

ASSEMBLY BILL NO. 132—COMMITTEE ON JUDICIARY

(ON BEHALF OF LEGISLATIVE COMMITTEE ON CHILDREN,
YOUTH AND FAMILIES (NRS 218.53723))

FEBRUARY 14, 2003

Referred to Committee on Judiciary

SUMMARY—Provides that proceedings concerning abuse or neglect of children are presumptively closed to public. (BDR 38-689)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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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 the protection of children; providing that proceedings concerning the abuse or neglect of children are presumptively closed to the public; and providing other matters properly relating thereto.

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

- 1 **Section 1.** NRS 432B.430 is hereby amended to read as
2 follows:
3 432B.430 *1.* Except as otherwise provided in *subsection 4*
4 *and* NRS 432B.457, *any proceeding held pursuant to NRS*
5 *432B.410 to 432B.590, inclusive, must be closed to the general*
6 *public unless the judge or master, upon his own motion or upon*
7 *the motion of another person, determines that all or part of the*
8 *proceeding must be open to the general public because opening*
9 *the proceeding in such a manner is in the best interests of the*
10 *child who is the subject of the proceeding. In determining whether*
11 *opening all or part of the proceeding is in the best interests of the*
12 *child who is the subject of the proceeding, the judge or master*
13 *shall consider and give due weight to the desires of that child.*



* A B 1 3 2 R 2 *

1 2. *Unless the judge or master determines pursuant to*
2 *subsection 1 that all or part of a proceeding must be open to the*
3 *general public and except as otherwise provided in NRS 432B.457,*
4 *the general public must be excluded and* only those persons having
5 a direct interest in the case, as ~~ordered~~ *determined* by the judge or
6 master, may be admitted to ~~any~~ *the* proceeding .

7 3. *If the judge or master determines pursuant to subsection 1*
8 *that all or part of a proceeding must be open to the general public,*
9 *the judge or master must make specific findings of fact to support*
10 *such a determination.*

11 4. *In conducting a proceeding* held pursuant to NRS 432B.410
12 *to 432B.590, inclusive* ~~H~~ *, a judge or master shall keep*
13 *information confidential to the extent necessary to obtain federal*
14 *funds in the maximum amount available to this state.*

