS 213.270 and 213.285.
NRS 213.290	Sec. 201.	Report on program by juvenile court required.

CHAPTER 62H

LOCAL AND REGIONAL FACILITIES; EXPENSES

New Chapter 62H Sec. 202. Directory language that will not be codified.

LOCAL AND REGIONAL FACILITIES

NRS 62.180 Sec. 203. **Conduct and location of facilities.**
Divided NRS 62.180 into 2 sections:
This section consists of subsections 3 and 4 of NRS 62.180.
Subsection 1 of NRS 62.180 is omitted because the same provision is included in the Disposition chapter.

NRS 62.180 Sec. 204. **Provision by counties for the detention of children and alternative programs.**
This section consists of subsections 2 and 5 of NRS 62.180.

NRS 62.840 Sec. 205. **Assessment of counties for operation of regional facilities for detention of children partially funded by state.**

NRS 62.845 Sec. 206. **Assessment of counties for operation of regional facilities for detention of children.**

EXPENSES

NRS 62.860 Sec. 207. **Expenses of administering title are charged against county; fixing and payment of salaries, expenses and other compensation by juvenile court or board of county commissioners.**

NRS 62.800 Sec. 208. **Expenses related to detention of child: County entitled to reimbursement from parent or guardian of child; action against parent or guardian.**

NRS 62.810 Sec. 209. **Expenses related to ancillary services provided to child: County entitled to reimbursement from parent or guardian of child; action against parent or guardian.**

NRS 62.820 Sec. 210. **Expenses related to commitment of child: Charge against county; payment by parent or guardian of child.**

Divided NRS 62.820 into 2 sections:

This section consists of the first sentence of subsection 1 of NRS 62.820.

As requested, the second, third and fourth sentences of subsection 1 of NRS 62.820 have been omitted.

CHAPTER 62I

RECORDS RELATED TO CHILDREN

New Chapter 62I Sec. 213. Directory language that will not be codified.

COLLECTION AND DISCLOSURE OF INFORMATION

NRS 62.350 Sec. 214. **Fingerprinting or photographing of child who is in custody or under investigation; conditions and limitations on use and retention of fingerprints and photographs; penalty.**

NRS 62.355 Sec. 215. **Publication or broadcast of name or race of child and nature of charges.**

NRS 62.360 Sec. 216. **Maintenance and inspection of records.**
Divided NRS 62.360 into 2 sections:
This section consists of subsections 1, 2 and 3 of NRS 62.360.

NRS 62.360 Sec. 217. **Release of child's name for use in civil action.**
This section consists of subsection 4 of NRS 62.360.

SEALING AND UNSEALING OF RECORDS

New definition Sec. 218. **"Records" defined.**
Divided NRS 62.370 into 7 sections.
This definition consists of most of subsection 1 of NRS 62.370.

NRS 62.370 Sec. 219. **Applicability.**
This section consists of part of subsection 1 (records relating to misdemeanor traffic violations) and subsection 14 of NRS 62.370. Subsection 3 of this new section is added to avoid having to repeat "except as otherwise provided in NRS 62.600" in every section of this subhead.

NRS 62.2115 Sec. 220. **Explanation of certain information concerning sealing of records to be included in court order.**

NRS 62.370 Sec. 221. **Procedure for sealing records of child who petitions the juvenile court.**
This section consists of paragraphs (a) and (b) of subsection 1, part of subsection 5 and part of subsection 6 (no convictions & has been rehabilitated) of NRS 62.370.
"Seal" is now a title definition, so it is omitted here.

CHAPTER 63A

STATE FACILITIES FOR
THE DETENTION OF CHILDREN

New Chapter 63A Sec. 230. Directory language that will not be codified.
Currently, chapter 210 of NRS consists of separate subheads for the Nevada Youth Training Center and the Caliente Youth Center. Because the provisions in each of these subheads are substantially the same, the provisions have been combined in this new chapter. "State facility for the detention of children" has been defined for this title and includes, but is not limited to, the Nevada Youth Training Center and the Caliente Youth Center.

GENERAL PROVISIONS

NRS 210.010 & Sec. 231. **Definitions.**
210.400
New definition Sec. 232. "Commissary fund" defined.
New definition Sec. 233. "Facility" defined.
New definition Sec. 234. "Gift account" defined.
New definition Sec. 235. "Qualified financial institution" defined.

SUPERINTENDENT

NRS 210.015, Sec. 236. **Position established; administration.**
210.405 & 210.450 **Divided 210.450 into 2 sections:**
This section consists of subsection 1 of NRS 210.450 and NRS 210.015 and 210.405.

NRS 210.060, Sec. 237. **Compensation; housing.**
210.063, 210.450 This section consists of subsection 2 of NRS 210.450 and NRS
& 210.460 210.060, 210.063 and 210.460.
As requested, this section has been updated to reflect current policy.

NRS 210.065 & Sec. 238. **Qualifications.**
210.470
NRS 210.070 & Sec. 239. **Supervision by Administrator.**
210.480 **Divided NRS 210.070 and 210.480 into 3 sections:**

This section consists of subsection 1 and the first part of subsection 2 of NRS 210.070 & 210.480 (subject to administrative supervision).

NRS 210.070 &
210.480 Sec. 240.

Powers and duties.

This section consists of paragraphs (a) to (h), inclusive, of subsection 2 of NRS 210.070 & 210.480.

NRS 210.070 &
210.480 Sec. 241.

Designating person to assign children to program in facility; review of program assignment.

This section consists of paragraph (i) of subsection 2 of NRS 210.070 & 210.480.

NRS 210.075 &
210.490 Sec. 242.

Power to contract with university or organization for research or training.

EMPLOYEES

NRS 210.080 &
210.500 Sec. 243.

Appointment of staff of facility; contracts for athletic coaches.

This section consists of subsections 2 and 3 of NRS 210.520 which are not in the existing Nevada Youth Training Center subhead, but the provisions now apply to both the Caliente Youth Center and Nevada Youth Training Center.

NRS 210.085 &
210.510 Sec. 244.

Employees residing at facility; perquisites at discretion of Administrator; report to Legislature.

EDUCATION AND EMPLOYMENT OF CHILDREN

NRS 210.090 &
210.520 Sec. 245.

Organization of department of instruction; programs of study; enrollment of children in public schools.

Divided NRS 210.090 into 4 sections and NRS 210.520 into 3 sections:

This section consists of subsection 1, 2 and 3 of NRS 210.090 and 210.520.

NRS 210.090 &
210.520 Sec. 246.

Employment of children.

This section consists of subsection 4 NRS 210.090 and 210.520.

NRS 210.090 &
210.520 Sec. 247.

Purpose of education and training children in a facility.

This section consists of subsection 5 of NRS 210.090 and 210.520.

NRS 210.100 &
210.530 Sec. 248.

Duties of superintendent concerning provisions of title 34 of NRS.

NRS 210.535 Sec. 249.

Director to administer program to educate children in problems of alcohol and drug abuse.

This section is not in the existing Nevada Youth Training Center subhead, but the new section now applies to both the Caliente Youth Center and Nevada Youth Training Center.

FINANCES

- NRS 210.130 & 210.540 Sec. 250. **General provisions.**
- NRS 210.090 Sec. 251. **Superintendent may apply for and receive money from Federal Government to treat and train children in facility.**
This section consists of subsection 6 of NRS 210.090 which is not in the existing Caliente Youth Center subhead, but the new section now applies to both the Caliente Youth Center and Nevada Youth Training Center.
- NRS 210.140 & 210.550 Sec. 252. **Gift account.**
The last sentence in NRS 210.140 and 210.550 (superintendent must approve all claims before they are paid) has been omitted because the same provision is in the first section in this subhead in the General Provisions section.
- NRS 210.150 Sec. 253. **Farm account.**
This provision is not in the existing Caliente Youth Center subhead, but the new section now applies to both the Caliente Youth Center and Nevada Youth Training Center.
The provisions concerning the superintendent approving all claims before they are paid and paying claims as other claims against the state are paid has been omitted because the same provisions are in the first section in this subhead in the General Provisions section.
- NRS 210.160 & 210.560 Sec. 254. **Money and valuables of child in facility held for safekeeping; disposition of uncashed check issued by facility to child.**
- NRS 210.170 & 210.570 Sec. 255. **Commissary for children in facility.**
Divided NRS 210.170 and 210.570 into 2 sections:
This section consists of subsection 1 of NRS 210.170 & 210.570.
- NRS 210.170 & 210.570 Sec. 256. **Commissary fund.**
This section consists of subsections 2 and 3 of NRS 210.170 & subsections 2, 3 and 4 of 210.570.

ADMINISTRATION

- NRS 210.180, 210.185, 210.580 & 210.610 Sec. 257. **Commitment of children adjudicated delinquent.**
Divided NRS 210.180 into 3 sections and 210.580 into 4 sections:
This section consists of subsection 1 of NRS 210.180 and 210.580 and the provisions in NRS 210.185 and 210.610.
- NRS 210.580 Sec. 258. **Commitment of female children to facility outside state or private institution.**
This section consists of the flushline of subsection 1 of NRS

210.580 which is not in the existing Nevada Youth Center Training subhead, but the section now applies to both the Caliente Youth Center and Nevada Youth Training Center.

- NRS 210.180 & 210.580 Sec. 259. **Physical examinations.**
This section consists of subsection 2 of NRS 210.180 and 210.580.
- NRS 210.180 & 210.580 Sec. 260. **Expenses for support and maintenance.**
This section consists of subsection 3 of NRS 210.180 and 210.580.
- NRS 62.215 Sec. 261. **Placement of child by Division of Child and Family Services; requirements for changing placement of child.**
As requested, NRS 62.215 has been placed here.
- NRS 210.187 & 210.620 Sec. 262. **Duty of Administrator to report children improper for retention and to recommend alternatives.**
- NRS 210.189 & 210.630 Sec. 263. **Order of commitment: Modification; setting aside order; notice.**
- NRS 210.615 Sec. 264. **Transfer.**
This provision is not in the existing Nevada Youth Center Training subhead, but, the new section now applies to both the Caliente Youth Center and Nevada Youth Training Center.
This section now provides that a superintendent may transfer a child from one state facility to another. The section does not provide that a superintendent may transfer a child to any public or private institution because such a provision would conflict with the provision in section 261 of this bill which requires parental notification and court approval when the DCFS changes any placement of a child in an institution or agency.
- NRS 210.590 Sec. 265. **Presence of female attendant required when dealing with female children committed to facility.**
This provision is not in the existing Nevada Youth Center Training subhead, but the new section now applies to both the Caliente Youth Center and Nevada Youth Training Center.
- NRS 210.190 & 210.640 Sec. 266. **Officer and employees prohibited from serving as guardian of child or estate of child.**
- NRS 210.210 & 210.660 Sec. 267. **Medical, surgical and dental services.**
- NRS 210.220 & 210.230 Sec. 268. **Forestry camps: Establishment; employment of children; power of superintendent to contract.**
The provisions in NRS 210.220 and 210.230 are combined in this section. Neither provision is in the existing Caliente Youth Center subhead, but the new section now applies to both the Caliente Youth Center and Nevada Youth Training Center.

NRS 210.240 & 210.670	Sec. 269.	Parole. Divided NRS 210.240 and 210.670 into 2 sections: This section consists of subsections 1 and 2 of NRS 210.240 and 210.670.
NRS 210.240 & 210.670	Sec. 270.	Temporary furlough. This section consists of subsection 3 of NRS 210.240 and 210.670.
NRS 210.250 & 210.680	Sec. 271.	Suspension, modification or revocation of parole.
NRS 210.260 & 210.690	Sec. 272.	Written order of superintendent constitutes warrant for arrest.
NRS 210.280 & 210.710	Sec. 273.	Penalty for aiding or concealing escape of child.
NRS 210.285 & 210.713	Sec. 274.	Required notice upon escape and apprehension of child.
NRS 210.290 & 210.715	Sec. 275.	Discharge.

YOUTH PAROLE BUREAU

NRS 210.735	Sec. 276.	Power of Chief of the Youth Parole Bureau to appoint employees and enter into contracts.
NRS 210.740	Sec. 277.	Duties of Chief of the Youth Parole Bureau.
NRS 210.750	Sec. 278.	Placement of parolee in home and in educational or work program. Divided NRS 210.750 into 4 sections: This section consists of subsection 1 of NRS 210.750.
NRS 210.750	Sec. 279.	Safekeeping of parolee's money. This section consists of subsection 2 of NRS 210.750.
NRS 210.750	Sec. 280.	Dismissal of proceedings. This section consists of subsection 3 of NRS 210.750.
NRS 210.750	Sec. 281.	Revocation of parole. This section consists of subsection 4 of NRS 210.750.
NRS 210.755	Sec. 282.	Arrest and detention of alleged violator of parole.

CHAPTER 63B
INTERSTATE COMPACT ON JUVENILES

New Chapter 63B	Sec. 283.	Directory language that will not be codified.
NRS 214.010	Sec. 284.	Execution of Compact.
NRS 214.015	Sec. 285.	Authorized amendment to Compact.
NRS 214.020	Sec. 286.	Administrator: Designation; powers and duties.
NRS 214.030	Sec. 287.	Execution of supplementary agreements by Administrator; limitations.
NRS 214.040	Sec. 288.	Payment of claims from Reserve for Statutory Contingency Account.
NRS 214.050	Sec. 289.	Payment of fees of attorneys and guardians ad litem.
NRS 214.060	Sec. 290.	Responsibilities of state departments, agencies and officers.

INTERNAL REFERENCES

Sections 291 to 374, inclusive These existing sections have been amended so that references to sections or chapters of NRS which are repealed and reenacted by this act now refer to the appropriate provisions of title 5 of NRS, as amended by this act.

TRANSITORY PROVISIONS

Sec. 375 This transitory provision provides that, to the extent the provisions enacted by this act are substantially the same as the provisions repealed by this act, the provisions enacted by this act shall be deemed to be a continuation of the repealed provisions. Thus, the new provisions should be construed and enforced as were the old provisions.

This transitory provision also provides that if a person is subject to the jurisdiction of the juvenile court on or after the effective date of this act, the proceedings must be conducted in accordance with the provisions of this act, whether or not the person committed an unlawful act or otherwise became subject to the jurisdiction of the juvenile court before the effective date of this act.

This transitory provision also provides that if, under the Nevada Constitution or the Constitution of the United States, the proceedings with regard to a person who committed an unlawful act or who otherwise became subject to the jurisdiction of the juvenile court before the effective date of this act cannot be conducted in accordance with the provisions of this act, the proceedings with regard to that person must be conducted as if the statutory provisions repealed by this act had not been repealed. For example, if the Ex Post Facto Clause prevents prosecution of a person under the provisions of this act, the proceedings for the person must be conducted pursuant to the provisions of chapters 62, 210 and 214 of NRS and NRS 213.220 to 213.290, inclusive, which were repealed by this act.

Sec. 376 This transitory provision provides that the repeal of provisions in this act does not affect, modify or abrogate any right, remedy, duty, obligation, requirement, assessment, fine, forfeiture, penalty, liability, action, prosecution, proceeding, adjudication, disposition, order, judgment, regulation, contract, act or transaction that had accrued or occurred before the effective date of this act.

This transitory provision also provides that the repeal of provisions in this act does not revive provisions repealed before the effective date of this act.

- Sec. 377 This transitory provision provides that the provisions of this act do not repeal or otherwise affect, modify or abrogate statutes involving special, local or temporary law, appropriations or bonds; the running of any statute of limitations in force on the effective date of this act; the continued existence or operation of any state or local department, agency or office legally established or held on or before the effective date of this act; a bond of any public officer; any taxes, fees, assessments or other charges legally incurred, imposed or collected before the effective date of this act; or any regulation, ordinance or resolution that does not conflict with the provisions of this act.
- Sec. 378 This transitory provision provides that the repeal and reenactment of the provisions of chapters 62, 210 and 214 of NRS and NRS 213.220 to 213.290, inclusive, does not affect, modify or abrogate the Interstate Compact on Juveniles in chapter 214 of NRS or any other compact or contract with the United States or any other state.
- Sec. 379 This transitory provision provides that if another bill or resolution is enacted during this session which amends or adds a new provision to chapter 62, 210 or 214 of NRS or NRS 213.220 to 213.290, inclusive, that amendment or new provision is deemed to be saved and shall be codified in the new title 5.
- Sec. 380 This transitory provision authorizes the LCB, during codification of NRS or NAC, to change any reference to a section of chapter 62, 210 or 214 of NRS or NRS 213.220 to 213.290, inclusive, which is repealed by this act to refer to the appropriate provision of title 5 of NRS, as amended by this act.
- This transitory provision also authorizes the LCB, during codification of NAC, to appropriately recodify any regulations in NAC so that those regulations correspond with the appropriate chapter of title 5 of NRS, as amended by the provisions of this act.
- This transitory provision also provides that if another bill or resolution is enacted which refers to a repealed section of chapter 62, 210 or 214 of NRS or NRS 213.220 to 213.290, inclusive, those references shall be deemed to refer to the appropriate sections of this act.
- Sec. 381 This transitory provision provides that any regulations adopted, any contracts entered into, and any actions taken by an officer or an agency whose name has been changed or whose responsibilities have been transferred to another officer or agency pursuant to the provisions of this act remain in force, are binding and remain in effect until the responsibility has been transferred.

Sec. 382 This transitory provision authorizes the LCB, during codification of NRS or NAC, to appropriately change any reference to an officer or agency whose name is changed or whose responsibilities have been transferred pursuant to the provisions of this act to refer to the appropriate officer or agency.

This transitory provision also provides that if another bill or resolution is enacted during this session which refers to an officer or agency whose name is changed or whose responsibilities have been transferred pursuant to the provisions of this act, those references shall be deemed to refer to the officer or agency to which the responsibility is transferred.

Repealed Sections Sec. 383 This section consists of a list of the sections which are repealed by this act.

Effective Date Sec. 384 This section provides that this act is effective on January 1, 2004, so the act will not be effective until it is codified. This section also provides that the section regarding the coroner's visitation program expires by limitation on October 1, 2005.