

SENATE BILL NO. 197—SENATOR WIENER

FEBRUARY 24, 2003

Referred to Committee on Judiciary

SUMMARY—Repeals, reenacts, reorganizes and revises certain provisions relating to juvenile justice. (BDR 5-633)

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 juvenile justice; repealing, reenacting, reorganizing and revising certain provisions relating to juvenile justice; reenacting certain penalties; 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.** Title 5 of NRS is hereby amended by adding  
2 thereto a new chapter to consist of the provisions set forth as  
3 sections 2 to 39, inclusive, of this act.

4 **Sec. 2.** *As used in this title, unless the context otherwise*  
5 *requires, the words and terms defined in sections 3 to 36,*  
6 *inclusive, of this act have the meanings ascribed to them in those*  
7 *sections.*

8 **Sec. 3.** *“Central Repository” means the Central Repository*  
9 *for Nevada Records of Criminal History.*

10 **Sec. 4. 1.** *“Child” means:*  
11 *(a) A person who is less than 18 years of age;*  
12 *(b) A person who is less than 21 years of age and subject to the*  
13 *jurisdiction of the juvenile court for an unlawful act that was*  
14 *committed before the person reached 18 years of age; or*  
15 *(c) A person who is otherwise subject to the jurisdiction of the*  
16 *juvenile court as a juvenile sex offender pursuant to the provisions*  
17 *of sections 186 to 192, inclusive, of this act.*



\* S B 1 9 7 R 2 \*

1       2. *The term does not include a person who is excluded from*  
2 *the jurisdiction of the juvenile court pursuant to section 47 of this*  
3 *act or a person who is certified for criminal proceedings as an*  
4 *adult pursuant to section 53 or 54 of this act.*

5       **Sec. 5.** *“Child in need of supervision” means a child who is*  
6 *adjudicated to be in need of supervision pursuant to the provisions*  
7 *of this title.*

8       **Sec. 6.** *“Community notification” means notification of a*  
9 *community pursuant to the guidelines and procedures established*  
10 *by the Attorney General for juvenile sex offenders pursuant to*  
11 *NRS 179D.800.*

12       **Sec. 7. 1.** *“Community service” means community service*  
13 *performed in accordance with section 93 of this act.*

14       2. *The term includes, but is not limited to, public service,*  
15 *work on public projects, supervised work for the benefit of the*  
16 *community or any other work required by the juvenile court.*

17       **Sec. 8.** *“Delinquent child” means a child who is adjudicated*  
18 *delinquent pursuant to the provisions of this title.*

19       **Sec. 9.** *“Director of juvenile services” means:*

20       1. *In a judicial district that does not include a county whose*  
21 *population is 100,000 or more, the chief probation officer who is*  
22 *appointed pursuant to section 63 of this act;*

23       2. *In a judicial district that includes a county whose*  
24 *population is 100,000 or more but less than 400,000, the director*  
25 *of juvenile services who is appointed pursuant to section 69 of this*  
26 *act; or*

27       3. *In a judicial district that includes a county whose*  
28 *population is 400,000 or more, the director of the department of*  
29 *juvenile justice services who is appointed pursuant to section 77 of*  
30 *this act or who is appointed pursuant to sections 82 to 87,*  
31 *inclusive, of this act.*

32       **Sec. 10.** *“Division of Child and Family Services” means the*  
33 *Division of Child and Family Services of the Department of*  
34 *Human Resources.*

35       **Sec. 11.** *“Division of Parole and Probation” means the*  
36 *Division of Parole and Probation of the Department of Public*  
37 *Safety.*

38       **Sec. 12.** *“Evaluation center” means a facility which is*  
39 *approved by the Health Division of the Department of Human*  
40 *Resources to provide an evaluation of an offender to a court to*  
41 *determine if the offender is an abuser of alcohol or another drug.*  
42 *The term includes a facility operated by a court or other*  
43 *governmental agency.*

44       **Sec. 13.** *“Family division” means the family division of the*  
45 *district court.*



- 1     **Sec. 14.** *“Firearm” means any device designed to be used as*  
2 *a weapon from which a projectile may be expelled through the*  
3 *barrel by the force of any explosion or other form of combustion.*
- 4     **Sec. 15.** *“Guardian” means a person, other than a parent or*  
5 *a state or local agency, who is legally responsible for the care,*  
6 *custody or support of a child.*
- 7     **Sec. 16.** *“Highway” means a street, road, alley or*  
8 *thoroughfare of any kind used by the public.*
- 9     **Sec. 17.** *“Indian child” has the meaning ascribed to it in 25*  
10 *U.S.C. § 1903.*
- 11     **Sec. 18.** *“Indian Child Welfare Act” means the Indian Child*  
12 *Welfare Act of 1978, 25 U.S.C. §§ 1901 et seq.*
- 13     **Sec. 19.** 1. *“Juvenile court” means each district judge who*  
14 *is assigned to serve as a judge of the juvenile court pursuant to*  
15 *section 42 of this act or court rule.*
- 16     2. *The term includes a master who is performing an act on*  
17 *behalf of the juvenile court if:*
- 18     (a) *The juvenile court delegates authority to the master to*  
19 *perform the act in accordance with the Constitution of the State of*  
20 *Nevada; and*
- 21     (b) *The master performs the act within the limits of the*  
22 *authority delegated to the master.*
- 23     **Sec. 20.** *“Local facility for the detention of children” means*  
24 *a local facility for the detention or commitment of children which*  
25 *is administered by a county.*
- 26     **Sec. 21.** *“Local law enforcement agency” means:*
- 27     1. *The sheriff’s office of a county;*  
28     2. *A metropolitan police department; or*  
29     3. *A police department of an incorporated city.*
- 30     **Sec. 22.** *“Master of the juvenile court” means a person who*  
31 *is appointed to act as a master of the juvenile court pursuant to*  
32 *section 43 of this act.*
- 33     **Sec. 23.** *“Minor traffic offense” means a violation of any*  
34 *state or local law or ordinance governing the operation of a motor*  
35 *vehicle upon any highway within this state other than:*
- 36     1. *A violation of chapter 484 or 706 of NRS that causes the*  
37 *death of a person;*
- 38     2. *A violation of NRS 484.379; or*  
39     3. *A violation declared to be a felony.*
- 40     **Sec. 24.** *“Parent” means a natural parent, adoptive parent or*  
41 *stepparent.*
- 42     **Sec. 25.** *“Private school” includes private elementary and*  
43 *secondary educational institutions. The term does not include a*  
44 *home in which instruction is provided to a child who is excused*  
45 *from compulsory attendance pursuant to subsection 1 of NRS*



1 392.070 or a school or educational program that is conducted  
2 exclusively for children who have been adjudicated delinquent.

3 **Sec. 26.** "Property" includes real or personal property.

4 **Sec. 27.** "Public school" includes all kindergartens and  
5 elementary schools, junior high schools and middle schools, high  
6 schools, charter schools and any other schools, classes and  
7 educational programs which receive their support through public  
8 taxation and, except for charter schools, whose textbooks and  
9 courses of study are under the control of the State Board of  
10 Education. The term does not include a school or educational  
11 program that is conducted exclusively for children who have been  
12 adjudicated delinquent.

13 **Sec. 28.** "Qualified professional" means:

14 1. A psychiatrist licensed to practice medicine in this state  
15 and certified by the American Board of Psychiatry and Neurology,  
16 Inc.;

17 2. A psychologist licensed to practice in this state;

18 3. A social worker holding a master's degree in social work  
19 and licensed in this state as a clinical social worker;

20 4. A registered nurse holding a master's degree in the field of  
21 psychiatric nursing and licensed to practice professional nursing  
22 in this state; or

23 5. A marriage and family therapist licensed in this state  
24 pursuant to chapter 641A of NRS.

25 **Sec. 29.** 1. "Regional facility for the detention of children"  
26 means a regional facility for the detention or commitment of  
27 children which is administered by or for the benefit of more than  
28 one governmental entity.

29 2. The term includes, but is not limited to:

30 (a) The institution in Clark County known as Spring  
31 Mountain Youth Camp;

32 (b) The institution in Douglas County known as China Spring  
33 Youth Camp; and

34 (c) The institution in Lyon County known as Western Nevada  
35 Regional Youth Facility.

36 3. The term does not include:

37 (a) Any local facility for the detention of children; or

38 (b) The Nevada Youth Training Center, the Caliente Youth  
39 Center or any state facility for the detention of children.

40 **Sec. 30.** "Restitution" means restitution ordered by the  
41 juvenile court pursuant to sections 165 to 169, inclusive, of this  
42 act.

43 **Sec. 31.** "School bus" includes every motor vehicle owned by  
44 or under the control of a public or governmental agency or a  
45 private school and regularly operated for the transportation of



1 *children to or from school or a school activity or privately owned*  
2 *and regularly operated for compensation for the transportation of*  
3 *children to or from school or a school activity. The term does not*  
4 *include a passenger car operated under a contract to transport*  
5 *children to and from school, a common carrier or commercial*  
6 *vehicle under the jurisdiction of the Surface Transportation Board*  
7 *or the Transportation Services Authority when such a vehicle is*  
8 *operated in the regular conduct of its business in interstate or*  
9 *intrastate commerce within the State of Nevada.*

10 **Sec. 32.** *“Seal” means to place the records in a separate file*  
11 *or other repository not accessible to the public.*

12 **Sec. 33.** *“Sexually motivated act” means an unlawful act*  
13 *that is determined to be sexually motivated pursuant to section 179*  
14 *of this act.*

15 **Sec. 34.** 1. *“State facility for the detention of children”*  
16 *means a state facility for the detention or commitment of children*  
17 *which is administered by the State of Nevada.*

18 2. *The term includes, but is not limited to, the Nevada Youth*  
19 *Training Center and the Caliente Youth Center.*

20 **Sec. 35.** *“Treatment facility” means a facility for the*  
21 *treatment of abuse of alcohol or drugs that is certified by the*  
22 *Health Division of the Department of Human Resources.*

23 **Sec. 36.** *“Youth Parole Bureau” means the Youth Parole*  
24 *Bureau of the Division of Child and Family Services.*

25 **Sec. 37.** *The Legislature hereby declares that:*

26 1. *This title must be liberally construed to the end that:*

27 (a) *Each child who is subject to the jurisdiction of the juvenile*  
28 *court must receive such care, guidance and control, preferably in*  
29 *the child’s own home, as will be conducive to the child’s welfare*  
30 *and the best interests of this state; and*

31 (b) *When a child is removed from the control of the parent or*  
32 *guardian of the child, the juvenile court shall secure for the child*  
33 *a level of care which is equivalent as nearly as possible to the care*  
34 *that should have been given to the child by the parent or guardian.*

35 2. *One of the purposes of this title is to promote the*  
36 *establishment, supervision and implementation of preventive*  
37 *programs that are designed to prevent a child from becoming*  
38 *subject to the jurisdiction of the juvenile court.*

39 **Sec. 38.** *Each public officer and agency shall, to the extent*  
40 *of the jurisdictional power of the public officer or agency, render*  
41 *all assistance and cooperation that may further the objects of this*  
42 *title.*

43 **Sec. 39.** 1. *In carrying out the objects and purposes of this*  
44 *title, the juvenile court may use the services and facilities of the*  
45 *agency which provides child welfare services.*



1       2. *The agency which provides child welfare services shall*  
2 *determine the plans, placements and services to be provided to any*  
3 *child pursuant to the provisions of this title, chapter 432 of NRS*  
4 *and NRS 432B.010 to 432B.400, inclusive.*

5       3. *As used in this section, "agency which provides child*  
6 *welfare services" means:*

7       (a) *In a county whose population is less than 100,000, the*  
8 *local office of the Division of Child and Family Services; or*

9       (b) *In a county whose population is 100,000 or more, the*  
10 *agency of the county,*

11 *which provides or arranges for necessary child welfare services.*

12       **Sec. 40.** Title 5 of NRS is hereby amended by adding thereto a  
13 new chapter to consist of the provisions set forth as sections 41 to  
14 56, inclusive, of this act.

15       **Sec. 41.** *The district courts:*

16       1. *To the extent specified in this title, shall have and exercise*  
17 *jurisdiction in all proceedings conducted pursuant to this title; and*

18       2. *When exercising jurisdiction pursuant to the provisions of*  
19 *this title, shall be termed juvenile courts.*

20       **Sec. 42.** 1. *In any judicial district in which there are two or*  
21 *three district judges, the district judges, by mutual consent, shall:*

22       (a) *Assign one district judge to serve as the judge of the*  
23 *juvenile court for a period set by the district judges; or*

24       (b) *Divide the powers and duties set forth in this title among*  
25 *the district judges as they see fit.*

26       2. *In a judicial district which does not include a county whose*  
27 *population is 100,000 or more and in which there are four or more*  
28 *district judges:*

29       (a) *The district judges, by mutual consent, shall assign one*  
30 *district judge to serve as the judge of the juvenile court for a*  
31 *period of 2 years; or*

32       (b) *If the district judges cannot agree, the Chief Justice of the*  
33 *Supreme Court shall assign one district judge to serve as the judge*  
34 *of the juvenile court for a period of 2 years.*

35       3. *If, for any reason, a district judge who is assigned to serve*  
36 *as a judge of the juvenile court pursuant to this section is unable*  
37 *to act, any other district judge of the judicial district may act*  
38 *temporarily as a judge of the juvenile court during the period that*  
39 *the district judge who is regularly assigned is unable to act.*

40       4. *Each district judge who is assigned to serve as a judge*  
41 *of the juvenile court has all the powers and duties set forth in this*  
42 *title, and the primary duty of the district judge is to administer*  
43 *the provisions of this title.*

44       **Sec. 43.** 1. *Except as otherwise provided in this section, the*  
45 *juvenile court or the chief judge of the judicial district may*



1 *appoint any person to act as a master of the juvenile court if the*  
2 *person is qualified by previous experience, training and*  
3 *demonstrated interest in the welfare of children to act as a master*  
4 *of the juvenile court.*

5 2. *A probation officer shall not act as a master of the juvenile*  
6 *court unless the proceeding concerns:*

7 (a) *A minor traffic offense; or*

8 (b) *A child who is alleged to be a habitual truant.*

9 3. *If a person is appointed to act as a master of the juvenile*  
10 *court, the person shall attend instruction at the National College*  
11 *of Juvenile and Family Law in Reno, Nevada, in a course*  
12 *designed for the training of new judges of the juvenile court on the*  
13 *first occasion when such instruction is offered after the person is*  
14 *appointed.*

15 4. *If, for any reason, a master of the juvenile court is unable*  
16 *to act, the juvenile court or the chief judge of the judicial district*  
17 *may appoint another qualified person to act temporarily as a*  
18 *master of the juvenile court during the period that the master who*  
19 *is regularly appointed is unable to act.*

20 5. *The compensation of a master of the juvenile court:*

21 (a) *May not be taxed against the parties.*

22 (b) *Must be paid out of appropriations made for the expenses*  
23 *of the district court, if the compensation is fixed by the juvenile*  
24 *court.*

25 **Sec. 44. 1.** *The juvenile court may order a master of the*  
26 *juvenile court to:*

27 (a) *Swear witnesses.*

28 (b) *Take evidence.*

29 (c) *Make findings of fact and recommendations.*

30 (d) *Conduct all proceedings before the master of the juvenile*  
31 *court in the same manner as a district judge conducts proceedings*  
32 *in a district court.*

33 2. *Not later than 10 days after the evidence before a master of*  
34 *the juvenile court is closed, the master shall file with the juvenile*  
35 *court:*

36 (a) *All papers relating to the case;*

37 (b) *Written findings of fact; and*

38 (c) *Written recommendations.*

39 3. *A master of the juvenile court shall provide to the parent or*  
40 *guardian of the child, the attorney for the child, the district*  
41 *attorney, and any other person concerned, written notice of:*

42 (a) *The master's findings of fact;*

43 (b) *The master's recommendations;*

44 (c) *The right to object to the master's recommendations; and*





1       (d) *The right to request a hearing de novo before the juvenile*  
2 *court as provided in subsection 4.*  
3       4. *After reviewing the recommendations of a master of the*  
4 *juvenile court and any objection to the master's recommendations,*  
5 *the juvenile court shall:*  
6       (a) *Approve the master's recommendations, in whole or in*  
7 *part, and order the recommended disposition;*  
8       (b) *Reject the master's recommendations, in whole or in part,*  
9 *and order such relief as may be appropriate; or*  
10       (c) *Direct a hearing de novo before the juvenile court if, not*  
11 *later than 5 days after the master provides notice of the master's*  
12 *recommendations, a person who is entitled to such notice files*  
13 *with the juvenile court a request for a hearing de novo before the*  
14 *juvenile court.*  
15       5. *A recommendation of a master of the juvenile court is not*  
16 *effective until expressly approved by the juvenile court as*  
17 *evidenced by the signature of a judge of the juvenile court.*  
18       **Sec. 45.** *The juvenile court does not have jurisdiction over a*  
19 *child who is subject to the exclusive jurisdiction of an Indian tribe.*  
20       **Sec. 46.** 1. *Except as otherwise provided in this title, the*  
21 *juvenile court has exclusive original jurisdiction in proceedings*  
22 *concerning any child living or found within the county who is*  
23 *alleged or adjudicated to be in need of supervision because the*  
24 *child:*  
25       (a) *Is subject to compulsory school attendance and is a*  
26 *habitual truant from school;*  
27       (b) *Habitually disobeys the reasonable and lawful demands of*  
28 *the parent or guardian of the child and is unmanageable; or*  
29       (c) *Deserts, abandons or runs away from the home or usual*  
30 *place of abode of the child and is in need of care or rehabilitation.*  
31       2. *A child who is subject to the jurisdiction of the juvenile*  
32 *court pursuant to this section must not be considered a delinquent*  
33 *child.*  
34       **Sec. 47.** 1. *Except as otherwise provided in this title, the*  
35 *juvenile court has exclusive original jurisdiction over a child*  
36 *living or found within the county who is alleged or adjudicated to*  
37 *have committed a delinquent act.*  
38       2. *For the purposes of this section, a child commits a*  
39 *delinquent act if the child:*  
40       (a) *Violates a county or municipal ordinance;*  
41       (b) *Violates any rule or regulation having the force of law; or*  
42       (c) *Commits an act designated a criminal offense pursuant to*  
43 *the laws of the State of Nevada.*  
44       3. *For the purposes of this section, each of the following acts*  
45 *shall be deemed not to be a delinquent act, and the juvenile court*





1 *does not have jurisdiction over a person who is charged with*  
2 *committing such an act:*

3 (a) *Murder or attempted murder and any other related offense*  
4 *arising out of the same facts as the murder or attempted murder,*  
5 *regardless of the nature of the related offense.*

6 (b) *Sexual assault or attempted sexual assault involving the*  
7 *use or threatened use of force or violence against the victim*  
8 *and any other related offense arising out of the same facts as*  
9 *the sexual assault or attempted sexual assault, regardless of the*  
10 *nature of the related offense, if:*

11 (1) *The person was 16 years of age or older when the*  
12 *sexual assault or attempted sexual assault was committed; and*

13 (2) *Before the sexual assault or attempted sexual assault*  
14 *was committed, the person previously had been adjudicated*  
15 *delinquent for an act that would have been a felony if committed*  
16 *by an adult.*

17 (c) *An offense or attempted offense involving the use or*  
18 *threatened use of a firearm and any other related offense arising*  
19 *out of the same facts as the offense or attempted offense involving*  
20 *the use or threatened use of a firearm, regardless of the nature of*  
21 *the related offense, if:*

22 (1) *The person was 16 years of age or older when the*  
23 *offense or attempted offense involving the use or threatened use of*  
24 *a firearm was committed; and*

25 (2) *Before the offense or attempted offense involving the*  
26 *use or threatened use of a firearm was committed, the person*  
27 *previously had been adjudicated delinquent for an act that would*  
28 *have been a felony if committed by an adult.*

29 (d) *A felony resulting in death or substantial bodily harm to*  
30 *the victim and any other related offense arising out of the same*  
31 *facts as the felony, regardless of the nature of the related offense,*  
32 *if:*

33 (1) *The felony was committed on the property of a public or*  
34 *private school when pupils or employees of the school were*  
35 *present or may have been present, at an activity sponsored by a*  
36 *public or private school or on a school bus while the bus was*  
37 *engaged in its official duties; and*

38 (2) *The person intended to create a great risk of death or*  
39 *substantial bodily harm to more than one person by means of a*  
40 *weapon, device or course of action that would normally be*  
41 *hazardous to the lives of more than one person.*

42 (e) *Any other offense if, before the offense was committed, the*  
43 *person previously had been convicted of a criminal offense.*

44 **Sec. 48.** *The juvenile court has exclusive original*  
45 *jurisdiction over any child who is:*



- 1     1. *On probation; or*
- 2     2. *Released on parole from a state facility for the detention of*
- 3     *children and who violates any condition of the child's parole.*

4     **Sec. 49.** *1. If the juvenile court exercises jurisdiction over a*  
5     *child regarding any matter within the purview of this title, another*  
6     *court may not exercise jurisdiction over the child regarding that*  
7     *matter, unless the juvenile court:*

8         *(a) Certifies the child for proper criminal proceedings as an*  
9         *adult pursuant to the provisions of this title; or*

10        *(b) Transfers the case to another court pursuant to the*  
11        *provisions of this title.*

12     2. *The provisions of this title do not deprive another court of*  
13     *the right to determine:*

14        *(a) The custody of the child upon a writ of habeas corpus; or*

15        *(b) The custody or guardianship of the child in a case*  
16        *involving divorce or problems of domestic relations.*

17     **Sec. 50.** *Except as otherwise provided in sections 181 and*  
18     *188 of this act, if a child is subject to the jurisdiction of the*  
19     *juvenile court, the juvenile court:*

20        1. *May terminate its jurisdiction concerning the child at any*  
21        *time, either on its own volition or for good cause shown; or*

22        2. *May retain jurisdiction over the child until the child*  
23        *reaches 21 years of age.*

24     **Sec. 51.** *1. Except as otherwise provided in this title, a*  
25     *court shall transfer a case and record to the juvenile court if,*  
26     *during the pendency of a proceeding involving a criminal offense,*  
27     *it is ascertained that the person who is charged with the offense*  
28     *was less than 18 years of age when the person allegedly committed*  
29     *the offense.*

30        2. *A court shall not transfer a case and record to the juvenile*  
31        *court if the proceeding involves a criminal offense excluded from*  
32        *the original jurisdiction of the juvenile court pursuant to section*  
33        *47 of this act.*

34        3. *A court making a transfer pursuant to this section shall:*

35        *(a) Order the child to be taken immediately to the place of*  
36        *detention designated by the juvenile court;*

37        *(b) Order the child to be taken immediately to appear before*  
38        *the juvenile court; or*

39        *(c) Release the child to the custody of a suitable person and*  
40        *order the child to be brought before the juvenile court at a time*  
41        *designated by the juvenile court.*

42     **Sec. 52.** *1. If a child is charged with a minor traffic*  
43     *offense, the juvenile court may transfer the case and record to a*  
44     *justice's court or municipal court if the juvenile court determines*  
45     *that the transfer is in the best interests of the child.*



1       2. *If a case is transferred pursuant to this section:*  
2       (a) *The restrictions set forth in section 113 of this act are*  
3       *applicable in those proceedings; and*  
4       (b) *A parent or guardian must accompany the child at all*  
5       *proceedings.*

6       3. *If the juvenile court transfers a case and record to a*  
7       *justice's court or municipal court pursuant to this section, the*  
8       *justice's court or municipal court may transfer the case and*  
9       *record back to the juvenile court with the consent of the juvenile*  
10       *court.*

11       **Sec. 53.** *1. Except as otherwise provided in subsection 2*  
12       *and section 54 of this act, upon a motion by the district attorney*  
13       *and after a full investigation, the juvenile court may certify a child*  
14       *for proper criminal proceedings as an adult to any court that*  
15       *would have jurisdiction to try the offense if committed by an adult,*  
16       *if the child:*

17       (a) *Is charged with an offense that would have been a felony if*  
18       *committed by an adult; and*

19       (b) *Was 14 years of age or older at the time the child allegedly*  
20       *committed the offense.*

21       2. *Except as otherwise provided in subsection 3, upon a*  
22       *motion by the district attorney and after a full investigation, the*  
23       *juvenile court shall certify a child for proper criminal proceedings*  
24       *as an adult to any court that would have jurisdiction to try the*  
25       *offense if committed by an adult, if the child:*

26       (a) *Is charged with:*

27       (1) *A sexual assault involving the use or threatened use of*  
28       *force or violence against the victim; or*

29       (2) *An offense or attempted offense involving the use or*  
30       *threatened use of a firearm; and*

31       (b) *Was 14 years of age or older at the time the child allegedly*  
32       *committed the offense.*

33       3. *The juvenile court shall not certify a child for criminal*  
34       *proceedings as an adult pursuant to subsection 2 if the juvenile*  
35       *court specifically finds by clear and convincing evidence that:*

36       (a) *The actions of the child were substantially the result of the*  
37       *substance abuse or emotional or behavioral problems of the child;*  
38       *and*

39       (b) *The substance abuse or emotional or behavioral problems*  
40       *may be appropriately treated through the jurisdiction of the*  
41       *juvenile court.*

42       4. *If a child is certified for criminal proceedings as an adult*  
43       *pursuant to subsection 1 or 2, the juvenile court shall also certify*  
44       *the child for criminal proceedings as an adult for any other*  
45       *related offense arising out of the same facts as the offense for*



1 *which the child was certified, regardless of the nature of the*  
2 *related offense.*  
3 *5. If a child has been certified for criminal proceedings as an*  
4 *adult pursuant to subsection 1 or 2 and the child's case has been*  
5 *transferred out of the juvenile court:*  
6 *(a) The court to which the case has been transferred has*  
7 *original jurisdiction over the child;*  
8 *(b) The child may petition for transfer of the case back to the*  
9 *juvenile court only upon a showing of exceptional circumstances;*  
10 *and*  
11 *(c) If the child's case is transferred back to the juvenile court,*  
12 *the juvenile court shall determine whether the exceptional*  
13 *circumstances warrant accepting jurisdiction.*  
14 **Sec. 54. 1. A child shall be deemed to be a prisoner who**  
15 **has escaped or attempted to escape from lawful custody in**  
16 **violation of NRS 212.090, and proceedings may be brought**  
17 **against the child pursuant to the provisions of this section, if the**  
18 **child:**  
19 *(a) Is committed to or otherwise is placed in a public or private*  
20 *facility for the detention or correctional care of children,*  
21 *including, but not limited to, all state, regional and local facilities*  
22 *for the detention of children; and*  
23 *(b) Escapes or attempts to escape from such a facility.*  
24 **2. Upon a motion by the district attorney and after a full**  
25 **investigation, the juvenile court may certify the child for criminal**  
26 **proceedings as an adult pursuant to subsection 1 of section 53 of**  
27 **this act if the child was 14 years of age or older at the time of the**  
28 **escape or attempted escape and:**  
29 *(a) The child was committed to or placed in the facility from*  
30 *which the child escaped or attempted to escape because the child*  
31 *had been charged with or had been adjudicated delinquent for an*  
32 *unlawful act that would have been a felony if committed by an*  
33 *adult; or*  
34 *(b) The child or another person aiding the child used a*  
35 *dangerous weapon to facilitate the escape or attempted escape.*  
36 **3. If the child is certified for criminal proceedings as an adult**  
37 **pursuant to subsection 2, the juvenile court shall also certify the**  
38 **child for criminal proceedings as an adult for any other related**  
39 **offense arising out of the same facts as the escape or attempted**  
40 **escape, regardless of the nature of the related offense.**  
41 **4. If the child is not certified for criminal proceedings as an**  
42 **adult pursuant to subsection 2 or otherwise is not subject to the**  
43 **provisions of subsection 2, the escape or attempted escape shall be**  
44 **deemed to be a delinquent act, and proceedings may be brought**  
45 **against the child pursuant to the provisions of this title.**



1     **Sec. 55. 1.** *The juvenile court has jurisdiction over adults*  
2 *to the extent that such jurisdiction is incidental and necessary to*  
3 *its jurisdiction over children.*

4     2. *A stepparent of a child is subject to the same court orders*  
5 *as a natural parent or adoptive parent of the child.*

6     3. *An adult who is subject to the jurisdiction of the juvenile*  
7 *court:*

8       (a) *Is subject to the provisions of section 56 of this act; and*  
9       (b) *Has available to him all the rights, remedies and writs*  
10 *guaranteed by the Constitution of the United States and the*  
11 *Constitution and the laws of this state to a defendant who is*  
12 *charged with having committed a criminal offense in this state.*

13     **Sec. 56. 1.** *Any person, except a child, who willfully*  
14 *violates, neglects or refuses to obey the terms of any order of*  
15 *disposition made by the juvenile court under the provisions of this*  
16 *title is guilty of a misdemeanor and may be punished for contempt.*

17     2. *Except as otherwise provided in this section, if the juvenile*  
18 *court determines that a person is guilty of contempt, the person*  
19 *may be punished by:*

20       (a) *A fine, not to exceed \$500; or*  
21       (b) *Imprisonment, not to exceed 25 days,*  
22 *or both.*

23     3. *The juvenile court may punish a person who is guilty of*  
24 *contempt by imprisonment for more than 25 days if:*

25       (a) *The person is guilty of contempt for refusing to perform an*  
26 *act and the person has the power to perform the act; and*

27       (b) *The juvenile court specifies the act the person must*  
28 *perform in the warrant of commitment.*

29     4. *A person punished pursuant to subsection 3 may be*  
30 *imprisoned until the person performs the act specified in the*  
31 *warrant of commitment.*

32     **Sec. 57.** *Title 5 of NRS is hereby amended by adding thereto a*  
33 *new chapter to consist of the provisions set forth as sections 58 to*  
34 *94, inclusive, of this act.*

35     **Sec. 58. 1.** *In any county where it is deemed advisable, the*  
36 *juvenile court may establish a youth services commission.*

37     2. *Each youth services commission must consist of five*  
38 *persons appointed by the juvenile court.*

39     3. *In conjunction with the Division of Child and Family*  
40 *Services, the youth services commission shall advise the juvenile*  
41 *court, the Legislature, the Governor and the governing bodies of*  
42 *each city and the county to:*

43       (a) *Determine the extent to which various departments,*  
44 *agencies and organizations may wish to cooperate in a common*



- 1 *effort to coordinate their existing programs and develop new*
- 2 *programs to reduce the incidence of juvenile delinquency;*
- 3 *(b) Develop necessary formal agreements among those*
- 4 *departments, agencies and organizations, including agreements*
- 5 *involving the joint exercise of power;*
- 6 *(c) Initiate, where feasible, other special projects for the*
- 7 *prevention of delinquency through the use and coordination of*
- 8 *existing resources within the community; and*
- 9 *(d) Seek and secure money and resources to carry out the*
- 10 *purposes of the youth services commission.*
- 11 **Sec. 59.** *The provisions of sections 59 to 65, inclusive, of this*
- 12 *act apply to a judicial district which does not include a county*
- 13 *whose population is 100,000 or more.*
- 14 **Sec. 60.** *1. By an order entered in the minutes, the juvenile*
- 15 *court shall:*
- 16 *(a) Appoint five representative citizens of good moral*
- 17 *character to be known as the probation committee; and*
- 18 *(b) If any member of the probation committee vacates or is*
- 19 *removed from his position before the end of his term, appoint a*
- 20 *person to fill the vacancy not later than 30 days after the date on*
- 21 *which the vacancy occurs.*
- 22 *2. The clerk of the court shall notify each person who is*
- 23 *appointed to the probation committee. The notice of appointment*
- 24 *must instruct the person to appear before the juvenile court not*
- 25 *later than 10 days after the date the notice is sent.*
- 26 *3. Each person who is appointed to the probation committee*
- 27 *shall:*
- 28 *(a) Appear before the juvenile court not later than the time*
- 29 *specified by the notice of appointment; and*
- 30 *(b) Qualify by taking an oath to perform faithfully the duties*
- 31 *of a member of the probation committee. The taking of the oath*
- 32 *must be entered in the records of the juvenile court.*
- 33 *4. Except as otherwise provided in this section, the juvenile*
- 34 *court shall appoint persons to the probation committee for the*
- 35 *following terms:*
- 36 *(a) For the initial terms of the members:*
- 37 *(1) One member must be appointed for a term of 1 year;*
- 38 *(2) Two members must be appointed for terms of 2 years;*
- 39 *and*
- 40 *(3) Two members must be appointed for terms of 3 years.*
- 41 *(b) For the terms following the initial terms, each member*
- 42 *must be appointed for a term of 3 years.*
- 43 *5. If a person is appointed to fill a vacancy before the end of*
- 44 *a term, the juvenile court shall appoint the person for the*
- 45 *remainder of the unexpired term.*



- 1     6. *The juvenile court may at any time remove for cause any*
- 2 *member of the probation committee.*
- 3     7. *Members of the probation committee shall:*
- 4       (a) *Serve without compensation; and*
- 5       (b) *Choose from among their members a chairman and a*
- 6 *secretary.*
- 7     **Sec. 61. 1. The probation committee shall:**
- 8       (a) *Advise the juvenile court upon its request.*
- 9       (b) *In conjunction with the juvenile court and the chief*
- 10 *probation officer, advise on any matter concerning the control and*
- 11 *management of any local facility for the detention of children.*
- 12       (c) *Upon the request of the juvenile court, investigate the*
- 13 *facilities, resources and management of any person or entity,*
- 14 *other than a state agency, that applies to receive or receives*
- 15 *children under this title and report its findings, conclusions and*
- 16 *recommendations to the juvenile court.*
- 17       (d) *Prepare an annual report of its activities, investigations,*
- 18 *findings and recommendations and file the annual report with the*
- 19 *juvenile court and with the clerk of the court as a public*
- 20 *document.*
- 21       (e) *Advise the juvenile court and make recommendations*
- 22 *concerning:*
- 23           (1) *The appointment of employees that the probation*
- 24 *committee deems necessary for the operation and management of*
- 25 *the probation department and each local facility for the detention*
- 26 *of children.*
- 27           (2) *The establishment of policies, procedures and standards*
- 28 *for the proper performance of the duties and responsibilities of*
- 29 *probation officers, the employees of the probation department and*
- 30 *the employees of each local facility for the detention of children.*
- 31     2. *The probation committee may:*
- 32       (a) *If it deems necessary or proper, investigate any local*
- 33 *facility for the detention of children and report its findings,*
- 34 *conclusions and recommendations to the juvenile court.*
- 35       (b) *Upon a majority vote of its members, recommend the*
- 36 *removal or discharge of any probation officer.*
- 37     **Sec. 62. 1. The juvenile court shall appoint:**
- 38       (a) *One or more probation officers.*
- 39       (b) *Other employees as may be required to carry on the work*
- 40 *of the probation department and each local facility for the*
- 41 *detention of children.*
- 42     2. *The appointment of the probation officers, the employees*
- 43 *of the probation department and the employees of each local*
- 44 *facility for the detention of children must be made from lists of*
- 45 *eligible persons established through competitive examinations.*





1       3. *With the advice of the probation committee, the juvenile*  
2 *court shall establish policies, procedures and standards for the*  
3 *proper performance of the duties and responsibilities of the*  
4 *probation officers, the employees of the probation department and*  
5 *the employees of each local facility for the detention of children.*

6       4. *With the advice of the probation committee and consent of*  
7 *the board or boards of county commissioners, the juvenile court*  
8 *shall determine the salaries of the probation officers, the*  
9 *employees of the probation department and the employees of each*  
10 *local facility for the detention of children.*

11       5. *If the juvenile court serves two or more counties, the*  
12 *juvenile court:*

13       (a) *May appoint the probation officers to serve the counties*  
14 *jointly; and*

15       (b) *Shall allocate the salaries and expenses of the probation*  
16 *officers between the counties.*

17       6. *The board or boards of county commissioners shall make*  
18 *every reasonable effort to provide sufficient personnel and support*  
19 *for the probation department to uphold the concept of separation*  
20 *of powers in the court process.*

21       **Sec. 63. 1.** *The juvenile court shall appoint one probation*  
22 *officer as the chief probation officer.*

23       2. *Under the general supervision of the juvenile court and*  
24 *with the advice of the probation committee, the chief probation*  
25 *officer shall:*

26       (a) *Organize, direct and develop the administrative work,*  
27 *including, but not limited to, the social, financial and clerical*  
28 *work, of the probation department and each local facility for the*  
29 *detention of children; and*

30       (b) *Perform such other duties as the juvenile court directs.*

31       **Sec. 64. 1.** *Pursuant to the provisions of this section, the*  
32 *juvenile court may demote or discharge any probation officer,*  
33 *employee of the probation department or employee of a local*  
34 *facility for the detention of children.*

35       2. *Before the juvenile court may demote or discharge a*  
36 *probation officer or employee, the juvenile court shall provide to*  
37 *the probation officer or employee:*

38       (a) *A written statement of the reasons for the demotion or*  
39 *discharge; and*

40       (b) *An opportunity to be heard before the juvenile court*  
41 *regarding the demotion or discharge.*

42       **Sec. 65.** *All information obtained in the discharge of an*  
43 *official duty by an officer or employee of the juvenile court is*  
44 *privileged and must not be disclosed other than to the juvenile*  
45 *court or any person who is authorized to receive that information*



1 *pursuant to the provisions of this title, unless otherwise ordered by*  
2 *the juvenile court.*

3 **Sec. 66.** *The provisions of sections 66 to 73, inclusive, of this*  
4 *act apply to a judicial district which includes a county whose*  
5 *population is 100,000 or more but less than 400,000.*

6 **Sec. 67. 1.** *By an order entered in the minutes, the juvenile*  
7 *court shall:*

8 (a) *Appoint not less than five nor more than seven*  
9 *representative citizens of good moral character to be known as the*  
10 *committee for juvenile services; and*

11 (b) *If any member of the committee for juvenile services*  
12 *vacates or is removed from his position before the end of his term,*  
13 *appoint a person to fill the vacancy not later than 30 days after the*  
14 *date on which the vacancy occurs.*

15 2. *The clerk of the court shall notify each person who is*  
16 *appointed to the committee for juvenile services. The notice of*  
17 *appointment must instruct the person to appear before the juvenile*  
18 *court not later than 10 days after the date the notice is sent.*

19 3. *Each person who is appointed to the committee for juvenile*  
20 *services shall:*

21 (a) *Appear before the juvenile court not later than the time*  
22 *specified by the notice of appointment; and*

23 (b) *Qualify by taking an oath to perform faithfully the duties*  
24 *of a member of the committee for juvenile services. The taking of*  
25 *the oath must be entered in the records of the juvenile court.*

26 4. *Except as otherwise provided in this section, the juvenile*  
27 *court shall appoint persons to the committee for juvenile services*  
28 *for a term of 3 years.*

29 5. *If a person is appointed to fill a vacancy before the end of*  
30 *a term, the juvenile court shall appoint the person for the*  
31 *remainder of the unexpired term.*

32 6. *The juvenile court may at any time remove for cause any*  
33 *member of the committee for juvenile services.*

34 7. *Any member who is absent from three consecutive*  
35 *meetings of the committee for juvenile services without permission*  
36 *of the chairman:*

37 (a) *Forfeits his office; and*

38 (b) *Must be replaced as provided in this section for the filling*  
39 *of a vacancy before the end of a term.*

40 8. *Members of the committee for juvenile services shall:*

41 (a) *Serve without compensation; and*

42 (b) *Choose from among their members a chairman and a*  
43 *secretary.*

44 **Sec. 68. 1.** *The committee for juvenile services shall:*

45 (a) *Advise the juvenile court upon its request.*



1       ***(b) In conjunction with the director of juvenile services and***  
2 ***the chief probation officer, advise on any matter concerning the***  
3 ***control and management of any local facility for the detention of***  
4 ***children.***

5       ***(c) Upon the request of the director of juvenile services,***  
6 ***investigate the facilities, resources and management of any person***  
7 ***or entity, other than a state agency, that applies to receive or***  
8 ***receives children under this title and report its findings,***  
9 ***conclusions and recommendations to the director of juvenile***  
10 ***services.***

11       ***(d) Prepare an annual report of its activities, investigations,***  
12 ***findings and recommendations and file the annual report with the***  
13 ***juvenile court and with the clerk of the court as a public***  
14 ***document.***

15       ***(e) Advise the director of juvenile services and make***  
16 ***recommendations concerning:***

17           ***(1) The appointment of employees that the committee for***  
18 ***juvenile services deems necessary for the operation and***  
19 ***management of the department of juvenile services and each local***  
20 ***facility for the detention of children.***

21           ***(2) The establishment of policies, procedures and standards***  
22 ***for the proper performance of the duties and responsibilities of***  
23 ***probation officers, the employees of the department of juvenile***  
24 ***services and the employees of each local facility for the detention***  
25 ***of children.***

26       ***(f) Act as a hearing board pursuant to the provisions of section***  
27 ***72 of this act.***

28       ***2. The committee for juvenile services may, if it deems***  
29 ***necessary or proper, investigate any local facility for the detention***  
30 ***of children and report its findings, conclusions and***  
31 ***recommendations to the director of juvenile services.***

32       ***Sec. 69. 1. From a list of candidates recommended by the***  
33 ***committee for juvenile services, the juvenile court shall appoint a***  
34 ***director of juvenile services.***

35       ***2. The director of juvenile services:***

36           ***(a) Is directly responsible to the juvenile court and shall***  
37 ***administer the functions of the juvenile court.***

38           ***(b) Shall coordinate the services of and serve as liaison***  
39 ***between the juvenile court and all agencies in the judicial district***  
40 ***dealing with children, including, but not limited to:***

41                   ***(1) The Division of Child and Family Services;***

42                   ***(2) The public schools of the judicial district;***

43                   ***(3) All law enforcement agencies of the judicial district;***

44                   ***(4) The committee for juvenile services of the judicial***  
45 ***district;***



1           (5) *The department of juvenile services of the judicial*  
2 *district; and*  
3           (6) *All local facilities for the detention of children within*  
4 *the judicial district.*  
5           (c) *May carry out preventive programs relating to juvenile*  
6 *delinquency.*  
7           3. *The director of juvenile services serves at the pleasure of*  
8 *the juvenile court and is subject to removal or discharge by the*  
9 *juvenile court. Before the juvenile court may remove or discharge*  
10 *the director of juvenile services, the juvenile court shall provide to*  
11 *the director:*  
12           (a) *A written statement of the reasons for the removal or*  
13 *discharge; and*  
14           (b) *An opportunity to be heard before the juvenile court*  
15 *regarding the removal or discharge.*  
16           4. *The director of juvenile services is entitled to such staff or*  
17 *employees to assist in the performance of the duties of the director*  
18 *as is advised by the committee for juvenile services, approved by*  
19 *the juvenile court, and consented to by the board or boards of*  
20 *county commissioners.*  
21           5. *With the advice of the committee for juvenile services and*  
22 *the consent of the board or boards of county commissioners, the*  
23 *juvenile court shall determine the salary of the director of juvenile*  
24 *services.*  
25           **Sec. 70. 1.** *With the advice of the committee for juvenile*  
26 *services, the director of juvenile services shall appoint:*  
27           (a) *One or more probation officers.*  
28           (b) *Other employees as may be required to carry on the work*  
29 *of the department of juvenile services and each local facility for*  
30 *the detention of children.*  
31           2. *The appointment of the probation officers, the employees*  
32 *of the department of juvenile services and the employees of each*  
33 *local facility for the detention of children must be made from lists*  
34 *of eligible persons established through competitive examinations.*  
35           3. *With the advice of the committee for juvenile services, the*  
36 *director of juvenile services shall establish policies, procedures*  
37 *and standards for the proper performance of the duties and*  
38 *responsibilities of the probation officers, the employees of the*  
39 *department of juvenile services and the employees of each local*  
40 *facility for the detention of children.*  
41           4. *With the advice of the committee for juvenile services,*  
42 *approval of the juvenile court and consent of the board or boards*  
43 *of county commissioners, the director of juvenile services shall*  
44 *determine the salaries of the probation officers, the employees of*



1 *the department of juvenile services and the employees of each*  
2 *local facility for the detention of children.*

3 *5. If the director of juvenile services serves two or more*  
4 *counties, the director:*

5 *(a) May appoint the probation officers to serve the counties*  
6 *jointly; and*

7 *(b) Shall allocate the salaries and expenses of the probation*  
8 *officers between the counties.*

9 **Sec. 71. 1. The director of juvenile services shall appoint**  
10 **one probation officer as the chief probation officer.**

11 **2. Under the general supervision of the director of juvenile**  
12 **services and with the advice of the committee for juvenile services,**  
13 **the chief probation officer shall:**

14 *(a) Organize, direct and develop the administrative work,*  
15 *including, but not limited to, the social, financial and clerical*  
16 *work, of the department of juvenile services and each local facility*  
17 *for the detention of children; and*

18 *(b) Perform such other duties as the director of juvenile*  
19 *services directs.*

20 **Sec. 72. 1. Pursuant to the provisions of this section, the**  
21 **director of juvenile services may demote or dismiss, only for cause,**  
22 **any probation officer, employee of the department of juvenile**  
23 **services or employee of a local facility for the detention of**  
24 **children.**

25 **2. Before the director of juvenile services may demote a**  
26 **probation officer or employee, the director shall provide to the**  
27 **probation officer or employee:**

28 *(a) A written statement of the reasons for the demotion; and*

29 *(b) An opportunity to be heard before the director regarding*  
30 *the demotion.*

31 **3. Before the director of juvenile services may dismiss a**  
32 **probation officer or employee with less than 12 months of service,**  
33 **the director shall provide to the probation officer or employee:**

34 *(a) A written statement of the reasons for the dismissal; and*

35 *(b) An opportunity to be heard before the director regarding*  
36 *the dismissal.*

37 **4. If a probation officer or employee with 12 months or more**  
38 **of service is dismissed pursuant to this section:**

39 *(a) Not later than 15 days after his dismissal, the probation*  
40 *officer or employee may request a written statement from the*  
41 *director of juvenile services specifically setting forth the reasons*  
42 *for the dismissal. The director shall provide the written statement*  
43 *to the probation officer or employee not later than 15 days after*  
44 *the date of the request.*



1       **(b) Not later than 30 days after receipt of the written statement**  
2 **from the director, the probation officer or employee may make a**  
3 **written request for a public hearing before the committee for**  
4 **juvenile services. The committee for juvenile services shall adopt**  
5 **rules for the conduct of such public hearings.**

6       **(c) The probation officer or employee may appeal the decision**  
7 **of the committee for juvenile services to the board or boards of**  
8 **county commissioners.**

9       **Sec. 73. All information obtained in the discharge of an**  
10 **official duty by an officer or employee of the juvenile court is**  
11 **privileged and must not be disclosed other than to the juvenile**  
12 **court, the director of juvenile services or any person who is**  
13 **authorized to receive that information pursuant to the provisions**  
14 **of this title, unless otherwise ordered by the juvenile court or**  
15 **permitted by the director.**

16       **Sec. 74. The provisions of sections 74 to 81, inclusive, of this**  
17 **act apply to a judicial district which includes a county whose**  
18 **population is 400,000 or more, if a department of juvenile justice**  
19 **services has not been established by ordinance pursuant to**  
20 **sections 82 to 87, inclusive, of this act.**

21       **Sec. 75. 1. By an order entered in the minutes, the juvenile**  
22 **court shall:**

23       **(a) Appoint not less than five nor more than seven**  
24 **representative citizens of good moral character to be known as the**  
25 **probation committee; and**

26       **(b) If any member of the probation committee vacates or is**  
27 **removed from his position before the end of his term, appoint a**  
28 **person to fill the vacancy not later than 30 days after the date on**  
29 **which the vacancy occurs.**

30       **2. The clerk of the court shall notify each person who is**  
31 **appointed to the probation committee. The notice of appointment**  
32 **must instruct the person to appear before the juvenile court not**  
33 **later than 10 days after the date the notice is sent.**

34       **3. Each person who is appointed to the probation committee**  
35 **shall:**

36       **(a) Appear before the juvenile court not later than the time**  
37 **specified by the notice of appointment; and**

38       **(b) Qualify by taking an oath to perform faithfully the duties**  
39 **of a member of the probation committee. The taking of the oath**  
40 **must be entered in the records of the juvenile court.**

41       **4. Except as otherwise provided in this section, the juvenile**  
42 **court shall appoint persons to the probation committee for the**  
43 **following terms:**

44       **(a) For the initial terms of the members:**

45       **(1) One member must be appointed for a term of 1 year;**



- 1           (2) *Two members must be appointed for terms of 2 years;*  
2 *and*  
3           (3) *Two members must be appointed for terms of 3 years.*  
4           (b) *For the terms following the initial terms, each member*  
5 *must be appointed for a term of 3 years.*  
6           5. *If a person is appointed to fill a vacancy before the end of*  
7 *a term, the juvenile court shall appoint the person for the*  
8 *remainder of the unexpired term.*  
9           6. *The juvenile court may at any time remove for cause any*  
10 *member of the probation committee.*  
11           7. *Any member who is absent from three consecutive*  
12 *meetings of the probation committee without permission of the*  
13 *chairman:*  
14           (a) *Forfeits his office; and*  
15           (b) *Must be replaced as provided in this section for the filling*  
16 *of a vacancy before the end of a term.*  
17           8. *Members of the probation committee shall:*  
18           (a) *Serve without compensation; and*  
19           (b) *Choose from among their members a chairman and a*  
20 *secretary.*  
21           **Sec. 76. 1. The probation committee shall:**  
22           (a) *Advise the juvenile court upon its request.*  
23           (b) *In conjunction with the director of the department of*  
24 *juvenile justice services and the chief probation officer, advise on*  
25 *any matter concerning the control and management of any local*  
26 *facility for the detention of children.*  
27           (c) *Upon the request of the director of the department of*  
28 *juvenile justice services, investigate the facilities, resources and*  
29 *management of any person or entity, other than a state agency,*  
30 *that applies to receive or receives children under this title and*  
31 *report its findings, conclusions and recommendations to the*  
32 *juvenile court.*  
33           (d) *Prepare an annual report of its activities, investigations,*  
34 *findings and recommendations and file the annual report with the*  
35 *juvenile court and with the clerk of the court as a public*  
36 *document.*  
37           (e) *Advise the director of the department of juvenile justice*  
38 *services and make recommendations concerning:*  
39           (1) *The appointment of employees that the probation*  
40 *committee deems necessary for the operation and management of*  
41 *the probation department and each local facility for the detention*  
42 *of children.*  
43           (2) *The establishment of policies, procedures and standards*  
44 *for the proper performance of the duties and responsibilities of*





1 *probation officers, the employees of the probation department and*  
2 *the employees of each local facility for the detention of children.*  
3 *(f) Act as a hearing board pursuant to the provisions of section*  
4 *80 of this act.*  
5 *2. The probation committee may, if it deems as proper or*  
6 *necessary, investigate any local facility for the detention of*  
7 *children and report its findings, conclusions and*  
8 *recommendations to the juvenile court.*  
9 **Sec. 77. 1. From a list of candidates recommended by the**  
10 **probation committee, the juvenile court shall appoint a director of**  
11 **the department of juvenile justice services.**  
12 **2. The director of the department of juvenile justice services:**  
13 **(a) Is directly responsible to the juvenile court and shall**  
14 **administer the functions of the juvenile court.**  
15 **(b) Shall coordinate the services of and serve as liaison**  
16 **between the juvenile court and all agencies in the judicial district**  
17 **dealing with children, including, but not limited to:**  
18 **(1) The Division of Child and Family Services;**  
19 **(2) The public schools of the judicial district;**  
20 **(3) All law enforcement agencies of the judicial district;**  
21 **(4) The probation committee; and**  
22 **(5) All local facilities for the detention of children within**  
23 **the judicial district.**  
24 **(c) May carry out preventive programs relating to juvenile**  
25 **delinquency.**  
26 **3. The director of the department of juvenile justice services**  
27 **serves at the pleasure of the juvenile court and is subject to**  
28 **removal or discharge by the juvenile court. Before the juvenile**  
29 **court may remove or discharge the director of the department of**  
30 **juvenile justice services, the juvenile court shall provide to the**  
31 **director:**  
32 **(1) A written statement of the reasons for the removal or**  
33 **discharge; and**  
34 **(2) An opportunity to be heard before the juvenile court**  
35 **regarding the removal or discharge.**  
36 **4. The director of the department of juvenile justice services**  
37 **is entitled to such staff or employees to assist in the performance**  
38 **of the duties of the director as is advised by the probation**  
39 **committee, approved by the juvenile court, and consented to by**  
40 **the board or boards of county commissioners.**  
41 **5. With the advice of the probation committee and the**  
42 **consent of the board or boards of county commissioners of the**  
43 **county or counties, the juvenile court shall determine the salary of**  
44 **the director of the department of juvenile justice services.**



1       **Sec. 78. 1.** *With the advice of the probation committee, the*  
2 *director of the department of juvenile justice services shall*  
3 *appoint:*

- 4       (a) *One or more probation officers.*  
5       (b) *Other employees as may be required to carry on the work*  
6 *of the probation department and each local facility for the*  
7 *detention of children.*

8       2. *The appointment of the probation officers, the employees*  
9 *of the department of juvenile justice services and the employees of*  
10 *each local facility for the detention of children must be made from*  
11 *lists of eligible persons established through competitive*  
12 *examinations.*

13       3. *With the advice of the probation committee, the director of*  
14 *the department of juvenile justice services shall establish policies,*  
15 *procedures and standards for the proper performance of the duties*  
16 *and responsibilities of the probation officers, the employees of the*  
17 *department of juvenile justice services and the employees of each*  
18 *local facility for the detention of children.*

19       4. *With the advice of the probation committee, approval of the*  
20 *juvenile court and consent of the board or boards of county*  
21 *commissioners, the director of the department of juvenile justice*  
22 *services shall determine the salaries of the probation officers, the*  
23 *employees of the department of juvenile justice services and the*  
24 *employees of each local facility for the detention of children.*

25       5. *If the director of the department of juvenile justice services*  
26 *serves two or more counties, the director:*

- 27       (a) *May appoint the probation officers to serve the counties*  
28 *jointly; and*  
29       (b) *Shall allocate the salaries and expenses of the probation*  
30 *officers between the counties.*

31       **Sec. 79. 1.** *The director of the department of juvenile*  
32 *justice services shall appoint one probation officer as the chief*  
33 *probation officer.*

34       2. *Under the general supervision of the director of the*  
35 *department of juvenile justice services and with the advice of the*  
36 *probation committee, the chief probation officer shall:*

- 37       (a) *Organize, direct and develop the administrative work,*  
38 *including, but not limited to, the social, financial and clerical*  
39 *work, of the department of juvenile justice services and each local*  
40 *facility for the detention of children; and*

41       (b) *Perform such other duties as the director of the department*  
42 *of juvenile justice services directs.*

43       **Sec. 80. 1.** *Pursuant to the provisions of this section, the*  
44 *director of the department of juvenile justice services may demote*  
45 *or dismiss, only for cause, any probation officer, employee of the*



1 *department of juvenile justice services or employee of a local*  
2 *facility for the detention of children.*  
3 2. *Before the director of the department of juvenile justice*  
4 *services may demote a probation officer or employee, the director*  
5 *shall provide to the probation officer or employee:*  
6 (a) *A written statement of the reasons for the demotion; and*  
7 (b) *An opportunity to be heard before the director regarding*  
8 *the demotion.*  
9 3. *Before the director of the department of juvenile justice*  
10 *services may dismiss a probation officer or employee with less*  
11 *than 12 months of service, the director shall provide to the*  
12 *probation officer or employee:*  
13 (a) *A written statement of the reasons for the dismissal; and*  
14 (b) *An opportunity to be heard before the director regarding*  
15 *the dismissal.*  
16 4. *If a probation officer or employee with 12 months or more*  
17 *of service is dismissed pursuant to this section:*  
18 (a) *Not later than 15 days after his dismissal, the probation*  
19 *officer or employee may request a written statement from the*  
20 *director of the department of juvenile justice services specifically*  
21 *setting forth the reasons for the dismissal. The director shall*  
22 *provide the written statement to the probation officer or employee*  
23 *not later than 15 days after the date of the request.*  
24 (b) *Not later than 30 days after receipt of the written statement*  
25 *from the director, the probation officer or employee may make a*  
26 *written request for a public hearing before the probation*  
27 *committee. The probation committee shall adopt rules for the*  
28 *conduct of such public hearings.*  
29 (c) *The probation officer or employee may appeal the decision*  
30 *of the probation committee to the board or boards of county*  
31 *commissioners.*  
32 **Sec. 81.** *All information obtained in the discharge of an*  
33 *official duty by an officer or employee of the juvenile court is*  
34 *privileged and must not be disclosed other than to the juvenile*  
35 *court, the director of the department of juvenile justice services or*  
36 *any person who is authorized to receive that information pursuant*  
37 *to the provisions of this title, unless otherwise ordered by the*  
38 *juvenile court or permitted by the director.*  
39 **Sec. 82.** 1. *The provisions of sections 82 to 87, inclusive, of*  
40 *this act apply only to a county:*  
41 (a) *Whose population is 400,000 or more; and*  
42 (b) *Which constitutes a judicial district.*  
43 2. *If a department of juvenile justice services has been*  
44 *established by ordinance in a judicial district pursuant to sections*  
45 *82 to 87, inclusive, of this act, the provisions of sections 74 to 81,*



1 *inclusive, of this act do not apply to that judicial district for the*  
2 *period the ordinance is in effect.*

3 **Sec. 83. 1.** *The board of county commissioners may*  
4 *establish by ordinance a department of juvenile justice services.*

5 2. *The department of juvenile justice services:*

6 (a) *Shall administer the provisions of services relating to the*  
7 *delinquency and the abuse and neglect of children with respect to*  
8 *matters arising pursuant to the provisions of this title; and*

9 (b) *May carry out programs relating to the prevention of*  
10 *juvenile delinquency.*

11 3. *The board of county commissioners may appoint a director*  
12 *of the department of juvenile justice services. The director serves*  
13 *at the pleasure of the board.*

14 **Sec. 84. 1.** *The board of county commissioners may provide*  
15 *for the appointment of:*

16 (a) *One or more probation officers;*

17 (b) *One or more assistant probation officers; and*

18 (c) *Other employees as may be necessary to carry out the*  
19 *duties of the department of juvenile justice services.*

20 2. *Probation officers, assistant probation officers and other*  
21 *employees authorized pursuant to this section are:*

22 (a) *Employees of the county who are subject to the*  
23 *provisions of the merit personnel system unless exempt pursuant*  
24 *to NRS 245.216; and*

25 (b) *Local government employees for the purposes of chapter*  
26 *288 of NRS.*

27 3. *Probation officers, assistant probation officers and other*  
28 *employees hired before the effective date of the ordinance*  
29 *establishing the department of juvenile justice services may be*  
30 *dismissed only for cause.*

31 4. *All information obtained in the discharge of an official*  
32 *duty by a probation officer, assistant probation officer or other*  
33 *employee of the department of juvenile justice services is*  
34 *privileged and must not be disclosed other than to the juvenile*  
35 *court, the director of the department of juvenile justice services or*  
36 *any person who is authorized to receive that information pursuant*  
37 *to the provisions of this title, unless otherwise ordered by the*  
38 *juvenile court or permitted by the director.*

39 **Sec. 85. 1.** *The board of county commissioners of a county*  
40 *which establishes a department of juvenile justice services shall*  
41 *establish by ordinance a joint board consisting of five members.*

42 2. *The joint board consists of:*

43 (a) *Three representatives of the district judges designated by*  
44 *the judges of the judicial district from among their members; and*



- 1     **(b) Two representatives of the board of county commissioners**
- 2     **designated by the board from among its members.**
- 3     **3. The duties of the joint board must include, but are not**
- 4     **limited to:**
- 5         **(a) Acting as a liaison between the board of county**
- 6         **commissioners and the district court; and**
- 7         **(b) Making recommendations to the board of county**
- 8         **commissioners concerning the facilities, resources, operation and**
- 9         **management of the department of juvenile justice services.**
- 10     **4. The district judges serving as members of the joint board**
- 11     **may withdraw from participating in the board by giving written**
- 12     **notice of their intent to withdraw to the board of county**
- 13     **commissioners.**
- 14     **Sec. 86. 1. The board of county commissioners of a county**
- 15     **which establishes a department of juvenile justice services shall**
- 16     **establish by ordinance a citizen's advisory committee to advise the**
- 17     **joint board established pursuant to section 85 of this act.**
- 18     **2. The ordinance establishing the citizen's advisory**
- 19     **committee must include:**
- 20         **(a) The name of the committee;**
- 21         **(b) The number of members of the committee;**
- 22         **(c) The terms of the members; and**
- 23         **(d) The duties of the committee.**
- 24     **3. The citizen's advisory committee may offer the opinions**
- 25     **and recommendations of the residents of the county and give**
- 26     **advice and make recommendations to the joint board concerning**
- 27     **the facilities, services and resources provided by the department of**
- 28     **juvenile justice services.**
- 29     **Sec. 87. The ordinances establishing the department of**
- 30     **juvenile justice services, the joint board and the citizen's advisory**
- 31     **committee shall be deemed repealed 6 months after the effective**
- 32     **date of the notice, unless an earlier date is prescribed by the board**
- 33     **of county commissioners.**
- 34     **Sec. 88. 1. A program of sports or physical fitness and a**
- 35     **program for the arts:**
- 36         **(a) May be publicly or privately operated; and**
- 37         **(b) Must be adequately supervised.**
- 38     **2. A program for the arts may include, but is not limited to:**
- 39         **(a) Drawing, painting, photography or other visual arts;**
- 40         **(b) Writing;**
- 41         **(c) Musical, dance or theatrical performance; and**
- 42         **(d) Any other structured activity that involves creative or**
- 43     **artistic expression.**
- 44     **Sec. 89. 1. A program of cognitive training and human**
- 45     **development must include, but is not limited to, education,**



1 *instruction or guidance in one or more of the following subjects,*  
2 *as deemed appropriate by the juvenile court:*

- 3 (a) *Motivation.*
- 4 (b) *Habits, attitudes and conditioning.*
- 5 (c) *Self-conditioning processes.*
- 6 (d) *Developing a successful way of life.*
- 7 (e) *The process of solving problems.*
- 8 (f) *Emotions and emotional blocks.*
- 9 (g) *Assurances and demonstrative maturity.*
- 10 (h) *Family success.*
- 11 (i) *Family relationships.*
- 12 (j) *Interfamilial understanding and communications.*
- 13 (k) *Financial stability.*
- 14 (l) *Effective communications.*
- 15 (m) *Conflict resolution.*
- 16 (n) *Anger management.*
- 17 (o) *Obtaining and retaining employment.*

18 2. *A director of juvenile services may contract with persons*  
19 *and public or private entities that are qualified to operate or to*  
20 *participate in a program of cognitive training and human*  
21 *development.*

22 3. *A director of juvenile services may designate a person to*  
23 *carry out the provisions of this section.*

24 **Sec. 90. 1.** *To finance a program of cognitive training and*  
25 *human development established pursuant to section 89 of this act,*  
26 *a director of juvenile services may establish, with the county*  
27 *treasurer as custodian, a special fund to be known as the cognitive*  
28 *training and human development fund.*

29 2. *A director of juvenile services may apply for and accept*  
30 *grants, gifts, donations, bequests or devises which the director*  
31 *shall deposit with the county treasurer for credit to the fund.*

32 3. *The fund must be a separate and continuing fund, and no*  
33 *money in the fund reverts to the general fund of the county at any*  
34 *time. The interest earned on the money in the fund, after*  
35 *deducting any applicable charges, must be credited to the fund.*

36 4. *A director of juvenile services shall:*

37 (a) *Expend money from the fund only to finance a program of*  
38 *cognitive training and human development; and*

39 (b) *If the source of the money is a grant, gift, donation,*  
40 *bequest or devise, expend the money, to the extent permitted by*  
41 *law, in accordance with the terms of the grant, gift, donation,*  
42 *bequest or devise.*

43 5. *A director of juvenile services must authorize any*  
44 *expenditure from the fund before it is made.*



1       **Sec. 91. 1.** *A director of juvenile services may establish a*  
2 *program of restitution through work. A program of restitution*  
3 *through work must:*

4       *(a) Include, but is not limited to, instruction in skills for*  
5 *employment and work ethics; and*

6       *(b) Require a child who participates in the program to:*

7           *(1) With the assistance of the program and if practicable,*  
8 *seek and obtain a position of employment with a public or private*  
9 *employer; and*

10           *(2) Sign an authorization form that permits money to be*  
11 *deducted from the wages of the child to pay restitution. The*  
12 *director of juvenile services may prescribe the contents of*  
13 *the authorization form and may determine the amount of money to*  
14 *be deducted from the wages of the child to pay restitution, but the*  
15 *director shall not require that more than 50 percent of the wages*  
16 *of the child be deducted to pay restitution.*

17       2. *A program of restitution through work may include, but is*  
18 *not limited to, cooperative agreements with public or private*  
19 *employers to make available positions of employment for a child*  
20 *who participates in the program.*

21       3. *A director of juvenile services may terminate participation*  
22 *by a child in a program of restitution through work for any lawful*  
23 *reason or purpose.*

24       4. *A director of juvenile services may contract with persons*  
25 *and public or private entities that are qualified to operate or to*  
26 *participate in a program of restitution through work.*

27       5. *A director of juvenile services may designate a person to*  
28 *carry out the provisions of this section.*

29       6. *The provisions of this section do not:*

30           *(a) Create a right on behalf of a child to participate in a*  
31 *program of restitution through work or to hold a position of*  
32 *employment; or*

33           *(b) Establish a basis for any cause of action against the State*  
34 *of Nevada or its officers or employees for denial of the ability to*  
35 *participate in or for removal from a program of restitution*  
36 *through work or for denial of or removal from a position of*  
37 *employment.*

38       **Sec. 92. 1.** *To finance a program of restitution through*  
39 *work, a director of juvenile services may establish, with the county*  
40 *treasurer as custodian, a special fund to be known as the*  
41 *restitution through work fund.*

42       2. *A director of juvenile services may apply for and accept*  
43 *grants, gifts, donations, bequests or devises which the director*  
44 *shall deposit with the county treasurer for credit to the fund.*





1       3. *The fund must be a separate and continuing fund, and no*  
2 *money in the fund reverts to the general fund of the county at any*  
3 *time. The interest earned on the money in the fund, after*  
4 *deducting any applicable charges, must be credited to the fund.*

5       4. *A director of juvenile services shall:*

6       (a) *Expend money from the fund only to finance a program of*  
7 *restitution through work; and*

8       (b) *If the source of the money is a grant, gift, donation,*  
9 *bequest or devise, expend the money, to the extent permitted by*  
10 *law, in accordance with the terms of the grant, gift, donation,*  
11 *bequest or devise.*

12       5. *A director of juvenile services must authorize any*  
13 *expenditure from the fund before it is made.*

14       **Sec. 93.** 1. *If the juvenile court orders a child or the parent*  
15 *or guardian of the child, or both, to perform community service*  
16 *pursuant to the provisions of this title, the child or parent or*  
17 *guardian of the child, or both, must perform the community*  
18 *service for and under the supervising authority of a county, city,*  
19 *town or other political subdivision or agency of the State of*  
20 *Nevada or a charitable organization that renders service to the*  
21 *community or its residents, including, but not limited to:*

22       (a) *A public organization that works on public projects;*

23       (b) *A public agency that works on projects to eradicate graffiti;*  
24 *or*

25       (c) *A private nonprofit organization that performs other*  
26 *community service.*

27       2. *The person or entity who supervises the community service*  
28 *shall make such reports to the juvenile court as the juvenile court*  
29 *may require.*

30       **Sec. 94.** 1. *Except as otherwise provided in this section, if a*  
31 *child is required to perform any work or community service*  
32 *pursuant to the provisions of this title, the supervising entity shall*  
33 *not allow the child to perform the work or community service on*  
34 *or near a highway or in any other dangerous situation.*

35       2. *A supervising entity may allow a child to perform work or*  
36 *community service on or near a controlled-access highway if:*

37       (a) *The child is not required to perform any work or service in*  
38 *the median of the highway;*

39       (b) *The work or service is performed behind a guardrail or*  
40 *other safety barrier;*

41       (c) *Appropriate warning signs are placed on the highway at*  
42 *least 100 yards in front of the location where the child is working*  
43 *from both directions, as appropriate based on the speed of the*  
44 *vehicles traveling on the highway;*



- 1       (d) A vehicle with an amber light placed on top of the vehicle  
2 is placed at the site in a manner which shields the child from  
3 traffic;
- 4       (e) The child is required to wear a reflective vest and an  
5 orange hat;
- 6       (f) The supervising entity obtains written permission from the  
7 parent or guardian of the child; and
- 8       (g) The supervising entity obtains written permission from and  
9 complies with all safety rules of the governmental entity with  
10 authority over the controlled-access highway.
- 11       3. A supervising entity may allow a child to perform work or  
12 community service on or near a highway that does not have  
13 controlled access if:
- 14       (a) The child is not required to perform any work or service in  
15 the median of the highway;
- 16       (b) Appropriate warning signs are placed at least 100 yards in  
17 front of the location where the child is working from both  
18 directions, as appropriate based on the speed of the vehicles  
19 traveling on the highway;
- 20       (c) A vehicle with an amber light placed on top of the vehicle is  
21 placed at the site in a manner which shields the child from traffic;
- 22       (d) The child is required to wear a reflective vest and an  
23 orange hat;
- 24       (e) The supervising entity obtains written permission from the  
25 parent or guardian of the child; and
- 26       (f) The supervising entity obtains written permission from and  
27 complies with all safety rules of the governmental entity with  
28 authority over the highway.
- 29       4. Upon the request of the parent or guardian of the child  
30 who is assigned to perform work or community service on or near  
31 a highway pursuant to subsection 2 or 3, the supervising entity  
32 shall make available to the parent or guardian information  
33 regarding the nature of the work or community service to be  
34 performed by the child and the specific location at which the work  
35 or community service is to be performed.
- 36       5. As used in this section:
- 37       (a) "Controlled-access highway" means every highway to or  
38 from which owners or occupants of abutting lands and other  
39 persons have no legal right of access except at such points only  
40 and in such manner as may be determined by a public authority.
- 41       (b) "Other dangerous situation" means any situation that  
42 poses a reasonably foreseeable risk that serious bodily harm or  
43 injury to a child could occur.



1 (c) "Supervising entity" means a person or entity that is  
2 responsible for supervising children who are ordered to perform  
3 work or community service pursuant to the provisions of this title.

4 Sec. 95. Title 5 of NRS is hereby amended by adding thereto a  
5 new chapter to consist of the provisions set forth as sections 96 to  
6 132, inclusive, of this act.

7 Sec. 96. 1. If a child is alleged to be delinquent or in need  
8 of supervision, the juvenile court shall advise the child and the  
9 parent or guardian of the child that the child is entitled to be  
10 represented by an attorney at all stages of the proceedings.

11 2. If a parent or guardian of a child is indigent, the parent or  
12 guardian may request the appointment of an attorney to represent  
13 the child pursuant to the provisions in NRS 171.188.

14 3. Except as otherwise provided in this section, the juvenile  
15 court shall appoint an attorney for a child if the parent or  
16 guardian of the child does not retain an attorney for the child and  
17 is not likely to retain an attorney for the child.

18 4. A child may waive the right to be represented by an  
19 attorney if:

20 (a) A petition is not filed and the child is placed under  
21 informal supervision pursuant to section 103 of this act; or

22 (b) A petition is filed and the record of the juvenile court  
23 shows that the waiver of the right to be represented by an attorney  
24 is made knowingly, intelligently, voluntarily and in accordance  
25 with any applicable standards established by the juvenile court.

26 5. Except as otherwise provided in NRS 424.085, if the  
27 juvenile court appoints an attorney to represent a child and:

28 (a) The parent or guardian of the child is not indigent, the  
29 parent or guardian shall pay the reasonable fees and expenses of  
30 the attorney.

31 (b) The parent or guardian of the child is indigent, the juvenile  
32 court may order the parent or guardian to reimburse the county or  
33 State in accordance with the ability of the parent or guardian to  
34 pay.

35 6. A parent or guardian of a child who is alleged to be  
36 delinquent or in need of supervision may be represented by an  
37 attorney at all stages of the proceedings. The juvenile court may  
38 not appoint an attorney for a parent or guardian, unless the  
39 juvenile court:

40 (a) Finds that such an appointment is required in the interests  
41 of justice; and

42 (b) Specifies in the record the reasons for the appointment.

43 7. Each attorney, other than a public defender, who is  
44 appointed under the provisions of this section is entitled to the  
45 same compensation and expenses from the county as is provided



1 *in NRS 7.125 and 7.135 for attorneys appointed to represent*  
2 *persons charged with criminal offenses.*

3 **Sec. 97.** 1. *A clerk of the court may allow any of the*  
4 *following documents to be filed electronically:*

5 (a) *A petition prepared and signed by the district attorney*  
6 *pursuant to section 99 or 100 of this act.*

7 (b) *A document relating to proceedings conducted pursuant to*  
8 *sections 118 to 129, inclusive, of this act.*

9 (c) *A study and report prepared pursuant to section 141 of this*  
10 *act.*

11 2. *Any document that is filed electronically pursuant to this*  
12 *section must contain an image of the signature of the person who*  
13 *is filing the document.*

14 **Sec. 98.** *In proceedings conducted pursuant to the provisions*  
15 *of this title:*

16 1. *A party to a petition must not be charged any court fees or*  
17 *witness fees.*

18 2. *A salaried officer of this state or of any political*  
19 *subdivision of this state is not entitled to receive any fee for the*  
20 *officer's services or attendance in the juvenile court.*

21 3. *Any other person acting under orders of the juvenile court*  
22 *may receive a fee for service of process, for serving as a witness or*  
23 *for his services and attendance in juvenile court. The fee must be*  
24 *paid:*

25 (a) *In an amount as provided by law for like services in cases*  
26 *before the district court; and*

27 (b) *By the county, after the juvenile court has certified the*  
28 *amount to be paid.*

29 **Sec. 99.** 1. *When a complaint is made alleging that a child*  
30 *is delinquent or in need of supervision:*

31 (a) *The complaint must be referred to a probation officer of*  
32 *the appropriate county; and*

33 (b) *The probation officer shall conduct a preliminary inquiry*  
34 *to determine whether the best interests of the child or of the*  
35 *public:*

36 (1) *Require that a petition be filed; or*

37 (2) *Would better be served by placing the child under*  
38 *informal supervision pursuant to section 103 of this act.*

39 2. *If, after conducting the preliminary inquiry, the probation*  
40 *officer recommends the filing of a petition, the district attorney*  
41 *shall determine whether to file the petition.*

42 3. *If, after conducting the preliminary inquiry, the probation*  
43 *officer does not recommend the filing of a petition or that the child*  
44 *be placed under informal supervision, the probation officer must*



1 *notify the complainant regarding the complainant's right to seek a*  
2 *review of the complaint by the district attorney.*  
3 *4. If the complainant seeks a review of the complaint by the*  
4 *district attorney, the district attorney shall:*  
5 *(a) Review the facts presented by the complainant;*  
6 *(b) Consult with the probation officer; and*  
7 *(c) File the petition with the juvenile court if the district*  
8 *attorney believes that the filing of the petition is necessary to*  
9 *protect the interests of the child or of the public.*  
10 *5. The determination of the district attorney concerning*  
11 *whether to file the petition is final.*  
12 *6. Except as otherwise provided in section 116 of this act, if a*  
13 *child is in detention or shelter care, the child must be released*  
14 *immediately if a petition alleging that the child is delinquent or in*  
15 *need of supervision is not:*  
16 *(a) Approved by the district attorney; or*  
17 *(b) Filed within 8 days after the date the complaint was*  
18 *referred to the probation officer.*  
19 **Sec. 100. 1.** *Before a petition alleging delinquency or need*  
20 *of supervision or a petition for revocation may be filed with the*  
21 *juvenile court, the district attorney must prepare and sign the*  
22 *petition. The district attorney shall represent the petitioner in all*  
23 *proceedings.*  
24 *2. The petition must be:*  
25 *(a) Entitled, "In the Matter of ....., a child"; and*  
26 *(b) Verified by the person who signs it.*  
27 *3. The petition must set forth specifically:*  
28 *(a) The facts which bring the child within the jurisdiction of*  
29 *the juvenile court and the date when delinquency occurred or need*  
30 *of supervision arose.*  
31 *(b) The name, date of birth and address of the residence of the*  
32 *child.*  
33 *(c) The name and address of the residence of the parent or*  
34 *guardian of the child. If the parent or guardian of the child does*  
35 *not reside or cannot be found within this state, or if the address of*  
36 *the parent or guardian is unknown:*  
37 *(1) The name of any known adult relative residing within*  
38 *this state; or*  
39 *(2) If no known adult relative resides within this state, the*  
40 *known adult relative residing nearest to the juvenile court.*  
41 *(d) The name and address of the spouse of the child, if any.*  
42 *(e) Whether the child is in custody and, if so, the place of*  
43 *detention and the time the child was taken into custody.*  
44 *4. If any of the facts required by subsection 3 are not known,*  
45 *the petition must so state.*



1       **Sec. 101. 1.** *In addition to the information required*  
2 *pursuant to section 100 of this act, a petition alleging that a child*  
3 *is in need of supervision must contain the following information*  
4 *regarding efforts made to modify the behavior of the child:*

5       (a) *A list of the local programs to which the child was referred;*  
6 *and*

7       (b) *Other efforts taken in the community.*

8       2. *If a petition is filed alleging that a child is in need of*  
9 *supervision and the child previously has not been found to be*  
10 *within the purview of this title, the juvenile court:*

11       (a) *Shall admonish the child to obey the law and to refrain*  
12 *from repeating the acts for which the petition was filed;*

13       (b) *Shall maintain a record of the admonition;*

14       (c) *Shall refer the child to services available in the community*  
15 *for counseling, behavioral modification and social adjustment;*  
16 *and*

17       (d) *Shall not adjudicate the child to be in need of supervision,*  
18 *unless a subsequent petition based upon additional facts is filed*  
19 *with the juvenile court after admonition and referral pursuant to*  
20 *this subsection.*

21       3. *If a child is not subject to the provisions of subsection 2,*  
22 *the juvenile court may not adjudicate the child to be in need of*  
23 *supervision unless the juvenile court expressly finds that*  
24 *reasonable efforts were taken in the community to assist the child*  
25 *in ceasing the behavior for which the child is alleged to be in need*  
26 *of supervision.*

27       4. *The provisions of this section do not apply to a child who is*  
28 *alleged to be in need of supervision because the child is a habitual*  
29 *truant.*

30       **Sec. 102. 1.** *If a petition filed pursuant to the provisions of*  
31 *this title contains allegations that a child committed an unlawful*  
32 *act which would have been a sexual offense if committed by an*  
33 *adult or which involved the use or threatened use of force or*  
34 *violence against the victim, the district attorney shall provide to*  
35 *the victim and, if the victim is less than 18 years of age, to the*  
36 *parent or guardian of the victim, as soon as practicable after the*  
37 *petition is filed, documentation that includes:*

38       (a) *A form advising the victim and the parent or guardian of*  
39 *the victim of their rights pursuant to the provisions of this title;*  
40 *and*

41       (b) *The form or procedure that must be used to request*  
42 *disclosure pursuant to section 127 of this act.*

43       2. *As used in this section, "sexual offense" means:*

44       (a) *Sexual assault pursuant to NRS 200.366;*



- 1       **(b) Battery with intent to commit sexual assault pursuant to**
- 2       **NRS 200.400;**
- 3       **(c) An offense involving pornography and a minor pursuant to**
- 4       **NRS 200.710 to 200.730, inclusive;**
- 5       **(d) Open or gross lewdness pursuant to NRS 201.210;**
- 6       **(e) Indecent or obscene exposure pursuant to NRS 201.220;**
- 7       **(f) Lewdness with a child pursuant to NRS 201.230;**
- 8       **(g) Sexual penetration of a dead human body pursuant to**
- 9       **NRS 201.450;**
- 10       **(h) Annoyance or molestation of a minor pursuant to**
- 11       **NRS 207.260; or**
- 12       **(i) An attempt to commit an offense listed in this subsection.**

13       **Sec. 103. 1. When a complaint is made alleging that a child**

14       **is delinquent or in need of supervision, the child may be placed**

15       **under the informal supervision of a probation officer if:**

16       **(a) The child voluntarily admits participation in the acts**

17       **alleged in the complaint; and**

18       **(b) The district attorney gives written approval for placement**

19       **of the child under informal supervision, if any of the acts alleged**

20       **in the complaint are unlawful acts that would have constituted a**

21       **gross misdemeanor or felony if committed by an adult.**

22       **2. If the probation officer recommends placing the child**

23       **under informal supervision, the probation officer must advise the**

24       **child and the parent or guardian of the child that they may refuse**

25       **informal supervision.**

26       **3. The child must enter into an agreement for informal**

27       **supervision voluntarily and intelligently:**

28       **(a) With the advice of the attorney for the child; or**

29       **(b) If the child is not represented by an attorney, with the**

30       **consent of the parent or guardian of the child.**

31       **4. If the child is placed under informal supervision:**

32       **(a) The terms and conditions of the agreement for informal**

33       **supervision must be stated clearly in writing. The terms and**

34       **conditions of the agreement may include, but are not limited to,**

35       **the requirements set forth in section 104 of this act.**

36       **(b) The agreement must be signed by all parties.**

37       **(c) A copy of the agreement must be given to:**

38       **(1) The child;**

39       **(2) The parent or guardian of the child;**

40       **(3) The attorney for the child, if any; and**

41       **(4) The probation officer, who shall retain a copy in his file**

42       **for the case.**

43       **5. The period of informal supervision must not exceed 180**

44       **days. The child and the parent or guardian of the child may**





1 *terminate the agreement at any time by requesting the filing of a*  
2 *petition for formal adjudication.*

3 *6. The district attorney may not file a petition against the*  
4 *child based on any acts for which the child was placed under*  
5 *informal supervision unless the district attorney files the petition*  
6 *not later than 180 days after the date the child entered into the*  
7 *agreement for informal supervision. If the district attorney files a*  
8 *petition against the child within that period, the child may*  
9 *withdraw the admission that the child made pursuant to*  
10 *subsection 1.*

11 *7. If the child successfully completes the terms and conditions*  
12 *of the agreement for informal supervision, the juvenile court may*  
13 *dismiss any petition filed against the child that is based on any*  
14 *acts for which the child was placed under informal supervision.*

15 **Sec. 104. 1.** *An agreement for informal supervision may*  
16 *require the child to:*

17 *(a) Perform community service or provide restitution to any*  
18 *victim of the acts for which the child was referred to the probation*  
19 *officer;*

20 *(b) Participate in a program of restitution through work that is*  
21 *established pursuant to section 91 of this act if the child:*

22 *(1) Is 14 years of age or older;*

23 *(2) Has never been found to be within the purview of this*  
24 *title for an unlawful act that involved the use or threatened use of*  
25 *force or violence against a victim and has never been found to*  
26 *have committed such an unlawful act in any other jurisdiction;*

27 *(3) Is required to provide restitution to a victim; and*

28 *(4) Voluntarily agrees to participate in the program of*  
29 *restitution through work.*

30 *(c) Complete a program of cognitive training and human*  
31 *development pursuant to section 89 of this act if:*

32 *(1) The child has never been found to be within the purview*  
33 *of this title; and*

34 *(2) The unlawful act for which the child is found to be*  
35 *within the purview of this title did not involve the use or*  
36 *threatened use of force or violence against a victim; or*

37 *(d) Engage in any combination of the activities set forth in this*  
38 *subsection.*

39 *2. If the agreement for informal supervision requires the*  
40 *child to participate in a program of restitution through work or*  
41 *complete a program of cognitive training and human*  
42 *development, the agreement may also require any or all of the*  
43 *following, in the following order of priority if practicable:*

44 *(a) The child or the parent or guardian of the child, or both, to*  
45 *the extent of their financial ability, to pay the costs associated with*



1 *the participation of the child in the program, including, but not*  
2 *limited to:*

3 (1) *A reasonable sum of money to pay for the cost of*  
4 *policies of insurance against liability for personal injury and*  
5 *damage to property during those periods in which the child*  
6 *participates in the program or performs work; and*

7 (2) *In the case of a program of restitution through work,*  
8 *for industrial insurance, unless the industrial insurance is*  
9 *provided by the employer for which the child performs the work;*  
10 *or*

11 (b) *The child to work on projects or perform community*  
12 *service for a period that reflects the costs associated with the*  
13 *participation of the child in the program.*

14 **Sec. 105.** *Upon the request of the juvenile court, a probation*  
15 *officer shall file with the juvenile court a report of:*

16 1. *The number of children placed under informal supervision*  
17 *during the previous year;*

18 2. *The conditions imposed in each case; and*

19 3. *The number of cases that were successfully completed*  
20 *without the filing of a petition.*

21 **Sec. 106.** 1. *If the district attorney files a petition with the*  
22 *juvenile court, the juvenile court may:*

23 (a) *Dismiss the petition without prejudice and refer the child to*  
24 *the probation officer for informal supervision pursuant to section*  
25 *103 of this act; or*

26 (b) *Place the child under the supervision of the juvenile court*  
27 *pursuant to a supervision and consent decree, without a formal*  
28 *adjudication of delinquency, if the juvenile court receives:*

29 (1) *The recommendation of the probation officer;*

30 (2) *The written approval of the district attorney; and*

31 (3) *The written consent and approval of the child and the*  
32 *parent or guardian of the child.*

33 2. *If a child is placed under the supervision of the juvenile*  
34 *court pursuant to a supervision and consent decree, the juvenile*  
35 *court may dismiss the petition if the child successfully completes*  
36 *the terms and conditions of the supervision and consent decree.*

37 3. *If the petition is dismissed:*

38 (a) *The child may respond to any inquiry concerning the*  
39 *proceedings and events which brought about the proceedings as if*  
40 *they had not occurred; and*

41 (b) *The records concerning a supervision and consent decree*  
42 *may be considered in a subsequent proceeding before the juvenile*  
43 *court regarding that child.*



1       **Sec. 107. 1.** *After a petition has been filed and after such*  
2 *further investigation as the juvenile court may direct, the juvenile*  
3 *court shall direct the clerk of the court to issue a summons that:*  
4       (a) *Requires the person who has care and custody of the child*  
5 *to:*  
6           (1) *Appear personally; and*  
7           (2) *Bring the child before the juvenile court at the time and*  
8 *place stated in the summons;*  
9       (b) *Informs the person who has care and custody of the child*  
10 *of the child's right to be represented by an attorney at the initial*  
11 *hearing, as provided in section 96 of this act; and*  
12       (c) *Has a copy of the petition attached.*  
13       2. *If the person summoned pursuant to subsection 1 is not the*  
14 *parent or guardian of the child, the clerk of the court must notify*  
15 *the parent or guardian by a similar summons of:*  
16           (a) *The pendency of the case; and*  
17           (b) *The time and place for the proceeding involving the child.*  
18       3. *The juvenile court may direct the clerk of the court to issue*  
19 *a summons requiring the appearance of any other person whose*  
20 *presence at the proceeding is necessary, as determined by the*  
21 *juvenile court.*  
22       4. *The clerk of the court is not required to issue a summons if*  
23 *the person to be summoned voluntarily appears.*  
24       5. *If, based on the condition or surroundings of the child, the*  
25 *juvenile court determines that it is in the best interests of the child*  
26 *or the public to require the appropriate agency of the judicial*  
27 *district or the Division of Child and Family Services to assume*  
28 *care and custody of the child, the juvenile court may order, by*  
29 *endorsement upon the summons, that the person serving the*  
30 *summons deliver the child to a probation officer for placement*  
31 *with a suitable person or in an appropriate facility where the child*  
32 *must remain until further order of the juvenile court.*  
33       **Sec. 108. 1.** *Except as otherwise provided in this section, a*  
34 *summons must be served personally by the delivery of a true copy*  
35 *to the person summoned.*  
36       2. *If the juvenile court determines that it is impracticable to*  
37 *serve a summons personally, the juvenile court may order the*  
38 *summons to be served by:*  
39           (a) *Registered mail or certified mail addressed to the last*  
40 *known address; or*  
41           (b) *Publication,*  
42 *or both.*  
43       3. *The service of a summons is sufficient to confer*  
44 *jurisdiction if the summons is served at least 48 hours before the*  
45 *time fixed in the summons for its return.*



1       4. Any person over 18 years of age may serve any summons,  
2 process or notice required by the provisions of this title.

3       5. The county shall pay all necessary expenses for the service  
4 of any summons, process or notice required by the provisions of  
5 this title.

6       **Sec. 109.** 1. The juvenile court may issue a writ for the  
7 attachment of a child or the parent or guardian of the child, or  
8 both, and command a probation officer or peace officer to bring  
9 before the juvenile court, at the time and place stated, the person  
10 or persons named in the writ if:

- 11       (a) A summons cannot be served;
- 12       (b) The person or persons served fail to obey the summons; or
- 13       (c) The juvenile court determines that:
  - 14           (1) The service will be ineffectual; or
  - 15           (2) The welfare of the child requires that the child be  
16 brought immediately into the custody of the juvenile court.

17       2. A person who violates a writ or any order of the juvenile  
18 court issued pursuant to this section may be punished for  
19 contempt.

20       **Sec. 110.** 1. If a child commits a criminal offense in this  
21 state and the child flees to another state, the Governor shall  
22 request extradition of the child from the other state to this state  
23 according to the other state's procedure for the extradition of  
24 adults.

25       2. If a child commits a criminal offense in another state and  
26 the child flees to this state, the child may be extradited to the other  
27 state in accordance with the provisions of NRS 179.177 to  
28 179.235, inclusive, except that while the child is awaiting  
29 extradition, the child must be detained in a facility for the  
30 detention of children if space is available.

31       **Sec. 111.** Except as otherwise provided in this title and  
32 NRS 484.383:

33       1. A peace officer or probation officer may take into custody  
34 any child:

- 35       (a) Who the officer has probable cause to believe is violating  
36 or has violated any state or local law, ordinance, or rule or  
37 regulation having the force of law; or
- 38       (b) Whose conduct indicates that the child is in need of  
39 supervision.

40       2. If a child is taken into custody:

41       (a) The officer shall, without undue delay, attempt to notify, if  
42 known, the parent or guardian of the child;

43       (b) The facility in which the child is detained shall, without  
44 undue delay:

- 45           (1) Notify a probation officer; and



1           (2) *Attempt to notify, if known, the parent or guardian of*  
2 *the child if such notification was not accomplished pursuant to*  
3 *paragraph (a); and*

4           (c) *Unless it is impracticable or inadvisable or has been*  
5 *otherwise ordered by the juvenile court, the child must be released*  
6 *to the custody of a parent or guardian or another responsible adult*  
7 *who has signed a written agreement to bring the child before the*  
8 *juvenile court at a time stated in the agreement or as the juvenile*  
9 *court may direct. The written agreement must be submitted to the*  
10 *juvenile court as soon as possible. If the person fails to produce*  
11 *the child at the time stated in the agreement or upon a summons*  
12 *from the juvenile court, a writ may be issued for the attachment of*  
13 *the person or of the child requiring that the person or child, or*  
14 *both, be brought before the juvenile court at a time stated in the*  
15 *writ.*

16           3. *If a child who is taken into custody is not released*  
17 *pursuant to subsection 2:*

18           (a) *The child must be taken without unnecessary delay to:*

19                   (1) *The juvenile court; or*

20                   (2) *The place of detention designated by the juvenile court*  
21 *and, as soon as possible thereafter, the fact of detention must be*  
22 *reported to the juvenile court; and*

23           (b) *Pending further disposition of the case, the juvenile court*  
24 *may order that the child be:*

25                   (1) *Released to the custody of a parent or guardian or*  
26 *another person appointed by the juvenile court;*

27                   (2) *Detained in a place designated by the juvenile court,*  
28 *subject to further order of the juvenile court; or*

29                   (3) *Conditionally released for supervised detention at the*  
30 *home of the child in lieu of detention at a facility for the detention*  
31 *of children. The supervised detention at the home of the child may*  
32 *include electronic surveillance of the child.*

33           4. *In determining whether to release a child pursuant to this*  
34 *section to a person other than a parent or guardian, the juvenile*  
35 *court shall give preference to any person who is related to the*  
36 *child within the third degree of consanguinity if the juvenile court*  
37 *finds that the person is suitable and able to provide proper care*  
38 *and guidance for the child.*

39           **Sec. 112. 1.** *A child must not be released from custody*  
40 *sooner than 12 hours after the child is taken into custody if the*  
41 *child is taken into custody for committing a battery that constitutes*  
42 *domestic violence pursuant to NRS 33.018.*

43           2. *A child must not be released from custody sooner than 12*  
44 *hours after the child is taken into custody if:*



1 (a) *The child is taken into custody for violating a temporary or*  
2 *extended order for protection against domestic violence issued*  
3 *pursuant to NRS 33.017 to 33.100, inclusive, or for violating a*  
4 *restraining order or injunction that is in the nature of a temporary*  
5 *or extended order for protection against domestic violence issued*  
6 *in an action or proceeding brought pursuant to title 11 of NRS;*  
7 *and*

8 (b) *The peace officer or probation officer who has taken the*  
9 *child into custody determines that such a violation is accompanied*  
10 *by a direct or indirect threat of harm.*

11 3. *For the purposes of this section, an order or injunction is*  
12 *in the nature of a temporary or extended order for protection*  
13 *against domestic violence if it grants relief that might be given in a*  
14 *temporary or extended order issued pursuant to NRS 33.017 to*  
15 *33.100, inclusive.*

16 **Sec. 113.** 1. *If a child is not alleged to be delinquent or in*  
17 *need of supervision, the child must not, at any time, be confined or*  
18 *detained in:*

19 (a) *A facility for the secure detention of children; or*

20 (b) *Any police station, lockup, jail, prison or other facility in*  
21 *which adults are detained or confined.*

22 2. *If a child is alleged to be delinquent or in need of*  
23 *supervision, the child must not, before disposition of the case, be*  
24 *detained in a facility for the secure detention of children unless*  
25 *there is probable cause to believe that:*

26 (a) *If the child is not detained, the child is likely to commit an*  
27 *offense dangerous to himself or to the community, or likely to*  
28 *commit damage to property;*

29 (b) *The child will run away or be taken away so as to be*  
30 *unavailable for proceedings of the juvenile court or to its officers;*

31 (c) *The child was taken into custody and brought before a*  
32 *probation officer pursuant to a court order or warrant; or*

33 (d) *The child is a fugitive from another jurisdiction.*

34 3. *If a child is less than 18 years of age, the child must not, at*  
35 *any time, be confined or detained in any police station, lockup,*  
36 *jail, prison or other facility where the child has regular contact*  
37 *with any adult who is confined or detained in the facility and who*  
38 *has been convicted of a criminal offense or charged with a*  
39 *criminal offense, unless:*

40 (a) *The child is alleged to be delinquent;*

41 (b) *An alternative facility is not available; and*

42 (c) *The child is separated by sight and sound from any adults*  
43 *who are confined or detained in the facility.*

44 4. *During the pendency of a proceeding involving a criminal*  
45 *offense excluded from the original jurisdiction of the juvenile*



\* S B 1 9 7 R 2 \*

1 *court pursuant to section 47 of this act, a child may petition the*  
2 *juvenile court for temporary placement in a facility for the*  
3 *detention of children.*

4 **Sec. 114. 1.** *If a child who is alleged to be delinquent is*  
5 *taken into custody and detained, the child must be given a*  
6 *detention hearing before the juvenile court:*

7 (a) *Not later than 24 hours after the child submits a written*  
8 *application;*

9 (b) *In a county whose population is less than 100,000, not later*  
10 *than 24 hours after the commencement of detention at a police*  
11 *station, lockup, jail, prison or other facility in which adults are*  
12 *detained or confined;*

13 (c) *In a county whose population is 100,000 or more, not later*  
14 *than 6 hours after the commencement of detention at a police*  
15 *station, lockup, jail, prison or other facility in which adults are*  
16 *detained or confined; or*

17 (d) *Not later than 72 hours after the commencement of*  
18 *detention at a facility in which adults are not detained or*  
19 *confined,*  
20 *whichever occurs first, excluding Saturdays, Sundays and*  
21 *holidays.*

22 2. *A child must not be released after a detention hearing*  
23 *without the written consent of the juvenile court.*

24 **Sec. 115. 1.** *Except as otherwise provided in this section, if*  
25 *a child who is alleged to be in need of supervision is taken into*  
26 *custody and detained, the child must be released not later than 24*  
27 *hours, excluding Saturdays, Sundays and holidays, after the*  
28 *child's initial contact with a peace officer or probation officer to:*

29 (a) *A parent or guardian of the child;*

30 (b) *Any other person who is able to provide adequate care and*  
31 *supervision for the child; or*

32 (c) *Shelter care.*

33 2. *A child does not have to be released pursuant to*  
34 *subsection 1 if the juvenile court:*

35 (a) *Holds a detention hearing;*

36 (b) *Determines that the child:*

37 (1) *Has threatened to run away from home or from the*  
38 *shelter;*

39 (2) *Is accused of violent behavior at home; or*

40 (3) *Is accused of violating the terms of a supervision and*  
41 *consent decree; and*

42 (c) *Determines that the child needs to be detained to make an*  
43 *alternative placement for the child.*





1 *The child may be detained for an additional 24 hours but not more*  
2 *than 48 hours after the detention hearing, excluding Saturdays,*  
3 *Sundays and holidays.*  
4 3. *A child does not have to be released pursuant to this*  
5 *section if the juvenile court:*  
6 (a) *Holds a detention hearing; and*  
7 (b) *Determines that the child:*  
8 (1) *Is a ward of a federal court or held pursuant to a*  
9 *federal statute;*  
10 (2) *Has run away from another state and a jurisdiction*  
11 *within that state has issued a want, warrant or request for the*  
12 *child; or*  
13 (3) *Is accused of violating a valid court order.*  
14 *The child may be detained for an additional period as necessary*  
15 *for the juvenile court to return the child to the jurisdiction from*  
16 *which the child originated or to make an alternative placement for*  
17 *the child.*  
18 4. *For the purposes of this section, an alternative placement*  
19 *must be in a facility in which there are no physical restraining*  
20 *devices or barriers.*  
21 **Sec. 116.** 1. *If a peace officer or probation officer has*  
22 *probable cause to believe that a child is committing or has*  
23 *committed an unlawful act that involves the possession, use or*  
24 *threatened use of a firearm, the officer shall take the child into*  
25 *custody.*  
26 2. *If a child is taken into custody for an unlawful act*  
27 *described in this section, the child must not be released before a*  
28 *detention hearing is held pursuant to section 114 of this act.*  
29 3. *At the detention hearing, the juvenile court shall determine*  
30 *whether to order the child to be evaluated by a qualified*  
31 *professional.*  
32 4. *If the juvenile court orders the child to be evaluated by a*  
33 *qualified professional, the evaluation must be completed not later*  
34 *than 14 days after the detention hearing. Until the evaluation is*  
35 *completed, the child must be:*  
36 (a) *Detained at a facility for the detention of children; or*  
37 (b) *Placed under a program of supervision in the home of the*  
38 *child that may include electronic surveillance of the child.*  
39 5. *If a child is evaluated by a qualified professional pursuant*  
40 *to this section, the statements made by the child to the qualified*  
41 *professional during the evaluation and any evidence directly or*  
42 *indirectly derived from those statements may not be used for any*  
43 *purpose in a proceeding which is conducted to prove that the child*  
44 *committed a delinquent act or criminal offense. The provisions of*  
45 *this subsection do not prohibit the district attorney from proving*



1 *that the child committed a delinquent act or criminal offense*  
2 *based upon evidence obtained from sources or by means that are*  
3 *independent of the statements made by the child to the qualified*  
4 *professional during the evaluation.*

5 **Sec. 117.** 1. *If a child is stopped by a peace officer for a*  
6 *violation of any traffic law or ordinance which is punishable as a*  
7 *misdemeanor, the peace officer may prepare and issue a traffic*  
8 *citation pursuant to the same criteria as would apply to an adult*  
9 *violateur.*

10 2. *If a child who is issued a traffic citation executes a written*  
11 *promise to appear in court by signing the citation, the officer:*

- 12 (a) *Shall deliver a copy of the citation to the child; and*  
13 (b) *Shall not take the child into physical custody for the*  
14 *violation.*

15 **Sec. 118.** 1. *Each proceeding conducted pursuant to the*  
16 *provisions of this title:*

- 17 (a) *Is not criminal in nature.*  
18 (b) *Must be heard separately from the trial of cases against*  
19 *adults.*  
20 (c) *Must be heard without a jury.*  
21 (d) *May be conducted in an informal manner.*  
22 (e) *May be held at a facility for the detention of children or*  
23 *elsewhere at the discretion of the juvenile court.*  
24 (f) *Does not require stenographic notes or any other transcript*  
25 *of the proceeding unless ordered by the juvenile court.*

26 2. *Except as otherwise provided in this subsection, each*  
27 *proceeding conducted pursuant to the provisions of this title must*  
28 *be open to the public. If the juvenile court determines that all or*  
29 *part of the proceeding must be closed to the public because the*  
30 *closure is in the best interests of the child or the public:*

- 31 (a) *The public must be excluded; and*  
32 (b) *The juvenile court may order that only those persons who*  
33 *have a direct interest in the case may be admitted. The juvenile*  
34 *court may determine that a victim or any member of the victim's*  
35 *family is a person who has a direct interest in the case and may be*  
36 *admitted.*

37 **Sec. 119.** 1. *At the child's first appearance at intake and*  
38 *before the juvenile court, the child must be:*

- 39 (a) *Advised of his rights;*  
40 (b) *Informed of the specific allegations in the petition; and*  
41 (c) *Given an opportunity to admit or deny those allegations.*

42 2. *If the child denies the allegations in the petition, the*  
43 *juvenile court shall:*

- 44 (a) *Conduct an adjudicatory hearing concerning the*  
45 *allegations; and*



1       (b) Record its findings on whether the allegations have been  
2 established.

3       3. If the child is alleged to be in need of supervision, the  
4 allegations in the petition must be established by a preponderance  
5 of the evidence based upon competent, material and relevant  
6 evidence.

7       4. If the child is alleged to have committed a delinquent act,  
8 the allegations in the petition must be established by proof beyond  
9 a reasonable doubt based upon competent, material and relevant  
10 evidence.

11       5. If the juvenile court finds that the allegations in the  
12 petition have not been established, the juvenile court shall dismiss  
13 the petition and order that the child be discharged from any  
14 facility for the detention of children or temporary care, unless  
15 otherwise ordered by the juvenile court.

16       6. If the juvenile court finds that the allegations in the  
17 petition have been established, the juvenile court shall make a  
18 proper disposition of the case.

19       **Sec. 120.** 1. If a proceeding conducted pursuant to the  
20 provisions of this title involves the placement of an Indian child  
21 into foster care, the juvenile court shall:

22       (a) Cause the Indian child's tribe to be notified in writing in  
23 the manner provided in the Indian Child Welfare Act. If the  
24 Indian child is eligible for membership in more than one tribe,  
25 each tribe must be notified.

26       (b) Transfer the proceedings to the Indian child's tribe in  
27 accordance with the Indian Child Welfare Act or, if a tribe  
28 declines or is unable to exercise jurisdiction, exercise jurisdiction  
29 as provided in the Indian Child Welfare Act.

30       2. If the juvenile court determines that the parent of an  
31 Indian child for whom foster care is sought is indigent, the  
32 juvenile court, as provided in the Indian Child Welfare Act:

- 33       (a) Shall appoint an attorney to represent the parent;  
34       (b) May appoint an attorney to represent the Indian child; and  
35       (c) May apply to the Secretary of the Interior for the payment  
36 of the fees and expenses of such an attorney.

37       **Sec. 121.** In a proceeding involving an Indian child, the  
38 juvenile court shall give full faith and credit to the judicial  
39 proceedings of an Indian tribe to the same extent that the Indian  
40 tribe gives full faith and credit to the judicial proceedings of the  
41 courts of this state.

42       **Sec. 122.** 1. Upon the request of the district attorney, the  
43 juvenile court may expedite any proceeding conducted pursuant to  
44 the provisions of this title that involves an act committed against a



1 *person who is less than 16 years of age or an act witnessed by a*  
2 *person who is less than 16 years of age.*

3 2. *In determining whether to expedite a proceeding, the*  
4 *juvenile court may consider the effect that a delay in the*  
5 *proceeding may have on the mental or emotional health or*  
6 *well-being of the person who is less than 16 years of age.*

7 **Sec. 123. 1.** *In each proceeding conducted pursuant to*  
8 *the provisions of this title, the juvenile court may issue and, upon*  
9 *the request of any party to the proceeding, the clerk of the court*  
10 *shall issue subpoenas that require:*

11 (a) *The attendance and testimony of witnesses; and*

12 (b) *The production of records, documents or other tangible*  
13 *objects.*

14 2. *In each proceeding conducted pursuant to the provisions*  
15 *of this title that involves a child who is alleged to be delinquent or*  
16 *in need of supervision, the district attorney or the attorney for the*  
17 *child may issue subpoenas pursuant to NRS 174.315 and 174.335*  
18 *that require:*

19 (a) *The attendance and testimony of witnesses; and*

20 (b) *The production of records, documents or other tangible*  
21 *objects.*

22 **Sec. 124. 1.** *The juvenile court may continue any*  
23 *proceeding conducted pursuant to the provisions of this title for a*  
24 *reasonable period to receive oral and written reports or other*  
25 *competent, material and relevant evidence that may be helpful in*  
26 *determining the issues presented.*

27 2. *If a proceeding involves an act committed against a person*  
28 *who is less than 16 years of age or an act witnessed by a person*  
29 *who is less than 16 years of age, the juvenile court:*

30 (a) *May consider any adverse effects that a continuance of the*  
31 *proceeding may have on the mental or emotional health or*  
32 *well-being of the person who is less than 16 years of age; and*

33 (b) *May deny a continuance of the proceeding if the delay will*  
34 *adversely affect the mental or emotional health or well-being of*  
35 *the person who is less than 16 years of age.*

36 3. *If the juvenile court orders a continuance of a proceeding,*  
37 *the juvenile court shall make an appropriate order for the*  
38 *detention or temporary care of the child who is the subject of*  
39 *the proceeding during the period of the continuance.*

40 **Sec. 125. 1.** *In each proceeding conducted pursuant to the*  
41 *provisions of this title, the juvenile court may:*

42 (a) *Receive all competent, material and relevant evidence that*  
43 *may be helpful in determining the issues presented, including, but*  
44 *not limited to, oral and written reports; and*

45 (b) *Rely on such evidence to the extent of its probative value.*



1       2. *The juvenile court shall afford the parties and their*  
2 *attorneys an opportunity to examine and controvert each written*  
3 *report that is received into evidence and to cross-examine each*  
4 *person who made the written report, when reasonably available.*

5       **Sec. 126. 1.** *Except as otherwise provided in this section,*  
6 *the juvenile court shall make its final disposition of a case not*  
7 *later than 60 days after the date on which the petition in the case*  
8 *was filed.*

9       2. *The juvenile court may extend the time for final disposition*  
10 *of a case if the juvenile court files an order setting forth specific*  
11 *reasons for the extension:*

12       (a) *Not later than 60 days after the date on which the petition*  
13 *in the case was filed; or*

14       (b) *Later than 60 days after the date on which the petition in*  
15 *the case was filed, if the juvenile court finds that the extension*  
16 *would serve the interests of justice. In determining whether an*  
17 *extension would serve the interests of justice, the juvenile court*  
18 *shall consider:*

19           (1) *The gravity of the act alleged in the case;*

20           (2) *The reasons for any delay in the disposition of the case;*

21 *and*

22           (3) *The potential consequences to the child, any victim and*  
23 *the public of not extending the time for final disposition of the*  
24 *case.*

25       3. *The juvenile court shall not extend the time for final*  
26 *disposition of a case beyond 1 year from the date on which the*  
27 *petition in the case was filed.*

28       **Sec. 127. 1.** *The prosecuting attorney shall disclose to the*  
29 *victim of an act committed by a child the disposition of the child's*  
30 *case regarding that act if:*

31       (a) *The victim requests such a disclosure; or*

32       (b) *If the victim is less than 18 years of age, the parent or*  
33 *guardian of the victim requests such a disclosure.*

34       2. *All personal information pertaining to the victim or the*  
35 *parent or guardian of the victim, including, but not limited to, a*  
36 *current or former address, which is obtained by the prosecuting*  
37 *attorney pursuant to this section, is confidential and must not be*  
38 *used for a purpose other than that provided for in this section.*

39       **Sec. 128.** *Appeals from the orders of the juvenile court may*  
40 *be taken to the Supreme Court in the same manner as appeals in*  
41 *civil cases are taken.*

42       **Sec. 129. 1.** *If a child is prosecuted for an offense in a*  
43 *juvenile proceeding, the child may not be prosecuted again for the*  
44 *same offense in another juvenile proceeding or in a criminal*  
45 *proceeding as an adult.*



1       2. *For the purposes of this section:*  
2       (a) *A child is prosecuted for an offense in a juvenile*  
3 *proceeding if:*

4           (1) *The district attorney files a petition against the child*  
5 *pursuant to the provisions of this title alleging that the child*  
6 *committed a delinquent act; and*

7           (2) *The juvenile court accepts the child's admission of the*  
8 *facts alleged in the petition or, at an adjudicatory hearing to*  
9 *determine culpability, the juvenile court begins to take evidence on*  
10 *the facts alleged in the petition.*

11       (b) *An offense is the same offense if it is:*

12           (1) *The offense alleged in the petition; or*

13           (2) *An offense based upon the same conduct as that alleged*  
14 *in the petition.*

15       **Sec. 130.** 1. *If a parent or guardian of a child appears with*  
16 *or on behalf of the child at a detention hearing, the juvenile court*  
17 *shall provide to the parent or guardian a certificate of attendance*  
18 *which the parent or guardian may provide to his employer.*

19       2. *A certificate of attendance:*

20           (a) *Must set forth the date and time of appearance and the*  
21 *provisions of section 132 of this act; and*

22           (b) *Must not set forth the name of the child or the offense*  
23 *alleged.*

24       **Sec. 131.** 1. *For any proceeding after the initial detention*  
25 *hearing, written notice of the proceeding and a copy of the notice*  
26 *which the parents and guardians may provide to their employers*  
27 *must be provided to all parents and guardians of the child.*

28       2. *The written notice of the proceeding and the copy of the*  
29 *notice:*

30           (a) *Must set forth the date and time of the proceeding and the*  
31 *provisions of section 132 of this act; and*

32           (b) *Must not set forth the name of the child or the offense*  
33 *alleged.*

34       3. *If the address or location of any parent or guardian of a*  
35 *child is not immediately known when the proceeding is scheduled,*  
36 *notice must be served pursuant to this section immediately upon*  
37 *discovery of the address and location of the parent or guardian.*

38       **Sec. 132.** 1. *If a parent or guardian of a child gives his*  
39 *employer or an agent of the employer notice of an appearance*  
40 *with or on behalf of the child in any court, it is unlawful for the*  
41 *employer or the agent of the employer to:*

42           (a) *Terminate the employment of the parent or guardian, as a*  
43 *consequence of his appearance or prospective appearance in*  
44 *court; or*



- 1       ***(b) Assert to the parent or guardian that his appearance or***  
2 ***prospective appearance in court will result in the termination of***  
3 ***his employment.***
- 4       ***2. Any employer or agent of an employer who violates the***  
5 ***provisions of subsection 1 is guilty of a misdemeanor.***
- 6       ***3. A parent or guardian who is discharged from employment***  
7 ***in violation of subsection 1 may commence a civil action against***  
8 ***his employer and obtain:***
- 9       ***(a) Wages and benefits lost as a result of the violation;***  
10       ***(b) An order of reinstatement without loss of position, seniority***  
11 ***or benefits;***
- 12       ***(c) Damages equal to the amount of the lost wages and***  
13 ***benefits; and***
- 14       ***(d) Reasonable attorney's fees fixed by the court.***
- 15       ***4. For the purposes of this section, notice is given:***
- 16       ***(a) In the case of a detention hearing, when the parent or***  
17 ***guardian:***
- 18       ***(1) Gives the employer or an agent of the employer oral***  
19 ***notice in advance of the hearing; and***
- 20       ***(2) Provides the employer with a certificate of attendance***  
21 ***immediately upon return to employment.***
- 22       ***(b) In the case of any hearing after the initial detention***  
23 ***hearing, when the parent or guardian gives the employer or an***  
24 ***agent of the employer, in advance of the hearing, the employer's***  
25 ***copy of the written notice of the hearing.***
- 26       **Sec. 133.** Title 5 of NRS is hereby amended by adding thereto  
27 a new chapter to consist of the provisions set forth as sections 134 to  
28 177, inclusive, of this act.
- 29       **Sec. 134.** ***Except as otherwise provided in sections 134 to***  
30 ***152, inclusive, of this act:***
- 31       ***1. The provisions of sections 134 to 152, inclusive, of this act***  
32 ***apply to the disposition of a case involving any child who is***  
33 ***adjudicated pursuant to the provisions of this title.***
- 34       ***2. In addition to any other orders or actions authorized or***  
35 ***required by the provisions of this title, if a child is adjudicated***  
36 ***pursuant to the provisions of this title:***
- 37       ***(a) The juvenile court may issue any orders or take any actions***  
38 ***set forth in sections 134 to 152, inclusive, of this act that the***  
39 ***juvenile court deems proper for the disposition of the case; and***
- 40       ***(b) If required by a specific statute, the juvenile court shall***  
41 ***issue the appropriate orders or take the appropriate actions set***  
42 ***forth in the statute.***
- 43       **Sec. 135.** ***1. A child who is adjudicated pursuant to the***  
44 ***provisions of this title is not a criminal and any adjudication is not***





1 *a conviction, and a child may be charged with a crime or*  
2 *convicted in a criminal proceeding only as provided in this title.*

3 *2. Except as otherwise provided by specific statute, an*  
4 *adjudication pursuant to the provisions of this title upon the status*  
5 *of a child does not impose any of the civil disabilities ordinarily*  
6 *resulting from conviction, and the disposition of a child or any*  
7 *evidence given in the juvenile court must not be used to disqualify*  
8 *the child in any future application for or appointment to the civil*  
9 *service.*

10 **Sec. 136.** *In determining whether to place a child in the*  
11 *custody of a person other than a parent or guardian, the juvenile*  
12 *court shall give preference to any person who is related to the*  
13 *child within the third degree of consanguinity if the juvenile court*  
14 *finds that the person is suitable and able to provide proper care*  
15 *and guidance for the child.*

16 **Sec. 137.** *In placing a child in the custody of a person or a*  
17 *public or private institution or agency, the juvenile court shall*  
18 *select, when practicable, a person or an institution or agency*  
19 *governed by persons of:*

20 *1. The same religious faith as that of the parents of the child;*

21 *2. If the religious faiths of the parents differ, the religious*  
22 *faith of the child; or*

23 *3. If the religious faith of the child is not ascertainable, the*  
24 *religious faith of either of the parents.*

25 **Sec. 138.** *1. Except as otherwise provided in this chapter,*  
26 *the juvenile court may:*

27 *(a) Place a child in the custody of a suitable person for*  
28 *supervision in the child's own home or in another home; or*

29 *(b) Commit the child to the custody of a public or private*  
30 *institution or agency authorized to care for children.*

31 *2. If the juvenile court places the child under supervision in a*  
32 *home:*

33 *(a) The juvenile court may impose such conditions as the*  
34 *juvenile court deems proper; and*

35 *(b) The program of supervision in the home may include*  
36 *electronic surveillance of the child.*

37 *3. If the juvenile court commits the child to the custody of a*  
38 *public or private institution or agency, the juvenile court shall*  
39 *select one that is required to be licensed by:*

40 *(a) The Department of Human Resources to care for such*  
41 *children; or*

42 *(b) If the institution or agency is in another state, the*  
43 *analogous department of that state.*

44 **Sec. 139.** *The juvenile court may permit a child to reside in a*  
45 *residence without the immediate supervision of an adult, exempt*



1 *the child from mandatory attendance at school so that the child*  
2 *may be employed full-time, or both, if the child:*

- 3 1. *Is at least 16 years of age;*  
4 2. *Has demonstrated the capacity to benefit from this*  
5 *placement or exemption; and*  
6 3. *Is under the strict supervision of the juvenile court.*

7 **Sec. 140.** 1. *If the juvenile court commits a child to the*  
8 *custody of a public or private institution or agency, the juvenile*  
9 *court shall:*

10 (a) *Transmit a summary of its information concerning the*  
11 *child to the institution or agency; and*

12 (b) *Order the administrator of the school that the child last*  
13 *attended to transmit a copy of the child's educational records to*  
14 *the institution or agency.*

15 2. *The institution or agency to which the child is committed*  
16 *shall provide the juvenile court with any information concerning*  
17 *the child that the juvenile court may require.*

18 **Sec. 141.** 1. *If it has been admitted or determined that a*  
19 *child is in need of supervision or in need of commitment to an*  
20 *institution for the mentally retarded or the mentally ill and the*  
21 *child has been or will be placed outside the home of the child by*  
22 *court order:*

23 (a) *The juvenile court shall direct a probation officer or an*  
24 *authorized agency to prepare for the juvenile court a study and a*  
25 *written report concerning the child, the family of the child, the*  
26 *environment of the child and other matters relevant to the need for*  
27 *treatment or disposition of the case; and*

28 (b) *The agency which is charged with the care and custody of*  
29 *the child or the agency which has the responsibility for*  
30 *supervising the placement of the child shall file with the juvenile*  
31 *court a plan which includes:*

32 (1) *The social history of the child and the family of the*  
33 *child;*

34 (2) *The wishes of the child relating to the placement of the*  
35 *child;*

36 (3) *A statement of the conditions which require*  
37 *intervention by the juvenile court and whether the removal of the*  
38 *child from the home of the child was a result of a judicial*  
39 *determination that the child's continuation in the home would be*  
40 *contrary to the child's welfare;*

41 (4) *A statement of the harm which the child is likely to*  
42 *suffer as a result of the removal;*

43 (5) *A discussion of the efforts made by the agency to avoid*  
44 *removing the child from the home of the child before the agency*  
45 *placed the child in foster care;*



1           (6) *The special programs available to the parent or*  
2 *guardian of the child which might prevent further harm to the*  
3 *child and the reason that each program is likely to be useful, and*  
4 *the overall plan of the agency to assure that the services are*  
5 *available;*

6           (7) *A description of the type of home or institution in which*  
7 *the child could be placed, a plan for assuring that the child would*  
8 *receive proper care and a description of the needs of the child; and*

9           (8) *A description of the efforts made by the agency to*  
10 *facilitate the return of the child to the home of the child or*  
11 *permanent placement of the child.*

12         2. *If there are indications that a child may be mentally*  
13 *retarded or mentally ill, the juvenile court may order the child to*  
14 *be examined at a suitable place by a physician, psychiatrist or*  
15 *psychologist before a hearing on the merits of the petition. The*  
16 *examinations made before a hearing or as part of the study*  
17 *provided for in subsection 1 must be conducted without admission*  
18 *to a hospital unless the juvenile court finds that placement in a*  
19 *hospital or other appropriate facility is necessary.*

20         3. *After a hearing, the juvenile court may order a parent or*  
21 *guardian of the child to be examined by a physician, psychiatrist*  
22 *or psychologist if:*

23           (a) *The ability of the parent or guardian to care for or*  
24 *supervise the child is at issue before the juvenile court; and*

25           (b) *The parent or guardian consents to the examination.*

26         **Sec. 142.** 1. *Except as otherwise provided in this section, if*  
27 *the juvenile court places a child in a foster home or other similar*  
28 *institution, the juvenile court shall review the placement at least*  
29 *semiannually for the purpose of determining whether:*

30           (a) *Continued placement or supervision is in the best interests*  
31 *of the child and the public; and*

32           (b) *The child is being treated fairly.*

33         2. *In conducting the review, the juvenile court may:*

34           (a) *Require a written report from the child's protective services*  
35 *officer, welfare worker or other guardian of the child which*  
36 *includes, but is not limited to, an evaluation of the progress of the*  
37 *child and recommendations for further supervision, treatment or*  
38 *rehabilitation.*

39           (b) *Request any information or statements that the juvenile*  
40 *court deems necessary for the review.*

41         3. *The juvenile court shall hold dispositional hearings not*  
42 *later than 18 months after the review required by subsection 1,*  
43 *and at least annually thereafter.*

44         4. *The juvenile court shall hold each dispositional hearing to*  
45 *determine whether:*



- 1       (a) *The child should be returned to his parent or guardian or*  
2 *other relatives;*  
3       (b) *The child's placement in the foster home or other similar*  
4 *institution should be continued;*  
5       (c) *The child should be placed for adoption or under a legal*  
6 *guardianship; or*  
7       (d) *The child should remain in the foster home or other*  
8 *similar institution on a long-term basis.*  
9       5. *The provisions of this section do not apply to the placement*  
10 *of a child in the home of the child's parent or parents.*  
11       6. *This section does not limit the power of the juvenile court*  
12 *to order a review or similar proceeding under subsection 1 other*  
13 *than semiannually.*  
14       7. *In determining the placement of the child pursuant to this*  
15 *section, the juvenile court shall give preference to any person who*  
16 *is related to the child within the third degree of consanguinity if*  
17 *the juvenile court finds that the person is suitable and able to*  
18 *provide proper care and guidance for the child.*  
19       **Sec. 143.** 1. *The juvenile court may:*  
20       (a) *Order such medical, psychiatric, psychological or other*  
21 *care and treatment for a child as the juvenile court deems to be in*  
22 *the best interests of the child; and*  
23       (b) *Cause the child to be examined by a physician, psychiatrist,*  
24 *psychologist or other qualified person.*  
25       2. *If the child appears to be in need of medical, psychiatric,*  
26 *psychological or other care or treatment:*  
27       (a) *The juvenile court may order the parent or guardian of the*  
28 *child to provide such care or treatment; and*  
29       (b) *If, after due notice, the parent or guardian fails to provide*  
30 *such care or treatment, the juvenile court may order that the child*  
31 *be provided with the care or treatment. When approved by the*  
32 *juvenile court, the expense of such care or treatment is a charge*  
33 *upon the county, but the juvenile court may order the person*  
34 *having the duty under the law to support the child to pay part or*  
35 *all of the expenses of such care or treatment.*  
36       **Sec. 144.** 1. *The juvenile court may order the parent or*  
37 *guardian of a child to refrain from engaging in or continuing any*  
38 *conduct which the juvenile court believes has caused or tended to*  
39 *cause the child to become subject to the jurisdiction of the juvenile*  
40 *court.*  
41       2. *If the child is less than 18 years of age, the juvenile court*  
42 *may order:*  
43       (a) *The parent or guardian of the child; and*



1       **(b) Any sibling or other person who is living in the same**  
2 **household as the child over whom the juvenile court has**  
3 **jurisdiction,**  
4 **to attend or participate in counseling, with or without the child,**  
5 **including, but not limited to, counseling regarding parenting**  
6 **skills, alcohol or substance abuse, or techniques of dispute**  
7 **resolution.**

8       **Sec. 145. 1. The juvenile court may order a child or the**  
9 **parent or guardian of the child, or both, to perform community**  
10 **service.**

11       **2. If the juvenile court orders a child or the parent or**  
12 **guardian of the child, or both, to perform community service**  
13 **pursuant to the provisions of this title, the juvenile court may**  
14 **order the child or the parent or guardian of the child, or both, to**  
15 **deposit with the juvenile court a reasonable sum of money to pay**  
16 **for the cost of a policy for insurance against liability for personal**  
17 **injury and damage to property or for industrial insurance, or both,**  
18 **during those periods in which the work is performed, unless, in**  
19 **the case of industrial insurance, it is provided by the authority for**  
20 **which the work is performed.**

21       **Sec. 146. 1. The juvenile court may order that the driver's**  
22 **license of a child be suspended for at least 90 days but not more**  
23 **than 2 years.**

24       **2. If the child does not possess a driver's license, the juvenile**  
25 **court may prohibit the child from receiving a driver's license for**  
26 **at least 90 days but not more than 2 years:**

27       **(a) Immediately following the date of the order, if the child is**  
28 **eligible to receive a driver's license.**

29       **(b) After the date the child becomes eligible to apply for a**  
30 **driver's license, if the child is not eligible to receive a license on**  
31 **the date of the order.**

32       **Sec. 147. 1. If a child applies for a driver's license, the**  
33 **Department of Motor Vehicles shall:**

34       **(a) Notify the child of the provisions of this title that permit the**  
35 **juvenile court to suspend or revoke the license of the child; and**

36       **(b) Require the child to sign an affidavit acknowledging that**  
37 **the child is aware that his driver's license may be suspended or**  
38 **revoked pursuant to the provisions of this title.**

39       **2. If the juvenile court issues an order delaying the ability of**  
40 **a child to receive a driver's license, not later than 5 days after**  
41 **issuing the order the juvenile court shall forward to the**  
42 **Department of Motor Vehicles a copy of the order.**

43       **3. If the juvenile court issues an order suspending the**  
44 **driver's license of a child:**



- 1 (a) *The juvenile court shall order the child to surrender his*  
2 *driver's license to the juvenile court; and*
- 3 (b) *Not later than 5 days after issuing the order, the juvenile*  
4 *court shall forward to the Department of Motor Vehicles a copy of*  
5 *the order and the driver's license of the child.*
- 6 4. *If the juvenile court issues an order suspending the*  
7 *driver's license of a child, the Department of Motor Vehicles:*
- 8 (a) *Shall report the suspension of the driver's license of*  
9 *the child to an insurance company or its agent inquiring about*  
10 *the child's driving record, but such a suspension must not be*  
11 *considered for the purpose of rating or underwriting.*
- 12 (b) *Shall not treat the suspension in the manner statutorily*  
13 *required for moving traffic violations, unless the suspension*  
14 *resulted from the child's poor performance as a driver.*
- 15 (c) *Shall not require the child to submit to the tests and other*  
16 *requirements which are adopted by regulation pursuant to*  
17 *subsection 1 of NRS 483.495 as a condition of reinstatement or*  
18 *reissuance after the suspension of a driver's license, unless the*  
19 *suspension resulted from the child's poor performance as a driver.*
- 20 **Sec. 148.** 1. *If a child has not previously been adjudicated*  
21 *delinquent or in need of supervision and the unlawful act*  
22 *committed by the delinquent child did not involve the use or*  
23 *threatened use of force or violence against a victim, the juvenile*  
24 *court may order a child to complete any or all of the following*  
25 *programs:*
- 26 (a) *A program of cognitive training and human development*  
27 *established pursuant to section 89 of this act.*
- 28 (b) *A program for the arts as described in section 88 of this*  
29 *act.*
- 30 (c) *A program of sports or physical fitness as described in*  
31 *section 88 of this act.*
- 32 2. *If the juvenile court orders the child to participate in a*  
33 *program of cognitive training and human development, a program*  
34 *for the arts or a program of sports or physical fitness, the juvenile*  
35 *court may order any or all of the following, in the following order*  
36 *of priority if practicable:*
- 37 (a) *The child or the parent or guardian of the child, or both, to*  
38 *the extent of their financial ability, to pay the costs associated with*  
39 *the participation of the child in the program, including, but not*  
40 *limited to, a reasonable sum of money to pay for the cost of*  
41 *policies of insurance against liability for personal injury and*  
42 *damage to property during those periods in which the child*  
43 *participates in the program;*



1 (b) *The child to work on projects or perform community*  
2 *service for a period that reflects the costs associated with the*  
3 *participation of the child in the program; or*

4 (c) *The county in which the petition alleging the child to be in*  
5 *need of supervision is filed to pay the costs associated with the*  
6 *participation of the child in the program.*

7 **Sec. 149.** 1. *If a court determines that a child who is*  
8 *currently enrolled in school unlawfully caused or attempted to*  
9 *cause serious bodily injury to another person, the court shall*  
10 *provide the information specified in subsection 2 to the school*  
11 *district in which the child is currently enrolled.*

12 2. *The information required to be provided pursuant to*  
13 *subsection 1 must include:*

14 (a) *The name of the child;*

15 (b) *A description of any injury sustained by the other person;*

16 (c) *A description of any weapon used by the child; and*

17 (d) *A description of any threats made by the child against the*  
18 *other person before, during or after the incident in which the child*  
19 *injured or attempted to injure the person.*

20 **Sec. 150.** 1. *If the juvenile court imposes a fine against:*

21 (a) *A delinquent child pursuant to section 162 of this act;*

22 (b) *A child who has committed a minor traffic offense, except*  
23 *an offense related to metered parking, pursuant to section 161 of*  
24 *this act; or*

25 (c) *A child in need of supervision because the child is a*  
26 *habitual truant pursuant to section 155 of this act,*  
27 *the juvenile court shall order the child or the parent or guardian*  
28 *of the child to pay an administrative assessment of \$10 in addition*  
29 *to the fine.*

30 2. *The juvenile court shall state separately on its docket the*  
31 *amount of money that the juvenile court collects for the*  
32 *administrative assessment.*

33 3. *If the child is found not to have committed the alleged act*  
34 *or the charges are dropped, the juvenile court shall return to the*  
35 *child or the parent or guardian of the child any money deposited*  
36 *with the juvenile court for the administrative assessment.*

37 4. *On or before the fifth day of each month for the preceding*  
38 *month, the clerk of the court shall pay to the county treasurer the*  
39 *money the juvenile court collects for administrative assessments.*

40 5. *On or before the 15th day of each month, the county*  
41 *treasurer shall deposit the money in the county general fund for*  
42 *credit to a special account for the use of the county's juvenile*  
43 *court or for services to delinquent children.*

44 **Sec. 151.** *The juvenile court may order the parent or*  
45 *guardian of a child to pay, in whole or in part, for the costs related*





1 *to the proceedings involving the disposition of the case, including,*  
2 *but not limited to:*

- 3 1. *Reasonable attorney's fees;*
- 4 2. *Any costs incurred by the juvenile court; and*
- 5 3. *Any costs incurred in investigating the acts committed by*  
6 *the child and in taking the child into custody.*

7 **Sec. 152. 1.** *Except as otherwise provided in this section,*  
8 *the juvenile court may at any time modify or terminate any decree*  
9 *or order that it has made.*

10 2. *Except as otherwise provided in section 263 of this act,*  
11 *before the juvenile court may modify or terminate an order*  
12 *committing a child to the custody of the Division of Child and*  
13 *Family Services, the juvenile court shall:*

14 (a) *Provide the Administrator of the Division of Child and*  
15 *Family Services with written notice not later than 10 days before*  
16 *modifying or terminating the order, unless the Administrator*  
17 *waives the right to receive such notice; and*

18 (b) *Give due consideration to the effect that the modification*  
19 *or termination of the order will have upon the child and the*  
20 *programs of the Division of Child and Family Services.*

21 **Sec. 153. 1.** *The provisions of this section and sections 154*  
22 *and 155 of this act apply to the disposition of a case involving a*  
23 *child who is adjudicated to be in need of supervision.*

24 2. *If a child is adjudicated to be in need of supervision:*

25 (a) *The juvenile court may issue any orders or take any actions*  
26 *set forth in this section and sections 154 and 155 of this act that*  
27 *the juvenile court deems proper for the disposition of the case; and*

28 (b) *If required by a specific statute, the juvenile court shall*  
29 *issue the appropriate orders or take the appropriate actions set*  
30 *forth in the statute.*

31 **Sec. 154.** *A child in need of supervision must not be*  
32 *committed to or otherwise placed in a state facility for the*  
33 *detention of children or any other facility that provides*  
34 *correctional care.*

35 **Sec. 155. 1.** *If a child is adjudicated to be in need of*  
36 *supervision because the child is a habitual truant, the juvenile*  
37 *court shall:*

38 (a) *The first time the child is adjudicated to be in need of*  
39 *supervision because the child is a habitual truant:*

40 (I) *Order the child to:*

41 (I) *Pay a fine of not more than \$100 and the*  
42 *administrative assessment required by section 150 of this act; or*

43 (II) *Perform not less than 8 hours but not more than 16*  
44 *hours of community service; and*



1           (2) *If the child is 14 years of age or older, order the*  
2 *suspension of the driver's license of the child for at least 30 days*  
3 *but not more than 6 months. If the child does not possess a*  
4 *driver's license, the juvenile court shall prohibit the child from*  
5 *applying for a driver's license for 30 days:*

6           (I) *Immediately following the date of the order if the*  
7 *child is eligible to apply for a driver's license; or*

8           (II) *After the date the child becomes eligible to apply for*  
9 *a driver's license if the child is not eligible to apply for a driver's*  
10 *license.*

11          (b) *The second or any subsequent time the child is adjudicated*  
12 *to be in need of supervision because the child is a habitual truant:*

13           (I) *Order the child to:*

14           (I) *Pay a fine of not more than \$200 and the*  
15 *administrative assessment required by section 150 of this act;*

16           (II) *Perform not more than 10 hours of community*  
17 *service; or*

18           (III) *Comply with the requirements set forth in both*  
19 *sub-subparagraphs (I) and (II); and*

20          (2) *If the child is 14 years of age or older, order the*  
21 *suspension of the driver's license of the child for at least 60 days*  
22 *but not more than 1 year. If the child does not possess a driver's*  
23 *license, the juvenile court shall prohibit the child from applying*  
24 *for a driver's license for 60 days:*

25           (I) *Immediately following the date of the order if the*  
26 *child is eligible to apply for a driver's license; or*

27           (II) *After the date the child becomes eligible to apply for*  
28 *a driver's license if the child is not eligible to apply for a driver's*  
29 *license.*

30          2. *The juvenile court may suspend the payment of a fine*  
31 *ordered pursuant to paragraph (a) of subsection 1 if the child*  
32 *attends school for 60 consecutive school days after the imposition*  
33 *of the fine, or has a valid excuse acceptable to his teacher or the*  
34 *principal for any absence from school within that period.*

35          3. *The community service ordered pursuant to this section*  
36 *must be performed at the child's school of attendance, if*  
37 *practicable.*

38          **Sec. 156. 1.** *The provisions of sections 156 to 177,*  
39 *inclusive, of this act:*

40           (a) *Apply to the disposition of a case involving a child who is*  
41 *adjudicated delinquent.*

42           (b) *Except as otherwise provided in section 161 of this act, do*  
43 *not apply to the disposition of a case involving a child who is*  
44 *found to have committed a minor traffic offense.*

45          2. *If a child is adjudicated delinquent:*



1       (a) *The juvenile court may issue any orders or take any actions*  
2 *set forth in sections 156 to 177, inclusive, of this act that the*  
3 *juvenile court deems proper for the disposition of the case; and*

4       (b) *If required by a specific statute, the juvenile court shall*  
5 *issue the appropriate orders or take the appropriate actions set*  
6 *forth in the statute.*

7       **Sec. 157. 1.** *If a delinquent child is less than 12 years of*  
8 *age, the juvenile court shall not commit the child to a state facility*  
9 *for the detention of children.*

10       2. *If a delinquent child is 12 years of age or older, the*  
11 *juvenile court shall not commit the child to a private institution*  
12 *unless the commitment is approved by the superintendent of the*  
13 *state facility for the detention of children to which the child would*  
14 *otherwise have been committed.*

15       **Sec. 158. 1.** *The juvenile court may commit a delinquent*  
16 *child to the custody of the Division of Child and Family Services*  
17 *for suitable placement if:*

18       (a) *The child is at least 8 years of age but less than 12 years of*  
19 *age, and the juvenile court finds that the child is in need of*  
20 *placement in a correctional or institutional facility; or*

21       (b) *The child is at least 12 years of age but less than 18 years*  
22 *of age, and the juvenile court finds that the child:*

23           (1) *Is in need of placement in a correctional or institutional*  
24 *facility; and*

25           (2) *Is in need of residential psychiatric services or other*  
26 *residential services for his mental health.*

27       2. *Before the juvenile court commits a delinquent child to the*  
28 *custody of the Division of Child and Family Services, the juvenile*  
29 *court shall:*

30       (a) *Notify the Division at least 3 working days before the*  
31 *juvenile court holds a hearing to consider such a commitment;*  
32 *and*

33       (b) *At the request of the Division, provide the Division with not*  
34 *more than 10 working days within which to:*

35           (1) *Investigate the child and his circumstances; and*

36           (2) *Recommend a suitable placement to the juvenile court.*

37       **Sec. 159. 1.** *Before the juvenile court commits a delinquent*  
38 *child to the custody of the Division of Child and Family Services,*  
39 *the juvenile court shall order that a physician conduct a physical*  
40 *examination of the child, which includes a blood test, test for*  
41 *tuberculosis, urinalysis and an examination for venereal disease.*

42       2. *Not later than 5 days after the date on which the physical*  
43 *examination is conducted, the physician shall make a written*  
44 *report of the results of the physical examination to the clerk of the*  
45 *court.*



1       3. *Upon receipt of the written report:*  
2       (a) *The clerk of the court shall immediately forward a copy of*  
3 *the written report to the Administrator of the Division of Child and*  
4 *Family Services; and*

5       (b) *The county auditor shall allow a claim for payment to the*  
6 *physician for the physical examination.*

7       **Sec. 160.** *1. If the juvenile court commits a delinquent*  
8 *child to the custody of the Division of Child and Family Services,*  
9 *the juvenile court may order the parent or guardian of the child to*  
10 *pay, in whole or in part, for the support of the child.*

11       2. *If the juvenile court orders the parent or guardian of*  
12 *the child to pay for the support of the child:*

13       (a) *The payments must be paid to the Administrator of the*  
14 *Division of Child and Family Services; and*

15       (b) *The Administrator shall deposit the payments with the*  
16 *State Treasurer for credit to a separate account in the State*  
17 *General Fund. The Administrator may expend the money in*  
18 *the separate account to carry out the powers and duties of the*  
19 *Administrator and the Division of Child and Family Services.*

20       **Sec. 161.** *1. If a child is found to have committed a minor*  
21 *traffic offense, the juvenile court may do any or all of the*  
22 *following:*

23       (a) *Order the child to pay a fine. If the juvenile court orders*  
24 *the child to pay a fine, the juvenile court shall order the child to*  
25 *pay an administrative assessment pursuant to section 150 of this*  
26 *act, unless the offense involved a violation of a law or ordinance*  
27 *governing metered parking. If, because of financial hardship, the*  
28 *child is unable to pay the fine, the juvenile court may order*  
29 *the child to perform community service.*

30       (b) *Recommend to the Department of Motor Vehicles the*  
31 *suspension of the driver's license of the child.*

32       (c) *Order the child to attend and complete a traffic survival*  
33 *course.*

34       (d) *Order the child or the parent or guardian of the child, or*  
35 *both, to pay the reasonable cost for the child to attend the traffic*  
36 *survival course.*

37       (e) *Order the child placed on probation and impose such*  
38 *conditions as the juvenile court deems proper.*

39       2. *The juvenile court shall forward to the Department of*  
40 *Motor Vehicles, in the form required by NRS 483.450, a record*  
41 *of the minor traffic offense, unless the offense involved a violation*  
42 *of a law or ordinance governing standing or parking.*

43       3. *As used in this section, "juvenile court" means:*

44       (a) *The juvenile court; or*



1       **(b) The justice's court or municipal court if the juvenile court**  
2 **has transferred the case and record to the justice's court or**  
3 **municipal court pursuant to section 52 of this act.**

4       **Sec. 162. 1. The juvenile court may order a delinquent**  
5 **child to pay a fine.**

6       **2. If the juvenile court orders a delinquent child to pay a fine,**  
7 **the juvenile court shall order the child to pay an administrative**  
8 **assessment pursuant to section 150 of this act.**

9       **3. If a delinquent child is less than 17 years of age, the**  
10 **juvenile court may order the parent or guardian of the child to pay**  
11 **any fines and penalties that the juvenile court imposes for the**  
12 **unlawful act committed by the child.**

13       **4. If, because of financial hardship, the parent or guardian is**  
14 **unable to pay any fines and penalties that the juvenile court**  
15 **imposes for the unlawful act committed by the child, the juvenile**  
16 **court may order the parent or guardian to perform community**  
17 **service.**

18       **Sec. 163. The juvenile court may order any child who is:**

19       **1. Less than 18 years of age and who has been adjudicated**  
20 **delinquent and placed on probation by the juvenile court to be**  
21 **placed in a facility for the detention of children for not more than**  
22 **30 days for the violation of probation.**

23       **2. At least 18 years of age but less than 21 years of age and**  
24 **who has been placed on probation by the juvenile court to be**  
25 **placed in a county jail for the violation of probation.**

26       **Sec. 164. 1. The juvenile court may order a delinquent**  
27 **child to participate in a program of visitation to the office of the**  
28 **county coroner that is established pursuant to this section.**

29       **2. In determining whether to order the child to participate in**  
30 **such a program, the juvenile court shall consider whether the**  
31 **unlawful act committed by the child involved the use or threatened**  
32 **use of force or violence against himself or others or demonstrated**  
33 **a disregard for the safety or well-being of himself or others.**

34       **3. The juvenile court may establish a program of visitation to**  
35 **the office of the county coroner in cooperation with the coroner of**  
36 **the county pursuant to this section.**

37       **4. Before a delinquent child may participate in a program of**  
38 **visitation, the parent or guardian of the child must provide to the**  
39 **juvenile court on a form provided by the juvenile court:**

40       **(a) Written consent for the child to participate in the program**  
41 **of visitation; and**

42       **(b) An executed release of liability for any act or omission, not**  
43 **amounting to gross negligence or willful misconduct of the**  
44 **juvenile court, the county coroner, or any other person**  
45 **administering or conducting a program of visitation, that causes**



1 *personal injury or illness of the child during the period in which*  
2 *the child participates in the program of visitation.*  
3 5. *A program of visitation must include, but is not limited to:*  
4 (a) *A visit to the office of the county coroner at times and*  
5 *under circumstances determined by the county coroner.*  
6 (b) *A course to instruct the child concerning:*  
7 (1) *The consequences of his actions; and*  
8 (2) *An awareness of his own mortality.*  
9 (c) *An opportunity for each participant in a program of*  
10 *visitation to evaluate each component of the program.*  
11 6. *The juvenile court may order the child, or the parent or*  
12 *guardian of the child, or both, to pay a fee of not more than \$45*  
13 *based on the ability of the child or the parent or guardian of the*  
14 *child, or both, to pay for the costs associated with the participation*  
15 *of the child in the program of visitation.*  
16 7. *If the juvenile court establishes a program of visitation*  
17 *pursuant to this section, the juvenile court shall, on or before*  
18 *January 15 of each odd-numbered year, submit to the Director of*  
19 *the Legislative Counsel Bureau for transmittal to the Legislature a*  
20 *report regarding the effect of the program on the incidence of*  
21 *juvenile crime and the rate of recidivism.*  
22 **Sec. 165. 1.** *Except as otherwise provided in section 166 of*  
23 *this act, the juvenile court may order a delinquent child or the*  
24 *parent or guardian of the child, or both:*  
25 (a) *To provide restitution to the victim of any unlawful act*  
26 *committed by the child; or*  
27 (b) *To participate in a program designed to provide restitution*  
28 *to a victim of any unlawful act committed by the child.*  
29 2. *The juvenile court may establish and administer programs*  
30 *which are designed to provide restitution to victims of unlawful*  
31 *acts committed by delinquent children.*  
32 **Sec. 166. 1.** *If a delinquent child has committed an*  
33 *unlawful act that causes physical injury to a victim of the act, the*  
34 *juvenile court shall order the child to provide restitution to the*  
35 *victim for medical expenses incurred as a result of the act.*  
36 2. *If a delinquent child has committed an unlawful act that*  
37 *damaged or destroyed property owned or possessed by another*  
38 *person, the juvenile court shall order the child to provide*  
39 *restitution to the person who owns or possesses the property.*  
40 3. *If the child is not able to provide restitution pursuant to*  
41 *this section, the juvenile court shall order the parent or guardian*  
42 *of the child to provide restitution, unless the juvenile court*  
43 *determines that extenuating circumstances exist.*  
44 4. *If, because of financial hardship, a delinquent child or the*  
45 *parent or guardian of the child, or both, are unable to provide*



1 *restitution pursuant to this section, the juvenile court shall order*  
2 *the child or the parent or guardian of the child, or both, to*  
3 *perform community service.*

4 **Sec. 167.** *If the juvenile court orders a delinquent child or*  
5 *the parent or guardian of the child, or both, to pay restitution:*

6 *1. The juvenile court shall determine the amount of*  
7 *restitution the child or parent or guardian of the child, or both,*  
8 *must pay to the victim; and*

9 *2. The juvenile court may order that the child or parent or*  
10 *guardian of the child, or both, pay restitution in an amount that*  
11 *equals the full amount of the loss incurred by the victim,*  
12 *regardless of the amount of insurance coverage that exists for the*  
13 *loss.*

14 **Sec. 168.** *1. The juvenile court may order a delinquent*  
15 *child to participate in a program of restitution through work that*  
16 *is established pursuant to section 91 of this act if the child:*

17 *(a) Is 14 years of age or older;*

18 *(b) Has never been adjudicated delinquent for an unlawful act*  
19 *that involved the use or threatened use of force or violence against*  
20 *a victim and has never been found to have committed such an*  
21 *unlawful act in any other jurisdiction;*

22 *(c) Is ordered to provide restitution to a victim; and*

23 *(d) Voluntarily agrees to participate in the program of*  
24 *restitution through work.*

25 *2. If the juvenile court orders a child to participate in a*  
26 *program of restitution through work, the juvenile court may order*  
27 *any or all of the following, in the following order of priority if*  
28 *practicable:*

29 *(a) The child or the parent or guardian of the child, or both, to*  
30 *the extent of their financial ability, to pay the costs associated with*  
31 *the participation of the child in the program, including, but not*  
32 *limited to, a reasonable sum of money to pay for the cost of*  
33 *policies of insurance against liability for personal injury and*  
34 *damage to property or for industrial insurance, or both, during*  
35 *those periods in which the child participates in the program or*  
36 *performs work, unless, in the case of industrial insurance, it is*  
37 *provided by the employer for which the child performs the work;*  
38 *or*

39 *(b) The child to work on projects or perform community*  
40 *service for a period that reflects the costs associated with the*  
41 *participation of the child in the program.*

42 **Sec. 169.** *If the juvenile court orders a delinquent child or*  
43 *the parent or guardian of the child, or both, to pay restitution to a*  
44 *victim of any unlawful act committed by the child, the victim is not*





1 *prohibited from bringing a civil action to recover damages*  
2 *incurred as a result of the unlawful act.*  
3 **Sec. 170. 1.** *The juvenile court shall order a delinquent*  
4 *child to undergo an evaluation to determine whether the child is*  
5 *an abuser of alcohol or other drugs if the child committed:*  
6 *(a) An unlawful act in violation of NRS 484.379 or 484.3795;*  
7 *(b) The unlawful act of using, possessing, selling or*  
8 *distributing a controlled substance; or*  
9 *(c) The unlawful act of purchasing, consuming or possessing*  
10 *an alcoholic beverage in violation of NRS 202.020.*  
11 **2.** *The evaluation of the child must be conducted by:*  
12 *(a) An alcohol and drug abuse counselor who is licensed or*  
13 *certified or an alcohol and drug abuse counselor intern who is*  
14 *certified pursuant to chapter 641C of NRS to make that*  
15 *classification; or*  
16 *(b) A physician who is certified to make that classification by*  
17 *the Board of Medical Examiners.*  
18 **3.** *The evaluation of the child may be conducted at an*  
19 *evaluation center.*  
20 **4.** *The person who conducts the evaluation of the child shall*  
21 *report to the juvenile court the results of the evaluation and make*  
22 *a recommendation to the juvenile court concerning the length and*  
23 *type of treatment required for the child.*  
24 **5.** *The juvenile court shall:*  
25 *(a) Order the child to undergo a program of treatment as*  
26 *recommended by the person who conducts the evaluation of the*  
27 *child.*  
28 *(b) Require the treatment facility to submit monthly reports on*  
29 *the treatment of the child pursuant to this section.*  
30 *(c) Order the child or the parent or guardian of the child, or*  
31 *both, to the extent of their financial ability, to pay any charges*  
32 *relating to the evaluation and treatment of the child pursuant to*  
33 *this section. If the child or the parent or guardian of the child, or*  
34 *both, do not have the financial resources to pay all those charges:*  
35 *(1) The juvenile court shall, to the extent possible, arrange*  
36 *for the child to receive treatment from a treatment facility which*  
37 *receives a sufficient amount of federal or state money to offset the*  
38 *remainder of the costs; and*  
39 *(2) The juvenile court may order the child, in lieu of paying*  
40 *the charges relating to his evaluation and treatment, to perform*  
41 *community service.*  
42 **6.** *After a treatment facility has certified a child's successful*  
43 *completion of a program of treatment ordered pursuant to this*  
44 *section, the treatment facility is not liable for any damages to*  
45 *person or property caused by a child who:*



1 (a) *Drives, operates or is in actual physical control of a vehicle*  
2 *or a vessel under power or sail while under the influence of*  
3 *intoxicating liquor or a controlled substance; or*

4 (b) *Engages in any other conduct prohibited by NRS 484.379,*  
5 *484.3795, subsection 2 of NRS 488.400, NRS 488.410 or 488.420*  
6 *or a law of any other jurisdiction that prohibits the same or similar*  
7 *conduct.*

8 7. *The provisions of this section do not prohibit the juvenile*  
9 *court from:*

10 (a) *Requiring an evaluation to be conducted by a person who*  
11 *is employed by a private company if the company meets the*  
12 *standards of the Health Division of the Department of Human*  
13 *Resources. The evaluation may be conducted at an evaluation*  
14 *center.*

15 (b) *Ordering the child to attend a program of treatment which*  
16 *is administered by a private company.*

17 8. *All information relating to the evaluation or treatment of a*  
18 *child pursuant to this section is confidential and, except as*  
19 *otherwise authorized by the provisions of this title or the juvenile*  
20 *court, must not be disclosed to any person other than:*

21 (a) *The juvenile court;*

22 (b) *The child;*

23 (c) *The attorney for the child, if any;*

24 (d) *The parents or guardian of the child;*

25 (e) *The district attorney; and*

26 (f) *Any other person for whom the communication of that*  
27 *information is necessary to effectuate the evaluation or treatment*  
28 *of the child.*

29 9. *A record of any finding that a child has violated the*  
30 *provisions of NRS 484.379 or 484.3795 must be included in*  
31 *the driver's record of that child for 7 years after the date of the*  
32 *offense.*

33 **Sec. 171. 1.** *Except as otherwise provided in this section, if*  
34 *a child is adjudicated delinquent for the unlawful act of using,*  
35 *possessing, selling or distributing a controlled substance, or*  
36 *purchasing, consuming or possessing an alcoholic beverage in*  
37 *violation of NRS 202.020, the juvenile court shall:*

38 (a) *If the child possesses a driver's license, issue an order*  
39 *suspending the driver's license of the child for at least 90 days but*  
40 *not more than 2 years; or*

41 (b) *If the child does not possess a driver's license and the*  
42 *child is or will be eligible to receive a driver's license within the 2*  
43 *years immediately following the date of the order, issue an order*  
44 *prohibiting the child from receiving a driver's license for a period*



1 *specified by the juvenile court which must be at least 90 days but*  
2 *not more than 2 years:*

3 *(1) Immediately following the date of the order, if the child*  
4 *is eligible to receive a driver's license; or*

5 *(2) After the date the child will be eligible to receive a*  
6 *driver's license, if the child is not eligible to receive a license on*  
7 *the date of the order.*

8 *2. If the child is already the subject of a court order*  
9 *suspending or delaying the issuance of his driver's license, the*  
10 *juvenile court shall order the additional suspension or delay, as*  
11 *appropriate, to apply consecutively with the previous order.*

12 **Sec. 172.** *1. If a child is adjudicated delinquent for an*  
13 *unlawful act in violation of NRS 484.379 or 484.3795, the juvenile*  
14 *court shall, if the child possesses a driver's license:*

15 *(a) Issue an order revoking the driver's license of the child for*  
16 *90 days and requiring the child to surrender his driver's license to*  
17 *the juvenile court; and*

18 *(b) Not later than 5 days after issuing the order, forward to the*  
19 *Department of Motor Vehicles a copy of the order and the driver's*  
20 *license of the child.*

21 *2. The Department of Motor Vehicles shall order the child to*  
22 *submit to the tests and other requirements which are adopted by*  
23 *regulation pursuant to subsection 1 of NRS 483.495 as a condition*  
24 *of reinstatement of the driver's license of the child.*

25 *3. If the child is adjudicated delinquent for a subsequent*  
26 *unlawful act in violation of NRS 484.379 or 484.3795, the juvenile*  
27 *court shall order an additional period of revocation to apply*  
28 *consecutively with the previous order.*

29 *4. The juvenile court may authorize the Department of Motor*  
30 *Vehicles to issue a restricted driver's license pursuant to NRS*  
31 *483.490 to a child whose driver's license is revoked pursuant to*  
32 *this section.*

33 **Sec. 173.** *1. If a child is adjudicated delinquent because the*  
34 *child handled or possessed a firearm or had a firearm under his*  
35 *control in violation of NRS 202.300, the juvenile court shall:*

36 *(a) For the first offense:*

37 *(1) Order the child to perform 200 hours of community*  
38 *service; and*

39 *(2) Issue an order suspending the driver's license of the*  
40 *child for not more than 1 year or, if the child does not possess a*  
41 *driver's license, prohibit the child from receiving a driver's license*  
42 *for not more than 1 year:*

43 *(I) Immediately following the date of the order, if the*  
44 *child is eligible to receive a driver's license.*



1           (ii) After the date the child becomes eligible to receive a  
2 driver's license, if the child is not eligible to receive a license on  
3 the date of the order.

4           (b) For the second offense:

5           (1) Order the child to perform at least 200 hours but not  
6 more than 600 hours of community service; and

7           (2) Issue an order suspending the driver's license of the  
8 child for at least 90 days but not more than 2 years or, if the child  
9 does not possess a driver's license, prohibit the child from  
10 receiving a driver's license for at least 90 days but not more than  
11 2 years:

12           (I) Immediately following the date of the order, if the  
13 child is eligible to receive a driver's license.

14           (II) After the date the child becomes eligible to receive a  
15 driver's license, if the child is not eligible to receive a license on  
16 the date of the order.

17           2. If the child is already the subject of a court order  
18 suspending or delaying the issuance of his driver's license, the  
19 juvenile court shall order an additional suspension or delay, as  
20 appropriate, to apply consecutively with the previous order.

21           **Sec. 174.** If a child is adjudicated delinquent because the  
22 child handled or possessed a firearm or had a firearm under his  
23 control in violation of NRS 202.300, the juvenile court shall:

24           1. Order that any license to hunt issued to the child pursuant  
25 to chapter 502 of NRS must be revoked by the Division of Wildlife  
26 of the State Department of Conservation and Natural Resources;

27           2. Order that the child must not receive a license to hunt  
28 within the 2 years immediately following the date of the order or  
29 until the child is 18 years of age, whichever is later;

30           3. Order the child to surrender to the juvenile court any  
31 license to hunt then held by the child; and

32           4. Not later than 5 days after issuing the order, forward to the  
33 Division of Wildlife any license to hunt surrendered by the child  
34 and a copy of the order.

35           **Sec. 175.** 1. In determining the appropriate disposition of a  
36 case of a delinquent child, the juvenile court shall consider  
37 whether the unlawful act committed by the child involved the use  
38 of a firearm or the use or threatened use of force or violence  
39 against the victim of the act.

40           2. If the juvenile court finds that the act committed by the  
41 child involved the use of a firearm or the use or threatened use of  
42 force or violence against the victim, the juvenile court shall  
43 include the finding in its order and may:



1 (a) Commit the child for confinement in a secure facility for  
2 the detention of children, including a facility which is secured by  
3 its staff.

4 (b) Impose any other punitive measures that the juvenile court  
5 determines to be in the best interests of the public or the child.

6 **Sec. 176. 1.** If a child is adjudicated delinquent for an  
7 unlawful act that involves cruelty to or torture of an animal, the  
8 juvenile court shall order the child to participate in counseling or  
9 other psychological treatment.

10 2. The juvenile court shall order the child or the parent or  
11 guardian of the child, or both, to the extent of their financial  
12 ability, to pay the cost of the child to participate in the counseling  
13 or other psychological treatment.

14 3. As used in this section:

15 (a) "Animal" does not include the human race, but includes  
16 every other living creature.

17 (b) "Torture" or "cruelty" includes every act, omission or  
18 neglect, whereby unjustifiable physical pain, suffering or death is  
19 caused or permitted.

20 **Sec. 177. 1.** Except as otherwise provided in this section, if  
21 a child is adjudicated delinquent for the unlawful act of placing  
22 graffiti on or otherwise defacing public or private property owned  
23 or possessed by another person in violation of NRS 206.125 or  
24 206.330, the juvenile court may:

25 (a) If the child possesses a driver's license, issue an order  
26 suspending the driver's license of the child for at least 90 days but  
27 not more than 2 years; or

28 (b) If the child does not possess a driver's license and the child  
29 is or will be eligible to receive a driver's license within the 2 years  
30 immediately following the date of the order, issue an order  
31 prohibiting the child from receiving a driver's license for a period  
32 specified by the juvenile court which must be at least 90 days but  
33 not more than 2 years:

34 (1) Immediately following the date of the order, if the child  
35 is eligible to receive a driver's license; or

36 (2) After the date the child will be eligible to receive a  
37 driver's license, if the child is not eligible to receive a license on  
38 the date of the order.

39 2. If the child is already the subject of a court order  
40 suspending or delaying the issuance of his driver's license, the  
41 juvenile court shall order the additional suspension or delay, as  
42 appropriate, to apply consecutively with the previous order.



1       **Sec. 178.** Title 5 of NRS is hereby amended by adding thereto  
2 a new chapter to consist of the provisions set forth as sections 179 to  
3 192, inclusive, of this act.

4       **Sec. 179. 1.** *If a child is adjudicated delinquent for an*  
5 *unlawful act that, if committed by an adult, would have constituted*  
6 *kidnapping in the first or second degree, false imprisonment,*  
7 *burglary or invasion of the home, the juvenile court shall, at the*  
8 *request of the district attorney, conduct a separate hearing to*  
9 *determine whether the act was sexually motivated.*

10       **2.** *At the hearing, only evidence concerning the question of*  
11 *whether the unlawful act was sexually motivated may be*  
12 *presented.*

13       **3.** *After hearing the evidence, the juvenile court shall*  
14 *determine whether the unlawful act was sexually motivated and*  
15 *shall enter its finding in the record.*

16       **4.** *For the purposes of this section, an unlawful act is*  
17 *“sexually motivated” if one of the purposes for which the child*  
18 *committed the unlawful act was his sexual gratification.*

19       **Sec. 180.** *As used in sections 180 to 185, inclusive, of this*  
20 *act, unless the context otherwise requires, “sexual offense”*  
21 *means:*

22       **1.** *Sexual assault pursuant to NRS 200.366;*

23       **2.** *Battery with intent to commit sexual assault pursuant to*  
24 *NRS 200.400;*

25       **3.** *An offense involving pornography and a minor pursuant to*  
26 *NRS 200.710 to 200.730, inclusive;*

27       **4.** *Open or gross lewdness pursuant to NRS 201.210, if*  
28 *punishable as a felony;*

29       **5.** *Indecent or obscene exposure pursuant to NRS 201.220, if*  
30 *punishable as a felony;*

31       **6.** *Lewdness with a child pursuant to NRS 201.230;*

32       **7.** *Sexual penetration of a dead human body pursuant to*  
33 *NRS 201.450;*

34       **8.** *Annoyance or molestation of a minor pursuant to NRS*  
35 *207.260, if punishable as a felony; or*

36       **9.** *An attempt to commit an offense listed in this section, if*  
37 *punishable as a felony.*

38       **Sec. 181. 1.** *In addition to any other action authorized or*  
39 *required pursuant to the provisions of this title and except as*  
40 *otherwise provided in section 185 of this act, if a child is*  
41 *adjudicated delinquent for an unlawful act that would have been a*  
42 *sexual offense if committed by an adult or is adjudicated*  
43 *delinquent for a sexually motivated act, the juvenile court shall:*



1 (a) Place the child under the supervision of a probation officer  
2 or parole officer, as appropriate, for a period of not less than 3  
3 years.

4 (b) Except as otherwise provided in sections 183 and 184 of  
5 this act, prohibit the child from attending a public school or  
6 private school that a victim of the sexual offense or the sexually  
7 motivated act is attending for the period ordered by the juvenile  
8 court pursuant to paragraph (a).

9 (c) Order the parent or guardian of the child to inform the  
10 probation officer or parole officer, as appropriate, assigned to the  
11 child each time the child expects to change the public school or  
12 private school that the child is attending, not later than 20 days  
13 before the expected date of the change.

14 (d) Order the parent or guardian of the child, to the extent of  
15 his financial ability, to reimburse all or part of the additional costs  
16 of transporting the child, if the costs are incurred by a county  
17 school district pursuant to NRS 392.251 to 392.271, inclusive.

18 (e) Inform the parent or guardian of the child of the  
19 requirements of sections 180 to 185, inclusive, of this act and NRS  
20 392.251 to 392.271, inclusive, and 394.162 to 394.167, inclusive.

21 2. The juvenile court may authorize a superintendent of a  
22 county school district or the executive head of a private school  
23 who receives notification from a probation officer or parole  
24 officer, as appropriate, pursuant to section 182 of this act to  
25 inform other appropriate educational personnel that the child has  
26 been adjudicated delinquent for a sexual offense or a sexually  
27 motivated act.

28 3. Except as otherwise provided in section 185 of this act,  
29 the juvenile court may not terminate its jurisdiction concerning  
30 the child for the purposes of carrying out the provisions of  
31 sections 180 to 185, inclusive, of this act for the period ordered by  
32 the juvenile court pursuant to paragraph (a) of subsection 1.

33 **Sec. 182.** 1. If a child has been adjudicated delinquent for  
34 a sexual offense or a sexually motivated act, the probation officer  
35 or parole officer, as appropriate, assigned to the child shall  
36 provide notice that the child has been adjudicated delinquent for a  
37 sexual offense or a sexually motivated act to:

38 (a) The superintendent of the county school district in which  
39 the child resides; or

40 (b) If the child is attending a private school within this state,  
41 the executive head of the private school.

42 2. If the probation officer or parole officer, as appropriate,  
43 assigned to the child is informed by the parent or guardian of the  
44 child that the child expects to change the public school or private  
45 school that the child is attending or if the probation officer or





1 *parole officer otherwise becomes aware of such a change, the*  
2 *probation officer or parole officer shall provide notification that*  
3 *the child has been adjudicated delinquent for a sexual offense or a*  
4 *sexually motivated act to:*

5 *(a) The superintendent of the county school district in which*  
6 *the child is or will be residing; or*

7 *(b) If the child is or will be attending a private school within*  
8 *this state, the executive head of the private school.*

9 *3. Notification provided pursuant to this section must include*  
10 *the name of each victim of a sexual offense or a sexually*  
11 *motivated act committed by the child if the victim is attending a*  
12 *public school or private school within this state.*

13 **Sec. 183. 1.** *The juvenile court may permit a child who has*  
14 *been adjudicated delinquent for a sexual offense or a sexually*  
15 *motivated act to attend a public school or private school that a*  
16 *victim of the sexual offense or the sexually motivated act is*  
17 *attending if, upon the request of the child, the superintendent of*  
18 *the county school district or the executive head of the private*  
19 *school:*

20 *(a) The juvenile court develops and approves an alternative*  
21 *plan of supervision for the child that protects the safety and the*  
22 *interests of the victim;*

23 *(b) The victim and the parent or guardian of the victim*  
24 *consent, in writing, to the plan;*

25 *(c) The superintendent of the county school district or the*  
26 *executive head of the private school consents, in writing, to*  
27 *the plan; and*

28 *(d) The child and the parent or guardian of the child agree, in*  
29 *writing, to comply with the conditions of the plan.*

30 *2. As part of an alternative plan of supervision, the juvenile*  
31 *court shall impose reasonable conditions on the child and, if*  
32 *necessary to facilitate the alternative plan, on the parent or*  
33 *guardian of the child. The conditions must be designed to protect*  
34 *the safety and the interests of the victim and to ensure that the*  
35 *child complies with the plan.*

36 *3. Upon its own motion or upon a request from the district*  
37 *attorney, the victim, the parent or guardian of the victim or the*  
38 *probation officer or parole officer, as appropriate, assigned to*  
39 *the child, the juvenile court may modify or rescind the alternative*  
40 *plan of supervision or a condition of the alternative plan after*  
41 *providing notice and an opportunity to be heard to the child, the*  
42 *parent or guardian of the child, the district attorney and the*  
43 *parties who consented to the alternative plan. If a proposed*  
44 *modification is reasonably likely to increase contact between*  
45 *the victim and the child, the juvenile court may not make the*



1 *modification without the written consent of the victim and the*  
2 *parent or guardian of the victim. If the juvenile court rescinds*  
3 *the alternative plan of supervision, the child is subject to the*  
4 *provisions of sections 180 to 185, inclusive, of this act as if*  
5 *the alternative plan had not existed.*  
6 *4. Before the juvenile court accepts the written consent of the*  
7 *victim and the parent or guardian of the victim pursuant to this*  
8 *section, the juvenile court shall inform them of their right to*  
9 *withhold consent and, except as otherwise provided in section 184*  
10 *of this act, their right to have the child not attend the public school*  
11 *or private school the victim is attending.*  
12 **Sec. 184. 1.** *If the juvenile court does not approve an*  
13 *alternative plan of supervision pursuant to section 183 of this act*  
14 *for a child who has been adjudicated delinquent for a sexual*  
15 *offense or a sexually motivated act, the superintendent of the*  
16 *county school district or the executive head of the private school*  
17 *may request that the juvenile court approve an alternative plan of*  
18 *attendance for the child.*  
19 *2. An alternative plan of attendance:*  
20 *(a) Must be designed to prevent contact between the victim and*  
21 *the child during school hours and during extracurricular activities*  
22 *conducted on school grounds; and*  
23 *(b) Must not interfere with or alter the schedule of classes or*  
24 *the extracurricular activities of the victim.*  
25 *3. Before approving an alternative plan of attendance, the*  
26 *juvenile court shall provide notice and an opportunity to be heard*  
27 *to the child, the parent or guardian of the child, the district*  
28 *attorney, the victim and the parent or guardian of the victim.*  
29 *4. If the juvenile court approves an alternative plan of*  
30 *attendance, the district attorney, the victim or the parent or*  
31 *guardian of the victim may petition the juvenile court to modify or*  
32 *rescind the alternative plan on the basis that:*  
33 *(a) The alternative plan is not protecting the safety or the*  
34 *interests of the victim; or*  
35 *(b) The child or the public school or private school is not*  
36 *complying with the alternative plan.*  
37 *5. Upon receiving a petition to modify or rescind an*  
38 *alternative plan of attendance, the juvenile court may modify or*  
39 *rescind the alternative plan after providing notice and an*  
40 *opportunity to be heard to the child, the parent or guardian of the*  
41 *child, the district attorney, the victim, the parent or guardian of*  
42 *the victim and the superintendent of the county school district or*  
43 *the executive head of the private school.*



1       6. *If the juvenile court rescinds the alternative plan of*  
2 *attendance, the child is subject to the provisions of sections 180 to*  
3 *185, inclusive, of this act as if the alternative plan had not existed.*

4       **Sec. 185. 1.** *A probation officer or parole officer, as*  
5 *appropriate, assigned to a child who is subject to the provisions of*  
6 *sections 180 to 185, inclusive, of this act may submit a petition to*  
7 *the juvenile court requesting that the court terminate the*  
8 *applicability of the provisions of sections 180 to 185, inclusive, of*  
9 *this act with respect to the child if:*

10       (a) *At the time the child committed the sexual offense or the*  
11 *sexually motivated act for which the child was adjudicated*  
12 *delinquent, the child and the victim of the sexual offense or*  
13 *sexually motivated act were members of the same family or*  
14 *household;*

15       (b) *The child has complied with the terms and conditions of*  
16 *his probation or parole, including, but not limited to, the*  
17 *completion of any counseling in which the child was ordered to*  
18 *participate;*

19       (c) *The child's counselor recommends, in writing, that the*  
20 *juvenile court terminate the applicability of the provisions of*  
21 *sections 180 to 185, inclusive, of this act with respect to the child*  
22 *to allow the reunification of the family or household; and*

23       (d) *The victim and the parent or guardian of the victim*  
24 *consent, in writing, to the termination of the applicability of the*  
25 *provisions of sections 180 to 185, inclusive, of this act with respect*  
26 *to the child to allow the reunification of the family or household.*

27       2. *If the juvenile court grants a petition requested pursuant to*  
28 *this section, the juvenile court shall provide written notice to the*  
29 *public school or private school which the child is attending that*  
30 *the juvenile court has terminated the applicability of the*  
31 *provisions of sections 180 to 185, inclusive, of this act with respect*  
32 *to the child.*

33       **Sec. 186.** *As used in sections 186 to 192, inclusive, of this act*  
34 *unless the context otherwise requires, "sexual offense" means:*

35       1. *Sexual assault pursuant to NRS 200.366;*

36       2. *Battery with intent to commit sexual assault pursuant to*  
37 *NRS 200.400;*

38       3. *An offense involving pornography and a minor pursuant to*  
39 *NRS 200.710 or 200.720;*

40       4. *Lewdness with a child pursuant to NRS 201.230; or*

41       5. *An attempt to commit an offense listed in this section.*

42       **Sec. 187.** *Except as otherwise provided in subsection 2 of*  
43 *section 192 of this act, the provisions of sections 186 to 192,*  
44 *inclusive, of this act do not apply to a child who is subject to*



1 registration and community notification pursuant to NRS  
2 179D.350 to 179D.800, inclusive, before reaching 21 years of age.

3 **Sec. 188.** 1. In addition to any other action authorized or  
4 required pursuant to the provisions of this title, if a child is  
5 adjudicated delinquent for an unlawful act that would have been a  
6 sexual offense if committed by an adult or is adjudicated  
7 delinquent for a sexually motivated act, the juvenile court shall:

8 (a) Notify the Attorney General of the adjudication, so the  
9 Attorney General may arrange for the assessment of the risk of  
10 recidivism of the child pursuant to the guidelines and procedures  
11 for community notification;

12 (b) Place the child under the supervision of a probation officer  
13 or parole officer, as appropriate, for a period of not less than 3  
14 years;

15 (c) Inform the child and the parent or guardian of the child  
16 that the child is subject to community notification as a juvenile sex  
17 offender and may be subject to registration and community  
18 notification as an adult sex offender pursuant to section 191 of  
19 this act; and

20 (d) Order the child, and the parent or guardian of the child  
21 during the minority of the child, while the child is subject to  
22 community notification as a juvenile sex offender, to inform the  
23 probation officer or parole officer, as appropriate, assigned to the  
24 child of a change of the address at which the child resides not  
25 later than 48 hours after the change of address.

26 2. The juvenile court may not terminate its jurisdiction  
27 concerning the child for the purposes of carrying out the  
28 provisions of sections 186 to 192, inclusive, of this act until the  
29 child is no longer subject to community notification as a juvenile  
30 sex offender pursuant to sections 186 to 192, inclusive, of this act.

31 **Sec. 189.** 1. If a child has been adjudicated delinquent for  
32 a sexual offense or a sexually motivated act, the probation officer  
33 or parole officer, as appropriate, assigned to the child shall notify  
34 the local law enforcement agency in whose jurisdiction the child  
35 resides that the child:

36 (a) Has been adjudicated delinquent for a sexual offense or a  
37 sexually motivated act; and

38 (b) Is subject to community notification as a juvenile sex  
39 offender.

40 2. If the probation officer or parole officer, as appropriate,  
41 assigned to the child is informed by the child or the parent or  
42 guardian of the child that the child has changed the address at  
43 which the child resides or if the probation officer or parole officer  
44 otherwise becomes aware of such a change, the probation officer  
45 or parole officer shall notify:



1 (a) *The local law enforcement agency in whose jurisdiction the*  
2 *child last resided that the child has moved; and*

3 (b) *The local law enforcement agency in whose jurisdiction the*  
4 *child is now residing that the child:*

5 (1) *Has been adjudicated delinquent for a sexual offense or*  
6 *a sexually motivated act; and*

7 (2) *Is subject to community notification as a juvenile sex*  
8 *offender.*

9 **Sec. 190.** 1. *If a child who has been adjudicated delinquent*  
10 *for a sexual offense or a sexually motivated act has not previously*  
11 *been relieved of being subject to community notification as a*  
12 *juvenile sex offender, the juvenile court may, at any appropriate*  
13 *time, hold a hearing to determine whether the child should be*  
14 *relieved of being subject to community notification as a juvenile*  
15 *sex offender.*

16 2. *If the juvenile court determines at the hearing that the*  
17 *child has been rehabilitated to the satisfaction of the juvenile court*  
18 *and that the child is not likely to pose a threat to the safety of*  
19 *others, the juvenile court may relieve the child of being subject to*  
20 *community notification as a juvenile sex offender.*

21 **Sec. 191.** *Except as otherwise provided in sections 186 to*  
22 *192, inclusive, of this act:*

23 1. *If a child who has been adjudicated delinquent for a sexual*  
24 *offense or a sexually motivated act is not relieved of being subject*  
25 *to community notification as a juvenile sex offender before the*  
26 *child reaches 21 years of age, the juvenile court shall hold a*  
27 *hearing when the child reaches 21 years of age to determine*  
28 *whether the child should be deemed an adult sex offender for the*  
29 *purposes of registration and community notification pursuant to*  
30 *NRS 179D.350 to 179D.800, inclusive.*

31 2. *If the juvenile court determines at the hearing that the*  
32 *child has been rehabilitated to the satisfaction of the juvenile court*  
33 *and that the child is not likely to pose a threat to the safety of*  
34 *others, the juvenile court shall relieve the child of being subject to*  
35 *community notification.*

36 3. *If the juvenile court determines at the hearing that the*  
37 *child has not been rehabilitated to the satisfaction of the juvenile*  
38 *court or that the child is likely to pose a threat to the safety of*  
39 *others, the juvenile court shall deem the child to be an adult sex*  
40 *offender for the purposes of registration and community*  
41 *notification pursuant to NRS 179D.350 to 179D.800, inclusive.*

42 4. *If a child is deemed to be an adult sex offender pursuant to*  
43 *this section, the juvenile court shall notify the Central Repository*  
44 *so the Central Repository may carry out the provisions for*



1 *registration of the child as an adult sex offender pursuant to*  
2 *NRS 179D.450.*

3 **Sec. 192. 1.** *The records relating to a child must not be*  
4 *sealed pursuant to the provisions of sections 218 to 225, inclusive,*  
5 *of this act while the child is subject to community notification as a*  
6 *juvenile sex offender.*

7 **2.** *If a child is deemed to be an adult sex offender pursuant to*  
8 *section 191 of this act, is convicted of a sexual offense, as defined*  
9 *in NRS 179D.410, before reaching 21 years of age or is otherwise*  
10 *subject to registration and community notification pursuant to*  
11 *NRS 179D.350 to 179D.800, inclusive, before reaching 21 years of*  
12 *age:*

13 *(a) The records relating to the child must not be sealed*  
14 *pursuant to the provisions of sections 218 to 225, inclusive, of this*  
15 *act; and*

16 *(b) Each delinquent act committed by the child that would*  
17 *have been a sexual offense, as defined in NRS 179D.410 if*  
18 *committed by an adult, shall be deemed to be a criminal conviction*  
19 *for the purposes of:*

20 *(1) Registration and community notification pursuant to*  
21 *NRS 179D.350 to 179D.800, inclusive; and*

22 *(2) The statewide registry established within the Central*  
23 *Repository pursuant to chapter 179B of NRS.*

24 **Sec. 193.** *Title 5 of NRS is hereby amended by adding thereto*  
25 *a new chapter to consist of the provisions set forth as sections 194 to*  
26 *201, inclusive, of this act.*

27 **Sec. 194.** *As used in this chapter, "special supervision*  
28 *program" means a probation program established in any county*  
29 *which meets the standards prescribed by this chapter for the*  
30 *rehabilitation of delinquent children and which includes:*

31 *1. A degree of supervision substantially above the usual; and*

32 *2. The use of new techniques rather than routine supervision*  
33 *techniques.*

34 **Sec. 195. 1.** *It is the policy of this state to rehabilitate*  
35 *delinquent children, to effect a more even administration of justice*  
36 *and to increase the public welfare of the citizens of this state.*

37 **2.** *It is the purpose of this chapter to reduce the necessity for*  
38 *commitment of delinquent children to a state facility for the*  
39 *detention of children by strengthening and improving local*  
40 *supervision of children placed on probation by the juvenile court.*

41 **Sec. 196. 1.** *The Department of Human Resources shall*  
42 *adopt:*

43 *(a) Rules and regulations setting forth minimum standards for*  
44 *the operation of special supervision programs; and*



1       **(b) Other rules as may be necessary for the administration of**  
2 **the provisions of this chapter.**

3       **2. The standards must be sufficiently flexible to foster the**  
4 **development of new and improved supervision practices and**  
5 **techniques.**

6       **3. In developing the standards, the Department of Human**  
7 **Resources shall seek advice from the appropriate officials in those**  
8 **counties that participate in a special supervision program.**

9       **Sec. 197. From any legislative appropriation for such**  
10 **purpose and in accordance with the provisions of this chapter, the**  
11 **State of Nevada shall share the costs of supervising any delinquent**  
12 **child:**

13       **1. Who is supervised pursuant to a special supervision**  
14 **program; and**

15       **2. Who would otherwise be committed to a state facility for**  
16 **the detention of children.**

17       **Sec. 198. 1. The juvenile court in each county may apply to**  
18 **the Department of Human Resources to have the State of Nevada**  
19 **share the costs of supervising any delinquent child in a special**  
20 **supervision program.**

21       **2. The application must:**

22       **(a) Be in the form prescribed by the Department of Human**  
23 **Resources;**

24       **(b) Include a plan or plans for providing special supervision**  
25 **programs; and**

26       **(c) Include assurances that such funds will not be used to**  
27 **replace local funds for existing programs for delinquent children.**

28       **3. The Department of Human Resources shall not distribute**  
29 **any money to a juvenile court pursuant to the provisions of this**  
30 **chapter until:**

31       **(a) The Department approves the application of the juvenile**  
32 **court; and**

33       **(b) The juvenile court has complied with the provisions of this**  
34 **chapter.**

35       **Sec. 199. 1. The Department of Human Resources shall**  
36 **determine the applicable costs to the State of Nevada in**  
37 **calculating the amount of money to be distributed to each juvenile**  
38 **court.**

39       **2. The Department of Human Resources shall distribute**  
40 **money to each juvenile court proportionately on the basis of:**

41       **(a) The population of the county within the jurisdiction of the**  
42 **juvenile court; and**

43       **(b) Any other factors that the Department determines to be**  
44 **relevant in accordance with the regulations adopted pursuant to**  
45 **the provisions of this chapter.**





1       3. *If a juvenile court does not submit an application to the*  
2 *Department of Human Resources pursuant to the provisions of*  
3 *this chapter, the Department may distribute the proportionate*  
4 *share that otherwise would have been distributed to that juvenile*  
5 *court to other juvenile courts in accordance with the regulations*  
6 *adopted pursuant to the provisions of this chapter.*

7       **Sec. 200.** *1. Except as otherwise provided in this section,*  
8 *each juvenile court shall use the money distributed by the*  
9 *Department of Human Resources pursuant to the provisions of*  
10 *this chapter to:*

- 11       (a) *Carry out the purposes of this chapter;*  
12       (b) *Employ necessary probation officers who shall carry*  
13 *caseloads substantially less than required for normal or routine*  
14 *supervision; and*  
15       (c) *Initiate new techniques and services of an innovative*  
16 *nature for delinquent children.*

17       2. *Any money which is distributed to a juvenile court*  
18 *pursuant to the provisions of this chapter for any fiscal year*  
19 *beginning on or after July 1, 1991, and which represents an*  
20 *increase over the amount distributed to the juvenile court*  
21 *pursuant to the provisions of this chapter for the fiscal year*  
22 *ending June 30, 1991:*

- 23       (a) *Must not be used to offset the salaries of governmental*  
24 *employees.*  
25       (b) *May be used only for the purchase of goods, property or*  
26 *services necessary to carry out the purposes of this chapter.*

27       **Sec. 201.** *1. Each juvenile court receiving funds pursuant*  
28 *to the provisions of this chapter shall report to the Department of*  
29 *Human Resources, on or before July 1 and December 31 of each*  
30 *year, the experience and results of the juvenile court in complying*  
31 *with the purposes of this chapter.*

32       2. *The Department of Human Resources shall compile such*  
33 *reports and submit them to the Legislature upon its convening in*  
34 *regular session.*

35       **Sec. 202.** *Title 5 of NRS is hereby amended by adding thereto*  
36 *a new chapter to consist of the provisions set forth as sections 203 to*  
37 *212, inclusive, of this act.*

38       **Sec. 203.** *1. Any facility for the detention of children:*

- 39       (a) *Must be constructed and conducted as nearly like a home*  
40 *as possible;*  
41       (b) *Must not be deemed to be or treated as a penal institution;*  
42 *and*  
43       (c) *Except as otherwise provided in subsection 2, must not*  
44 *adjoin, be located on the same grounds as, or share common*



1 facilities or common grounds with a prison, an adult jail or an  
2 adult lockup.

3 2. If a facility for the detention of children complies with the  
4 provisions of 28 C.F.R. § 31.303 relating to collocated facilities,  
5 the facility for the detention of children may adjoin, be located on  
6 the same grounds as, or share common facilities or common  
7 grounds with an adult jail or an adult lockup.

8 **Sec. 204. 1.** The board of county commissioners:

9 (a) In a county whose population is 50,000 or more, shall  
10 provide a facility for the detention of children.

11 (b) In all other counties, may provide a facility for the  
12 detention of children.

13 2. The boards of county commissioners of two or more  
14 counties, without regard to the population of the counties, may  
15 provide a combined facility for the detention of children under  
16 terms agreed upon by the boards of county commissioners and the  
17 juvenile courts of the affected judicial districts.

18 3. In addition to any facilities for the detention of children, a  
19 board of county commissioners may establish or maintain  
20 programs which provide alternatives to placing a child in a facility  
21 for the detention of children.

22 **Sec. 205. 1.** Except as otherwise provided in subsection 6,  
23 each county shall pay an assessment for the operation of each  
24 regional facility for the detention of children that is partially  
25 supported by the State of Nevada and is operated by a county  
26 whose population is less than 400,000.

27 2. The assessment owed by each county equals the total  
28 amount budgeted by the Legislature for the operation of the  
29 regional facility, minus any money appropriated by the Legislature  
30 for the support of the regional facility, divided by the total number  
31 of pupils in this state in the preceding school year, excluding  
32 pupils in counties whose population is 400,000 or more, and  
33 multiplied by the number of pupils in the assessed county. The  
34 Administrator of the Division of Child and Family Services shall  
35 calculate the assessment owed by each county in June of each  
36 year for the ensuing fiscal year.

37 3. Each county must pay the assessed amount to the Division  
38 of Child and Family Services in quarterly installments that are  
39 due the first day of the first month of each calendar quarter.

40 4. The Administrator of the Division of Child and Family  
41 Services shall deposit the money received pursuant to subsection 3  
42 in a separate account in the State General Fund. The money in  
43 the account may be withdrawn only by the Administrator for the  
44 operation of regional facilities for the detention of children.



1       5. *Revenue raised by a county to pay the assessment required*  
2 *pursuant to subsection 1 is not subject to the limitations on*  
3 *revenue imposed pursuant to chapter 354 of NRS and must not be*  
4 *included in the calculation of those limitations.*

5       6. *The provisions of this section do not apply to a county*  
6 *whose population is 400,000 or more.*

7       7. *As used in this section, "regional facility for the detention*  
8 *of children" or "regional facility" does not include the institution*  
9 *in Lyon County known as Western Nevada Regional Youth*  
10 *Center.*

11       **Sec. 206.** *1. Except as otherwise provided in subsection 5,*  
12 *each county shall pay an assessment for the operation of a*  
13 *regional facility for the detention of children that serves the*  
14 *county if the regional facility:*

15       (a) *Is operated by a county whose population is less than*  
16 *400,000 or an administrative entity established pursuant to NRS*  
17 *277.080 to 277.180, inclusive, by counties whose populations are*  
18 *less than 400,000 each;*

19       (b) *Is established by two or more counties pursuant to an*  
20 *interlocal agreement or by one county if the regional facility is*  
21 *operated pursuant to an interlocal agreement to benefit other*  
22 *counties; and*

23       (c) *Is not partially supported by the State of Nevada and does*  
24 *not receive money from the State of Nevada other than any fees*  
25 *paid to the regional facility for a child referred to the regional*  
26 *facility by the State of Nevada.*

27       2. *The administrator of a regional facility for the detention of*  
28 *children shall calculate the assessment owed by each county*  
29 *pursuant to subsection 1 on or before March 1 of each year for the*  
30 *ensuing fiscal year. The assessment owed by each county equals:*

31       (a) *For the first 2 years of operation of the regional facility,*  
32 *the total amount budgeted for the operation of the regional facility*  
33 *by the governing body of the county or other entity responsible for*  
34 *the operation of the regional facility, minus any money received*  
35 *from the State of Nevada to pay for fees for a child referred to the*  
36 *regional facility by the State of Nevada, divided by the total*  
37 *number of pupils in the preceding school year in all counties*  
38 *served by the regional facility and multiplied by the number of*  
39 *pupils in the preceding school year in the assessed county.*

40       (b) *For each year subsequent to the second year of operation*  
41 *of the regional facility, unless the counties served by the regional*  
42 *facility enter into an interlocal agreement to the contrary, the total*  
43 *of:*

44       (1) *The total amount budgeted for the operation of the*  
45 *regional facility by the governing body of the county or other*



1 *entity responsible for the operation of the regional facility, minus*  
2 *any money received from the State of Nevada to pay for fees for a*  
3 *child referred to the regional facility by the State of Nevada,*  
4 *divided by the total number of pupils in the preceding school year*  
5 *in all counties served by the regional facility, multiplied by the*  
6 *number of pupils in the preceding school year in the assessed*  
7 *county and multiplied by one-fourth; and*

8 (2) *The total amount budgeted for the operation of the*  
9 *regional facility by the governing body of the county or other*  
10 *entity responsible for the operation of the regional facility, minus*  
11 *any money received from the State of Nevada to pay for fees for a*  
12 *child referred to the regional facility by the State of Nevada,*  
13 *divided by the total number of pupils who were served by the*  
14 *regional facility in the preceding school year from all counties*  
15 *served by the regional facility, multiplied by the number of pupils*  
16 *who were served by the regional facility in the preceding school*  
17 *year from the assessed county and multiplied by three-fourths.*

18 3. *Each county shall pay the assessment required pursuant to*  
19 *subsection 1 to the treasurer of the county if the regional facility is*  
20 *operated by a county or to the administrative entity responsible for*  
21 *the operation of the regional facility in quarterly installments that*  
22 *are due on the first day of the first month of each calendar*  
23 *quarter. The money must be accounted for separately and may*  
24 *only be withdrawn by the administrator of the regional facility.*

25 4. *The board of county commissioners of each county may*  
26 *pay the assessment from revenue raised by a tax levied pursuant to*  
27 *NRS 354.59818, any other available money, or a combination*  
28 *thereof.*

29 5. *The provisions of this section do not apply to a county*  
30 *whose population is 400,000 or more.*

31 6. *As used in this section, "regional facility for the detention*  
32 *of children" or "regional facility" does not include the institution*  
33 *in Douglas County known as China Spring Youth Camp.*

34 **Sec. 207.** 1. *All expenses incurred in complying with the*  
35 *provisions of this title are a charge against the county, except for*  
36 *expenses that must be paid by the State of Nevada pursuant to the*  
37 *provisions of sections 231 to 282, inclusive, of this act or a specific*  
38 *statute.*

39 2. *Except as otherwise provided in subsection 3, within the*  
40 *limits provided by the board of county commissioners, the juvenile*  
41 *court shall fix the salaries, expenses and other compensation of*  
42 *masters of the juvenile court, probation officers and all employees*  
43 *of the juvenile court.*

44 3. *If the board of county commissioners has established a*  
45 *department of juvenile justice services by ordinance pursuant to*



1 *sections 82 to 87, inclusive, of this act, the board of county*  
2 *commissioners shall fix the salaries, expenses and other*  
3 *compensation of probation officers, assistant probation officers*  
4 *and all employees of the department of juvenile justice services.*

5 **Sec. 208.** 1. *If a child is detained other than pursuant to a*  
6 *court order in a local or regional facility for the detention of*  
7 *children, the county that has detained the child is entitled to*  
8 *reimbursement from the parent or guardian of the child for all*  
9 *money expended by the county for the support of the child during*  
10 *the period of the child's detention.*

11 2. *If the parent or guardian of the child fails or refuses to*  
12 *reimburse the county, the board of county commissioners may*  
13 *recover from the parent or guardian, by appropriate legal action,*  
14 *all money due plus interest thereon at the rate of 7 percent per*  
15 *annum.*

16 **Sec. 209.** 1. *If a child becomes subject to the jurisdiction of*  
17 *the juvenile court and the child receives ancillary services that are*  
18 *administered or financed by a county, including, but not limited*  
19 *to, transportation or psychiatric, psychological or medical services,*  
20 *the county is entitled to reimbursement from the parent or*  
21 *guardian of the child for all money expended by the county for*  
22 *such services.*

23 2. *To determine the amount that the parent or guardian of*  
24 *the child must reimburse the county for such services:*

25 (a) *The board of county commissioners may adopt a sliding*  
26 *scale based on the ability of the parent or guardian to pay; and*

27 (b) *The juvenile court shall review each case and make a*  
28 *finding as to the reasonableness of the charge in relation to the*  
29 *ability of the parent or guardian to pay.*

30 3. *If the parent or guardian of the child fails or refuses to*  
31 *reimburse the county, the board of county commissioners may*  
32 *recover from the parent or guardian, by appropriate legal action,*  
33 *all money due plus interest thereon at the rate of 7 percent per*  
34 *annum commencing 30 days after an itemized statement of all*  
35 *money due is submitted to the parent or guardian.*

36 **Sec. 210.** *Except as otherwise provided in this chapter, if the*  
37 *juvenile court commits a child to the custody of a person who is*  
38 *not the parent or guardian of the child or to the custody of a*  
39 *public or private institution or agency, and no provision is*  
40 *otherwise made by law for the support of the child, the expenses*  
41 *incurred for the support of the child while in such custody, if*  
42 *approved by an order of the juvenile court, are a charge upon the*  
43 *county where the child has a legal residence.*

44 **Sec. 211.** 1. *Except as otherwise provided in this*  
45 *subsection, if a child is committed to the custody of a regional*



1 *facility for the detention of children, the juvenile court may order*  
2 *the county where the child has a legal residence to pay the*  
3 *expenses incurred for the support of the child in an amount equal*  
4 *to any money paid for that purpose by the Division of Child and*  
5 *Family Services. Such an order may not be entered if the county*  
6 *maintains the facility to which the child is committed.*

7     2. *The juvenile court may order the parent or guardian of the*  
8 *child to reimburse the county, in whole or in part, for any money*  
9 *expended by the county for the support of the child.*

10     3. *This section does not prohibit the juvenile court from*  
11 *providing for the support of the child in any other manner*  
12 *authorized by law.*

13     **Sec. 212.** 1. *Notwithstanding any other statute providing*  
14 *for the support of a child, after the parent or guardian of a child*  
15 *has been given notice and a reasonable opportunity to be heard,*  
16 *the juvenile court may order the parent or guardian to pay, in*  
17 *such a manner as the juvenile court may direct and within the*  
18 *ability of the parent or guardian to pay, money to cover in whole*  
19 *or in part the support of the child.*

20     2. *If the parent or guardian of the child willfully fails or*  
21 *refuses to pay the money due, the juvenile court may proceed*  
22 *against the parent or guardian for contempt.*

23     3. *If the juvenile court orders the parent or guardian of the*  
24 *child to pay for the support of the child pursuant to this section,*  
25 *the money must be paid to the superintendent of the county school*  
26 *district or fiscal officer of the institution to which the child is*  
27 *committed, or the chief administrative officer of the agency to*  
28 *whom the child is committed.*

29     **Sec. 213.** Title 5 of NRS is hereby amended by adding thereto  
30 a new chapter to consist of the provisions set forth as sections 214 to  
31 229, inclusive, of this act.

32     **Sec. 214.** 1. *The fingerprints of a child must be taken if the*  
33 *child is in custody for an unlawful act that, if committed by an*  
34 *adult, would have been:*

35         (a) *A felony, gross misdemeanor or sexual offense; or*

36         (b) *A misdemeanor and the unlawful act involved:*

37             (1) *The use or threatened use of force or violence against*  
38 *the victim; or*

39             (2) *The possession, use or threatened use of a firearm or a*  
40 *deadly weapon.*

41     2. *The fingerprints of a child who is in custody but who is not*  
42 *subject to the provisions of subsection 1 may be taken if a law*  
43 *enforcement officer finds latent fingerprints during the*  
44 *investigation of an offense and the officer has reason to believe*  
45 *that the latent fingerprints are those of the child. The officer shall*





1 *use the fingerprints taken from the child to make an immediate*  
2 *comparison with the latent fingerprints. If the comparison is:*  
3 *(a) Negative, the fingerprint card and other copies of the*  
4 *fingerprints taken may be immediately destroyed or may be*  
5 *retained for future use.*  
6 *(b) Positive, the fingerprint card and other copies of the*  
7 *fingerprints:*  
8 *(1) Must be delivered to the juvenile court for disposition if*  
9 *the child is referred to the juvenile court.*  
10 *(2) May be immediately destroyed or may be retained for*  
11 *future use if the child is not referred to the juvenile court.*  
12 *3. Fingerprints that are taken from a child pursuant to the*  
13 *provisions of this section:*  
14 *(a) May be retained in a local file or a local system for the*  
15 *automatic retrieval of fingerprints if they are retained under*  
16 *special security measures that limit inspection of the fingerprints*  
17 *to law enforcement officers who are conducting criminal*  
18 *investigations. If the child from whom the fingerprints are taken*  
19 *subsequently is not adjudicated delinquent, the parent or guardian*  
20 *of the child or, when the child becomes at least 18 years of age, the*  
21 *child may petition the juvenile court for the removal of the*  
22 *fingerprints from any local file or local system.*  
23 *(b) Must be submitted to the Central Repository if the child is*  
24 *adjudicated delinquent for an unlawful act that would be a felony*  
25 *or a sexual offense if committed by an adult, and may be*  
26 *submitted to the Central Repository for any other act. Any such*  
27 *fingerprints submitted to the Central Repository must be submitted*  
28 *with a description of the child and the unlawful act, if any, that*  
29 *the child committed. The Central Repository shall retain the*  
30 *fingerprints and information of the child under special security*  
31 *measures that limit inspection of the fingerprints and the*  
32 *information to:*  
33 *(1) Law enforcement officers who are conducting criminal*  
34 *investigations; and*  
35 *(2) Officers and employees of the Central Repository who*  
36 *are assisting law enforcement officers with criminal investigations*  
37 *or who are conducting research or performing a statistical*  
38 *analysis.*  
39 *(c) Must not be submitted to the Federal Bureau of*  
40 *Investigation unless the child is adjudicated delinquent for an*  
41 *unlawful act that would have been a felony or a sexual offense if*  
42 *committed by an adult.*  
43 *4. A child who is in custody must be photographed for the*  
44 *purpose of identification. Except as otherwise provided in this*  
45 *subsection, the photographs of the child must be kept in the file*





1 *pertaining to the child under special security measures which*  
2 *provide that the photographs may be inspected only to conduct*  
3 *criminal investigations and photographic lineups. If the juvenile*  
4 *court subsequently determines that the child is not delinquent, the*  
5 *juvenile court shall order the photographs to be destroyed.*

6 5. *Any person who willfully violates any provision of this*  
7 *section is guilty of a misdemeanor.*

8 6. *As used in this section, "sexual offense" means:*

9 (a) *Sexual assault pursuant to NRS 200.366;*

10 (b) *Statutory sexual seduction pursuant to NRS 200.368;*

11 (c) *Battery with intent to commit sexual assault pursuant to*  
12 *NRS 200.400;*

13 (d) *An offense involving pornography and a minor pursuant to*  
14 *NRS 200.710 to 200.730, inclusive;*

15 (e) *Incest pursuant to NRS 201.180;*

16 (f) *Solicitation of a minor to engage in acts constituting the*  
17 *infamous crime against nature pursuant to NRS 201.195;*

18 (g) *Open or gross lewdness pursuant to NRS 201.210;*

19 (h) *Indecent or obscene exposure pursuant to NRS 201.220;*

20 (i) *Lewdness with a child pursuant to NRS 201.230;*

21 (j) *Sexual penetration of a dead human body pursuant to*  
22 *NRS 201.450;*

23 (k) *Annoyance or molestation of a minor pursuant to*  
24 *NRS 207.260;*

25 (l) *An attempt to commit an offense listed in paragraphs (a)*  
26 *to (k), inclusive; or*

27 (m) *An offense that is determined to be sexually motivated*  
28 *pursuant to NRS 175.547.*

29 **Sec. 215. 1.** *A news medium may not publish, broadcast or*  
30 *air the name or race of any child connected with any proceeding*  
31 *conducted pursuant to the provisions of this title without a written*  
32 *order of the juvenile court unless:*

33 (a) *The proceeding has been opened to the public pursuant to*  
34 *section 118 of this act; or*

35 (b) *The release of the information is authorized pursuant to*  
36 *subsection 2.*

37 2. *An officer or employee of the juvenile court may release to*  
38 *a news medium the name of a child and the nature of the charges*  
39 *against the child, and any news medium may publish, broadcast or*  
40 *air such information if:*

41 (a) *The child has been adjudicated delinquent on at least one*  
42 *prior occasion for an unlawful act which would have been a*  
43 *felony if committed by an adult and which resulted in death or*  
44 *serious bodily injury, and the child is charged with committing*



1 *another unlawful act which would have been a felony if committed*  
2 *by an adult; or*

3 *(b) The child has been adjudicated delinquent on at least two*  
4 *prior occasions for unlawful acts which would have been felonies*  
5 *if committed by an adult, and the child is charged with committing*  
6 *another unlawful act which would have been a felony if committed*  
7 *by an adult.*

8 **Sec. 216.** *1. The juvenile court shall make and keep*  
9 *records of all cases brought before the juvenile court.*

10 *2. Except as otherwise provided in this section, records of any*  
11 *case brought before the juvenile court may be opened to inspection*  
12 *only by court order to persons who have a legitimate interest in the*  
13 *records.*

14 *3. The following records and information may be opened to*  
15 *inspection without a court order:*

16 *(a) Records of traffic violations which are being forwarded to*  
17 *the Department of Motor Vehicles;*

18 *(b) Records which have not been sealed and which are*  
19 *required by the Division of Parole and Probation for preparation*  
20 *of presentence investigations and reports pursuant to NRS*  
21 *176.135 or general investigations and reports pursuant to*  
22 *NRS 176.151;*

23 *(c) Records which have not been sealed and which are to be*  
24 *used, pursuant to chapter 179D of NRS, by:*

25 *(1) The Central Repository;*

26 *(2) The Division of Parole and Probation; or*

27 *(3) A person who is conducting an assessment of the risk of*  
28 *recidivism of an adult or juvenile sex offender;*

29 *(d) Information maintained in the standardized system*  
30 *established pursuant to section 226 of this act; and*

31 *(e) Information that must be collected by the Division of Child*  
32 *and Family Services pursuant to section 228 of this act.*

33 *4. The clerk of the court shall prepare and cause to be printed*  
34 *forms for social and legal records and other papers as may be*  
35 *required.*

36 **Sec. 217.** *1. If a child has committed an act which subjects*  
37 *the child to the jurisdiction of the juvenile court and which may*  
38 *form the basis of a civil action, a person who, in good faith,*  
39 *intends to bring or has brought the civil action or any other person*  
40 *who is a party to the civil action may petition the juvenile court for*  
41 *release of the child's name.*

42 *2. If the person who petitions the juvenile court makes a*  
43 *satisfactory showing that the person intends, in good faith, to use*  
44 *the child's name in the civil action, the juvenile court shall order*



1 *the release of the child's name and authorize its use in the civil*  
2 *action.*

3 **Sec. 218.** 1. *As used in sections 218 to 225, inclusive, of*  
4 *this act, unless the context otherwise requires, "records" means*  
5 *any records relating to a child who is within the purview of this*  
6 *title and who:*

7 (a) *Is taken into custody by a peace officer or a probation*  
8 *officer or is otherwise taken before a probation officer; or*  
9 (b) *Appears before the juvenile court or any other court*  
10 *pursuant to the provisions of this title.*

11 2. *The term includes records of arrest.*

12 **Sec. 219.** *The provisions of sections 218 to 225, inclusive, of*  
13 *this act do not apply to:*

14 1. *Information maintained in the standardized system*  
15 *established pursuant to section 226 of this act;*

16 2. *Information that must be collected by the Division of Child*  
17 *and Family Services pursuant to section 228 of this act;*

18 3. *Records that are subject to the provisions of section 192 of*  
19 *this act; or*

20 4. *Records relating to a traffic offense that would have been a*  
21 *misdemeanor if committed by an adult.*

22 **Sec. 220.** *Any decree or order entered concerning a child*  
23 *within the purview of this title must contain, for the benefit of the*  
24 *child, an explanation of the contents of sections 218 to 225,*  
25 *inclusive, of this act and, if applicable, section 192 of this act.*

26 **Sec. 221.** 1. *If a child is less than 21 years of age, the child*  
27 *or a probation officer on behalf of the child may petition the*  
28 *juvenile court for an order sealing all records relating to the child.*  
29 *The petition may be filed not earlier than 3 years after the child:*

30 (a) *Was last adjudicated in need of supervision or adjudicated*  
31 *delinquent; or*

32 (b) *Was last referred to the juvenile court,*  
33 *whichever is later.*

34 2. *If a petition is filed pursuant to this section, the juvenile*  
35 *court shall notify the district attorney and, if a probation officer is*  
36 *not the petitioner, the chief probation officer.*

37 3. *The district attorney and the chief probation officer, or any*  
38 *of their deputies, or any other person who has evidence that is*  
39 *relevant to consideration of the petition may testify at the hearing*  
40 *on the petition.*

41 4. *After the hearing on the petition, the juvenile court shall*  
42 *enter an order sealing all records relating to the child if the*  
43 *juvenile court finds that:*



1 (a) During the applicable 3-year period, the child has not been  
2 convicted of a felony or of any misdemeanor involving moral  
3 turpitude; and

4 (b) The child has been rehabilitated to the satisfaction of the  
5 juvenile court.

6 **Sec. 222.** Except as otherwise provided in section 223 of this  
7 act, when a child reaches 21 years of age, all records relating to  
8 the child must be sealed automatically.

9 **Sec. 223.** 1. If a child is adjudicated delinquent for an  
10 unlawful act listed in subsection 6 and the records relating to that  
11 unlawful act have not been sealed by the juvenile court pursuant  
12 to section 221 of this act before the child reaches 21 years of age,  
13 those records must not be sealed before the child reaches 30 years  
14 of age.

15 2. After the child reaches 30 years of age, the child may  
16 petition the juvenile court for an order sealing those records.

17 3. If a petition is filed pursuant to this section, the juvenile  
18 court shall notify the district attorney and the chief probation  
19 officer.

20 4. The district attorney and the chief probation officer, or any  
21 of their deputies, or any other person who has evidence that is  
22 relevant to consideration of the petition may testify at the hearing  
23 on the petition.

24 5. After the hearing on the petition, the juvenile court may  
25 enter an order sealing the records relating to the child if the  
26 juvenile court finds that, during the period since the child reached  
27 21 years of age, the child has not been convicted of any offense,  
28 except for minor moving or standing traffic offenses.

29 6. The provisions of this section apply to any of the following  
30 unlawful acts:

31 (a) An unlawful act which, if committed by an adult, would  
32 have constituted:

33 (1) Sexual assault pursuant to NRS 200.366;

34 (2) Battery with intent to commit sexual assault pursuant to  
35 NRS 200.400; or

36 (3) Lewdness with a child pursuant to NRS 201.230.

37 (b) An unlawful act which would have been a felony if  
38 committed by an adult and which involved the use or threatened  
39 use of force or violence.

40 **Sec. 224.** 1. If the juvenile court enters an order sealing the  
41 records relating to a child or the records are sealed automatically,  
42 all records relating to the child must be sealed that are in the  
43 custody of:

44 (a) The juvenile court or any other court;



1 (b) A probation officer, probation department or law  
2 enforcement agency; or

3 (c) Any other public officer or agency.

4 2. If the juvenile court enters an order sealing the records  
5 relating to a child, the juvenile court shall send a copy of the order  
6 to each public officer or agency named in the order. Not later than  
7 5 days after receipt of the order, each public officer or agency  
8 shall:

9 (a) Seal the records in the custody of the public officer or  
10 agency, as directed by the order;

11 (b) Advise the juvenile court of compliance with the order; and

12 (c) Seal the copy of the order received by the public officer or  
13 agency.

14 **Sec. 225. 1.** Except as otherwise provided in this section, if  
15 the records of a person are sealed:

16 (a) All proceedings recounted in the records are deemed never  
17 to have occurred; and

18 (b) The person may reply accordingly to any inquiry  
19 concerning the proceedings and the acts which brought about the  
20 proceedings.

21 2. The juvenile court may order the inspection of records that  
22 are sealed if:

23 (a) The person who is the subject of the records petitions the  
24 juvenile court to permit the inspection of the records by the  
25 persons named in the petition;

26 (b) An agency charged with the medical or psychiatric care of  
27 the person who is the subject of the records petitions the juvenile  
28 court to permit the inspection of the records by the agency; or

29 (c) A district attorney or an attorney representing a defendant  
30 in a criminal action petitions the juvenile court to permit the  
31 inspection of the records to obtain information relating to the  
32 persons who were involved in the acts detailed in the records.

33 3. Upon its own order, any court of this state may inspect  
34 records that are sealed if the records relate to a person who is less  
35 than 21 years of age and who is to be sentenced by the court in a  
36 criminal proceeding.

37 **Sec. 226. 1.** The Division of Child and Family Services  
38 shall:

39 (a) Establish a standardized system for the reporting,  
40 collection, analysis, maintenance and retrieval of information  
41 concerning juvenile justice in this state.

42 (b) Be responsible for the retrieval and analysis of the  
43 categories of information contained in the standardized system  
44 and the development of any reports from that information.



1 (c) *Adopt such regulations as are necessary to carry out*  
2 *the provisions of this section, including requirements for the*  
3 *transmittal of information to the standardized system from the*  
4 *juvenile courts, local juvenile probation departments and the staff*  
5 *of the youth correctional services, as directed by the Department*  
6 *of Human Resources.*

7 2. *Each juvenile court and local juvenile probation*  
8 *department and the staff of the youth correctional services, as*  
9 *directed by the Department of Human Resources, shall comply*  
10 *with the regulations adopted pursuant to this section.*

11 **Sec. 227.** 1. *Except as otherwise provided in subsection 3,*  
12 *the standardized system established pursuant to section 226 of this*  
13 *act must collect, categorize and maintain the following*  
14 *information from the juvenile courts, local juvenile probation*  
15 *departments and the staff of the youth correctional services, as*  
16 *directed by the Department of Human Resources, regarding each*  
17 *child referred to the system of juvenile justice in this state:*

18 (a) *A unique number assigned to the child for identification;*

19 (b) *Basic demographic information regarding the child,*  
20 *including, but not limited to:*

21 (1) *The age, sex and race or other ethnic background of the*  
22 *child;*

23 (2) *The composition of the household in which the child*  
24 *resides; and*

25 (3) *The economic background of the child;*

26 (c) *The charges for which the child is referred;*

27 (d) *The dates of any detention of the child;*

28 (e) *The nature of the disposition of each referral of the child;*

29 (f) *The dates any petitions are filed regarding the child, and*  
30 *the charges set forth in those petitions; and*

31 (g) *The disposition of any petitions filed regarding the child,*  
32 *including any applicable findings.*

33 2. *In addition to the information required pursuant to*  
34 *subsection 1 and except as otherwise provided in subsection 3, the*  
35 *Department of Human Resources shall require the staff of the*  
36 *youth correctional services to collect and transmit the following*  
37 *information to the standardized system regarding each child*  
38 *committed to or otherwise placed in the custody of the Division of*  
39 *Child and Family Services:*

40 (a) *A record of each placement of the child, including, but not*  
41 *limited to, the period of each placement and the services provided*  
42 *to the child during each placement;*

43 (b) *The dates of each release of the child, including any*  
44 *release of the child on parole;*



1 (c) *If the child is released on parole, the period of each release*  
2 *and the services provided to the child during each release; and*

3 (d) *The nature of or reason for each discharge of the child*  
4 *from the custody of the Division of Child and Family Services.*

5 3. *The information maintained in the standardized system*  
6 *must not include the name or address of any person.*

7 **Sec. 228. 1.** *For each child adjudicated delinquent for an*  
8 *unlawful act that would have been a sexual offense if committed*  
9 *by an adult, the Division of Child and Family Services shall collect*  
10 *from the juvenile courts, local juvenile probation departments and*  
11 *the staff of the youth correctional services, as directed by the*  
12 *Department of Human Resources:*

13 (a) *The information listed in section 227 of this act;*

14 (b) *The name of the child; and*

15 (c) *All information concerning programs of treatment in*  
16 *which the child participated that:*

17 (1) *Were directly related to the delinquent act committed by*  
18 *the child; or*

19 (2) *Were designed or utilized to prevent the commission of*  
20 *another such act by the child in the future.*

21 2. *The Division of Child and Family Services shall provide*  
22 *the information collected pursuant to subsection 1 to the Central*  
23 *Repository for use in the program established pursuant to NRS*  
24 *179A.270, 179A.280 and 179A.290.*

25 3. *All information containing the name of the child and all*  
26 *information relating to programs of treatment in which the child*  
27 *participated is confidential and must not be used for a purpose*  
28 *other than that provided for in this section and NRS 179A.290.*

29 4. *As used in this section, "sexual offense" means:*

30 (a) *Sexual assault pursuant to NRS 200.366;*

31 (b) *Statutory sexual seduction pursuant to NRS 200.368;*

32 (c) *Battery with intent to commit sexual assault pursuant to*  
33 *NRS 200.400;*

34 (d) *An offense involving pornography and a minor pursuant to*  
35 *NRS 200.710 to 200.730, inclusive;*

36 (e) *Incest pursuant to NRS 201.180;*

37 (f) *Solicitation of a minor to engage in acts constituting the*  
38 *infamous crime against nature pursuant to NRS 201.195;*

39 (g) *Open or gross lewdness pursuant to NRS 201.210;*

40 (h) *Indecent or obscene exposure pursuant to NRS 201.220;*

41 (i) *Lewdness with a child pursuant to NRS 201.230;*

42 (j) *Sexual penetration of a dead human body pursuant to*  
43 *NRS 201.450;*

44 (k) *Luring a child using a computer, system or network*  
45 *pursuant to NRS 201.560, if punished as a felony;*





1     *(l) Annoyance or molestation of a minor pursuant to*  
2 *NRS 207.260;*  
3     *(m) An attempt to commit an offense listed in paragraphs (a)*  
4 *to (l), inclusive;*  
5     *(n) An offense that is determined to be sexually motivated*  
6 *pursuant to NRS 175.547; or*  
7     *(o) An offense committed in another jurisdiction that, if*  
8 *committed in this state, would have been an offense listed in this*  
9 *subsection.*  
10    **Sec. 229. 1.** *On or before January 31 of each year, each*  
11 *local juvenile probation department shall:*  
12     *(a) Analyze the information it submitted to the standardized*  
13 *system during the previous year pursuant to section 227 of this act*  
14 *to determine whether children of racial or ethnic minorities and*  
15 *children from economically disadvantaged homes are receiving*  
16 *disparate treatment in the system of juvenile justice in comparison*  
17 *to the general population;*  
18     *(b) As necessary, develop appropriate recommendations to*  
19 *address any disparate treatment; and*  
20     *(c) Prepare and submit to the Division of Child and Family*  
21 *Services a report which includes:*  
22        *(1) The results of the analysis it conducted pursuant to*  
23 *paragraph (a); and*  
24        *(2) Any recommendations it developed pursuant to*  
25 *paragraph (b).*  
26    **2.** *The Division of Child and Family Services shall annually:*  
27     *(a) Compile the reports it receives pursuant to subsection 1;*  
28 *and*  
29     *(b) Publish a document which includes a compilation of the*  
30 *reports.*  
31    **Sec. 230.** *Title 5 of NRS is hereby amended by adding thereto*  
32 *a new chapter to consist of the provisions set forth as sections 231 to*  
33 *282, inclusive, of this act.*  
34    **Sec. 231.** *As used in this chapter, unless the context*  
35 *otherwise requires, the words and terms defined in sections 232 to*  
36 *235, inclusive, of this act have the meanings ascribed to them in*  
37 *those sections.*  
38    **Sec. 232. 1.** *“Commissary fund” means a commissary fund*  
39 *created pursuant to section 256 of this act.*  
40    **2.** *The term includes a commissary fund established for the*  
41 *Nevada Youth Training Center and for the Caliente Youth Center.*  
42    **Sec. 233. 1.** *“Facility” means a state facility for the*  
43 *detention or commitment of children which is administered by the*  
44 *State of Nevada.*



1       2. *The term includes, but is not limited to, the Nevada Youth*  
2 *Training Center and the Caliente Youth Center.*

3       **Sec. 234.** 1. *“Gift account” means a gift account*  
4 *established for a facility in the gift fund of the Department of*  
5 *Human Resources.*

6       2. *The term includes the gift accounts established for the*  
7 *Nevada Youth Training Center and for the Caliente Youth Center.*

8       **Sec. 235.** *“Qualified financial institution” means a bank,*  
9 *credit union or savings and loan association that is federally*  
10 *insured or insured by a private insurer approved pursuant to NRS*  
11 *678.755 or is otherwise qualified to receive deposits of public*  
12 *money.*

13       **Sec. 236.** 1. *For each facility, the position of*  
14 *superintendent of the facility is hereby created.*

15       2. *The superintendent of a facility shall administer the*  
16 *provisions of sections 231 to 275, inclusive, of this act subject to*  
17 *administrative supervision by the Administrator of the Division of*  
18 *Child and Family Services.*

19       **Sec. 237.** 1. *If a residence is available on the grounds of or*  
20 *near a facility, the superintendent of the facility shall reside at the*  
21 *residence, as provided for in this section.*

22       2. *In addition to his salary, the superintendent of a facility is*  
23 *entitled to:*

24       (a) *The use of a residence on the grounds of or near the*  
25 *facility, if such a residence is available, which must be maintained*  
26 *by the State of Nevada.*

27       (b) *Heat, electricity and water for the residence.*

28       (c) *The use of any appliances and furnishings for the*  
29 *residence which are reasonably necessary, as determined by the*  
30 *Administrator of the Division of Child and Family Services.*

31       (d) *Meals at the facility without charge when supervising*  
32 *personnel or children.*

33       3. *The superintendent of a facility shall not receive any*  
34 *perquisites except those provided for in this section.*

35       **Sec. 238.** 1. *To be appointed as the superintendent of a*  
36 *facility, a person must have:*

37       (a) *Administrative experience in correctional programs for*  
38 *children that embody rehabilitative or delinquency prevention*  
39 *concepts;*

40       (b) *At least 2 years of administrative experience in an*  
41 *institution dealing primarily with children on a 24-hour basis; and*

42       (c) *Graduated from an accredited 4-year college or university*  
43 *or have an equivalent combination of experience and training,*  
44 *substituting 2 years of experience for 1 year of training.*



1       2. *The Administrator of the Division of Child and Family*  
2 *Services shall request that the Department of Personnel use*  
3 *extensive recruitment and merit selection techniques and*  
4 *procedures to provide a list of persons who are qualified for*  
5 *appointment as the superintendent of a facility.*

6       **Sec. 239.** *1. Except as otherwise provided in NRS 284.143,*  
7 *the superintendent of a facility shall devote his entire time to the*  
8 *duties of his position and follow no other gainful employment or*  
9 *occupation.*

10       2. *The superintendent of a facility is the executive and*  
11 *administrative head of the facility, subject to administrative*  
12 *supervision by the Administrator of the Division of Child and*  
13 *Family Services.*

14       **Sec. 240.** *The superintendent of a facility shall:*

15       1. *Exercise general supervision of the facility.*

16       2. *Make and revise rules and regulations for the government*  
17 *of the facility, for the preservation of order and for the*  
18 *enforcement of discipline.*

19       3. *Invoke any legal, equitable or special procedures for the*  
20 *enforcement of the orders of the superintendent or the provisions*  
21 *of this chapter.*

22       4. *Assume responsibility for and supervise the fiscal affairs of*  
23 *the facility.*

24       5. *Record and file all bonds and contracts.*

25       6. *Purchase supplies and equipment for the facility as the*  
26 *superintendent deems necessary.*

27       7. *Keep a complete and accurate record of all proceedings.*

28       8. *Assume responsibility for the custody and preservation of*  
29 *all papers and documents pertaining to the office of the*  
30 *superintendent.*

31       9. *Submit certain reports and information to the*  
32 *Administrator of the Division of Child and Family Services,*  
33 *including, but not limited to:*

34       (a) *Quarterly reports;*

35       (b) *Biennial reports before September 1 of each even-*  
36 *numbered year covering the biennium ending June 30 of that*  
37 *year, regarding the condition, operation, functioning and*  
38 *anticipated needs of the facility; and*

39       (c) *Material on which to base proposed legislation.*

40       10. *Keep the public informed by disseminating information*  
41 *regarding the activities and operation of the facility and*  
42 *correctional problems involving children.*

43       **Sec. 241.** *1. The superintendent of a facility shall designate*  
44 *one or more members of the staff of the facility to classify and*



- 1 *assign each child in the facility to a program of education,*  
2 *employment, training, treatment, care and custody.*
- 3 2. *As soon as practicable after a child enters the facility and*  
4 *not later than 30 days after the date on which the child enters the*  
5 *facility, the designated staff members shall:*
- 6 (a) *Study the file of the child;*  
7 (b) *Interview the child;*  
8 (c) *Determine which program of education, employment,*  
9 *training, treatment, care and custody is appropriate for the child;*  
10 (d) *Place in the file of the child a written record of the*  
11 *program assignment of the child; and*  
12 (e) *Assign to each child a counselor from among the members*  
13 *of the staff.*
- 14 3. *The designated staff members shall review the program*  
15 *assignment of each child:*
- 16 (a) *At least once every 3 months.*  
17 (b) *If the child requests a review.*  
18 (c) *If a review is deemed necessary or desirable.*
- 19 4. *After reviewing the program assignment of the child, the*  
20 *designated staff members:*
- 21 (a) *May change the program assignment as is deemed*  
22 *necessary or desirable; and*  
23 (b) *Shall place in the file of the child a written record of any*  
24 *changes made in the program assignment.*
- 25 5. *If the child requests a change in his program assignment*  
26 *and the request is denied, the designated staff members shall:*
- 27 (a) *Provide the child with the reasons for the denial; and*  
28 (b) *Place in the file of the child a written statement concerning*  
29 *the denial.*
- 30 6. *The objective of the program assignment is to change the*  
31 *behavior, attitude and thinking of the child so that the child can*  
32 *once again function freely in his normal environment.*
- 33 **Sec. 242.** *The superintendent of a facility may enter into*  
34 *contracts with colleges, universities and other organizations for*  
35 *the purposes of:*
- 36 1. *Conducting research in the field of delinquency and crime*  
37 *prevention.*
- 38 2. *Training special workers, including teachers, probation*  
39 *and parole officers, social workers and others who:*
- 40 (a) *Work part-time or full-time;*  
41 (b) *Work as volunteers or for compensation; and*  
42 (c) *Are engaged in the fields of education, recreation, mental*  
43 *hygiene and the treatment and prevention of delinquency.*



1       **Sec. 243. 1.** *The superintendent of a facility shall appoint*  
2 *such teaching, technical, clerical and operational staff as may be*  
3 *required for:*

- 4       (a) *The execution of the duties of the superintendent;*
- 5       (b) *The care of the children; and*
- 6       (c) *The maintenance and operation of the facility.*

7       **2.** *The superintendent of a facility may enter into contracts*  
8 *with qualified employees for their services as athletic coaches in*  
9 *addition to their regular duties and responsibilities.*

10       **3.** *The superintendent of a facility may designate one or more*  
11 *employees of the facility to act as deputies. If the superintendent is*  
12 *absent or unable for any reason to discharge the powers and*  
13 *duties of the office, the deputies shall discharge those powers and*  
14 *duties.*

15       **Sec. 244. 1.** *If the superintendent of a facility determines*  
16 *that it is necessary or desirable that any employee reside at the*  
17 *facility, the Administrator of the Division of Child and Family*  
18 *Services may grant perquisites to the employee or pay for services*  
19 *rendered to the employee.*

20       **2.** *The Administrator of the Division of Child and Family*  
21 *Services shall submit to the Director of the Department of Human*  
22 *Resources, for transmission to each regular session of the*  
23 *Legislature, a report of any perquisites granted to an employee*  
24 *and any payments made for services rendered to an employee.*

25       **Sec. 245. 1.** *The superintendent of a facility shall establish*  
26 *a department of instruction for the children of the facility, with*  
27 *programs of study corresponding so far as practicable with*  
28 *programs of study given in the elementary and high schools of this*  
29 *state.*

30       **2.** *The superintendent of a facility may:*

- 31       (a) *Arrange for industrial training and the teaching of various*  
32 *trades; and*
- 33       (b) *Purchase the supplies and equipment necessary for the*  
34 *teaching of such programs of study.*

35       **3.** *If deemed practicable and with the concurrence of the*  
36 *board of trustees of the county school district, the superintendent*  
37 *of a facility may allow children in the facility to be enrolled for*  
38 *instruction in the public schools within the county school district.*  
39 *If any children are so enrolled, the superintendent of the facility*  
40 *or the county school district shall provide transportation for the*  
41 *children to the public schools.*

42       **Sec. 246. 1.** *Except as otherwise provided in this section,*  
43 *the superintendent of a facility may arrange for the employment of*  
44 *children on ranches, farms and in other private occupations*  
45 *during the summer vacation months and for other periods which*



1 *the superintendent deems proper for the full utilization of the*  
2 *children's time and productive capacities.*

3 *2. A child may not be compelled to accept private employment*  
4 *against his desires.*

5 *3. For the purposes of this section, the superintendent of a*  
6 *facility and the employer must determine the amount of*  
7 *compensation the child must be paid and the working conditions*  
8 *of the child.*

9 *4. The superintendent of a facility may determine whether the*  
10 *compensation paid to the child may be paid in whole or in part to*  
11 *the child or to the superintendent for safekeeping as provided for*  
12 *in section 254 of this act.*

13 **Sec. 247.** *The ultimate purpose of the instruction, training,*  
14 *employment and industries provided to a child in a facility is to*  
15 *qualify the child for profitable and honorable employment and to*  
16 *enable the child to lead a useful life after his release from the*  
17 *facility.*

18 **Sec. 248.** *The superintendent of a facility shall make*  
19 *arrangements for carrying out the provisions of title 34 of NRS in*  
20 *regard to the facility.*

21 **Sec. 249.** *The Director of the Department of Human*  
22 *Resources or the Director's designee shall administer a program*  
23 *designed to educate the children of a facility in the problems*  
24 *caused by the abuse of alcohol and other drugs.*

25 **Sec. 250.** *1. Each claim paid from any fund in the State*  
26 *Treasury that is available to a facility must be:*

27 *(a) Approved by the superintendent of the facility before it is*  
28 *paid; and*

29 *(b) Paid as other claims against this state are paid.*

30 *2. All money on deposit in a financial institution which is*  
31 *available to a facility must be paid out by checks signed by the*  
32 *superintendent of the facility or by a person designated for that*  
33 *purpose.*

34 **Sec. 251.** *The superintendent of a facility may apply for and*  
35 *receive money from the Federal Government to treat and train*  
36 *children in the facility.*

37 **Sec. 252.** *The superintendent of a facility shall:*

38 *1. Deposit in the State Treasury for credit to the gift account*  
39 *of the facility any gifts of money which the facility is authorized to*  
40 *accept; and*

41 *2. Expend money from the gift account only for facility*  
42 *purposes and, to the extent permitted by law, in accordance with*  
43 *the terms of the gift.*

44 **Sec. 253.** *1. The superintendent of a facility:*



- 1       (a) *May buy and sell hay, grain, produce, livestock, and other*  
2 *farm supplies and equipment; and*
- 3       (b) *Shall deposit all money obtained from the sale of such*  
4 *items in the State Treasury for credit to the farm account of the*  
5 *facility.*
- 6       2. *The farm account is a continuing account without*  
7 *reversion to the State General Fund.*
- 8       3. *The superintendent of a facility shall expend the money in*  
9 *the farm account for supplies and equipment needed by the facility*  
10 *in accordance with the provisions of the State Budget Act.*
- 11       4. *The superintendent of a facility shall keep a record of all*  
12 *transactions pertaining to the farm account.*
- 13       **Sec. 254.** 1. *The superintendent of a facility may accept*  
14 *money and other valuables of a child in the facility for*  
15 *safekeeping pending the discharge of the child.*
- 16       2. *To carry out the purposes of this section, the*  
17 *superintendent of a facility shall establish a trust fund in a*  
18 *qualified financial institution.*
- 19       3. *If the superintendent of a facility accepts money or other*  
20 *valuables of a child for safekeeping, the superintendent shall:*
- 21       (a) *Deposit the money in the trust fund established pursuant to*  
22 *this section;*
- 23       (b) *Keep a full account of any money and valuables; and*
- 24       (c) *Submit reports to the Administrator of the Division of Child*  
25 *and Family Services regarding the money and valuables as the*  
26 *Administrator may require.*
- 27       4. *When a child is discharged from the facility, the*  
28 *superintendent of the facility shall:*
- 29       (a) *Issue to the child a check in the amount of the balance*  
30 *held in the trust fund for the child; and*
- 31       (b) *Return to the child any valuables held for safekeeping.*
- 32       5. *If a check that is issued to a child pursuant to this section*  
33 *has not been cashed within 6 months from the date on which the*  
34 *check was issued, the superintendent of the facility may transfer*  
35 *the amount of the uncashed check to the gift account. Each check*  
36 *issued to a child must be stamped "void after 6 months from date*  
37 *of issue."*
- 38       **Sec. 255.** 1. *The superintendent of a facility may establish*  
39 *a commissary or store in the facility for the benefit and use of the*  
40 *children in the facility.*
- 41       2. *So far as practicable, sales of supplies and materials to the*  
42 *children in the commissary or store must be at cost.*
- 43       3. *The superintendent of a facility shall keep a record of all*  
44 *transactions of the commissary or store.*





1       **Sec. 256. 1.** *The commissary fund is hereby created, and*  
2 *must be used:*

3       (a) *To purchase supplies and materials for resale to the*  
4 *children of a facility;*

5       (b) *To provide money for needy children of a facility; and*

6       (c) *For other incidentals as may be deemed necessary by the*  
7 *superintendent of the facility.*

8       2. *The superintendent of a facility shall deposit any money*  
9 *received for the commissary fund in a qualified financial*  
10 *institution.*

11       3. *The superintendent of a facility may maintain a small sum*  
12 *of money which is received for the commissary fund as petty cash*  
13 *at the commissary or store.*

14       4. *All money drawn from the commissary fund must be*  
15 *repaid if possible.*

16       **Sec. 257. 1.** *If the juvenile court or the Division of Child*  
17 *and Family Services commits or places a child in a facility, the*  
18 *superintendent of the facility shall accept the child unless, before*  
19 *the child is conveyed to the facility, the superintendent determines*  
20 *that:*

21       (a) *There is not adequate room or resources in the facility to*  
22 *provide the necessary care of the child;*

23       (b) *There is not adequate money available for the support of*  
24 *the facility; or*

25       (c) *In the opinion of the superintendent, the child is not*  
26 *suitable for admission to the facility.*

27       2. *The superintendent of the facility shall fix the time at*  
28 *which the child must be delivered to the facility.*

29       3. *The juvenile court shall send to the superintendent of the*  
30 *facility a summary of all the facts in the possession of the juvenile*  
31 *court concerning the history of the child committed to the facility.*

32       **Sec. 258.** *Upon the written request of the superintendent of a*  
33 *facility, at any time either before or after commitment of a female*  
34 *child to the facility, the juvenile court may order the child*  
35 *committed to:*

36       1. *A facility outside the State of Nevada; or*

37       2. *A private institution within the State of Nevada.*

38       **Sec. 259. 1.** *Before a child is committed to a facility, the*  
39 *juvenile court shall order that a physician conduct a physical*  
40 *examination of the child, which includes a blood test, test for*  
41 *tuberculosis, urinalysis and an examination for venereal disease.*

42       2. *Not later than 5 days after the date on which the physical*  
43 *examination is conducted, the physician shall make a written*  
44 *report of the results of the physical examination to the clerk of the*  
45 *court.*



1       3. *Upon receipt of the written report:*  
2       (a) *The clerk of the court shall immediately forward a copy of*  
3       *the written report to the superintendent of the facility; and*

4       (b) *The county auditor shall allow a claim for payment to the*  
5       *physician for the physical examination.*

6       **Sec. 260.** *1. If the juvenile court commits a child to a*  
7       *facility, the juvenile court may order the parent or guardian of*  
8       *the child to pay, in whole or in part, for the support of the child in*  
9       *the facility.*

10       2. *If the juvenile court orders the parent or guardian of*  
11       *the child to pay for the support of the child:*

12       (a) *The payments must be paid to the Administrator of the*  
13       *Division of Child and Family Services; and*

14       (b) *The Administrator shall deposit the payments with the*  
15       *State Treasurer for credit to a separate account in the State*  
16       *General Fund. The Administrator may expend the money in the*  
17       *separate account to carry out the powers and duties of the*  
18       *Administrator and the Division of Child and Family Services.*

19       **Sec. 261.** *1. Except as otherwise provided in sections 134 to*  
20       *177, inclusive, of this act, if the juvenile court commits a*  
21       *delinquent child to the custody of the Division of Child and*  
22       *Family Services, the Division may, within the limits of legislative*  
23       *appropriation:*

24       (a) *If the child is at least 8 years of age but less than 12 years*  
25       *of age, place the child in any public or private institution or*  
26       *agency which is located within or outside this state and which is*  
27       *authorized to care for children. The child must not be placed in a*  
28       *facility.*

29       (b) *If the child is at least 12 years of age but less than 18 years*  
30       *of age, place the child in a facility or in any public or private*  
31       *institution or agency which is located within or outside this state*  
32       *and which is authorized to care for children.*

33       2. *The Division of Child and Family Services may change the*  
34       *placement of the child from any public or private institution or*  
35       *agency that is authorized to care for the child pursuant to this*  
36       *section to another public or private institution or agency that is*  
37       *authorized to care for the child pursuant to this section.*

38       3. *Before the Division of Child and Family Services may*  
39       *change any placement authorized by this section, the Division*  
40       *shall:*

41       (a) *Notify the parent or guardian of the child; and*

42       (b) *Obtain the approval of the juvenile court.*

43       **Sec. 262.** *The Administrator of the Division of Child and*  
44       *Family Services shall recommend to the juvenile court a suitable*



1 *alternative to the commitment or placement of a child in a facility*  
2 *if:*

3 *1. The superintendent of the facility reports that such a*  
4 *commitment or placement is unsuitable; and*

5 *2. At the time of commitment or placement or after entering*  
6 *the facility, the child appears to be:*

7 *(a) An improper child to be retained in the facility; or*

8 *(b) So incorrigible or so incapable of reformation under the*  
9 *discipline of the facility as to render his detention detrimental to*  
10 *the interests of the facility.*

11 **Sec. 263.** *1. The juvenile court may change, modify or set*  
12 *aside an order committing a child to a facility after conducting a*  
13 *hearing to consider the effect that changing, modifying or setting*  
14 *aside the order will have upon the child and the operation of the*  
15 *facility.*

16 *2. Not later than 10 days before conducting the hearing*  
17 *pursuant to this section, the juvenile court shall serve written*  
18 *notice of the hearing upon the superintendent of the facility. Such*  
19 *notice must be served by registered mail, postage prepaid.*

20 **Sec. 264.** *1. The superintendent of a facility may transfer a*  
21 *child from one facility to another facility if:*

22 *(a) The Administrator of the Division of Child and Family*  
23 *Services consents to the transfer; and*

24 *(b) The transfer is in the best interests of the child.*

25 *2. If a transfer is made, the general provisions regarding*  
26 *placements in a facility apply.*

27 **Sec. 265.** *All children committed to a facility must be dealt*  
28 *with, so far as practicable, by or in the presence of an attendant*  
29 *who is of the same gender as the child.*

30 **Sec. 266.** *An employee or officer of a facility must not be*  
31 *nominated or appointed as guardian of a person or the estate of a*  
32 *person who is or ever has been committed to a facility, unless the*  
33 *employee or officer is related by blood to the person who is or has*  
34 *been committed to the facility.*

35 **Sec. 267.** *Upon the recommendation of a physician who*  
36 *attends a child in a facility, the superintendent of the facility may*  
37 *authorize the performance of any necessary medical, surgical or*  
38 *dental service.*

39 **Sec. 268.** *1. A facility may establish forestry camps for the*  
40 *purposes of:*

41 *(a) Securing a satisfactory classification and segregation of*  
42 *children according to their capacities, interests and responsiveness*  
43 *to control and responsibility;*

44 *(b) Reducing the necessity of extending existing grounds and*  
45 *housing facilities; and*



- 1       (c) *Providing adequate opportunity for reform and*  
2 *encouragement of self-discipline.*
- 3       2. *Children committed to forestry camps may be required:*
- 4       (a) *To labor on the buildings and grounds of the forestry*  
5 *camp.*
- 6       (b) *To perform fire prevention work, including, but not limited*  
7 *to:*
- 8           (1) *Building firebreaks and fire trails;*  
9           (2) *Fire suppression;*  
10          (3) *Making forest roads for fire prevention or fire fighting;*  
11 *and*
- 12          (4) *Forestation and reforestation of public lands.*
- 13       (c) *To perform other projects prescribed by the superintendent*  
14 *of the facility.*
- 15       3. *For the purposes of carrying out the provisions of this*  
16 *section, the superintendent of a facility may enter into contracts*  
17 *with the Federal Government, state officials and various state*  
18 *agencies and departments.*
- 19       **Sec. 269.** *1. After consultation with the Chief of the Youth*  
20 *Parole Bureau, the superintendent of a facility may grant parole*  
21 *to a child if:*
- 22          (a) *The child is eligible for parole according to regulations*  
23 *established for that purpose; and*
- 24          (b) *Parole will be in the best interests of the child.*
- 25       2. *The superintendent of the facility and the Chief of the*  
26 *Youth Parole Bureau shall set the date of the child's release on*  
27 *parole not later than 30 days after the superintendent has given*  
28 *the Chief a notice of intent to parole the child.*
- 29       3. *Upon being released on parole, the child is under the*  
30 *supervision of the Chief of the Youth Parole Bureau.*
- 31       **Sec. 270.** *1. The superintendent of a facility may grant to a*  
32 *child a furlough from the facility to participate in a program or*  
33 *treatment if, after consultation with the Chief of the Youth Parole*  
34 *Bureau, the superintendent determines that the furlough is in the*  
35 *best interests of the child.*
- 36       2. *The superintendent of a facility may grant a furlough for a*  
37 *period of not more than 90 days.*
- 38       3. *While a child is temporarily released from a facility on a*  
39 *furlough, the child is under the supervision of the Chief of the*  
40 *Youth Parole Bureau.*
- 41       **Sec. 271.** *1. A petition may be filed with the juvenile court*  
42 *to request that the parole of a child be suspended, modified or*  
43 *revoked.*
- 44       2. *Pending a hearing, the juvenile court may order:*
- 45          (a) *The return of the child to the facility; or*



1       **(b) If approved by a local or regional facility for the detention**  
2 **of children, that the child be held in the local or regional facility.**  
3       **3. If the child is held in a local or regional facility for the**  
4 **detention of children pending a hearing, the Youth Parole Bureau**  
5 **must pay all actual and reasonably necessary costs for the**  
6 **confinement of the child in the local or regional facility.**  
7       **4. If requested, the juvenile court shall allow the child**  
8 **reasonable time to prepare for the hearing.**  
9       **5. The juvenile court shall render a decision within 10 days**  
10 **after the conclusion of the hearing.**  
11       **Sec. 272. 1. The written order of the superintendent of a**  
12 **facility is a sufficient arrest warrant for any peace officer to return**  
13 **a child who has escaped from the facility.**  
14       **2. Each peace officer shall execute such an order in the same**  
15 **manner as is provided for the execution of criminal process.**  
16       **Sec. 273. A person who knowingly permits or aids a child to**  
17 **escape from a facility, or who conceals a child with the intent or**  
18 **purpose of enabling him to elude pursuit, shall be punished:**  
19       **1. Where a dangerous weapon is used by the person to**  
20 **facilitate the escape or attempted escape, for a category B felony**  
21 **by imprisonment in the state prison for a minimum term of not**  
22 **less than 1 year and a maximum term of not more than 6 years,**  
23 **and may be further punished by a fine of not more than \$5,000.**  
24       **2. Where no dangerous weapon is used, for a gross**  
25 **misdemeanor.**  
26       **Sec. 274. 1. Upon the escape of a child from a facility, the**  
27 **superintendent of the facility shall notify:**  
28       **(a) The appropriate law enforcement agency of the escape;**  
29 **and**  
30       **(b) Immediately thereafter, the public. The notice to the public**  
31 **must include a description of the child.**  
32       **2. The superintendent of the facility shall immediately notify**  
33 **the public upon the apprehension of the child.**  
34       **Sec. 275. 1. A child may be discharged from a facility upon**  
35 **reaching 18 years of age.**  
36       **2. A child must be discharged from a facility upon reaching**  
37 **20 years of age.**  
38       **Sec. 276. 1. The Chief of the Youth Parole Bureau may**  
39 **appoint such employees as are necessary to carry out the functions**  
40 **of the Youth Parole Bureau.**  
41       **2. The Chief of the Youth Parole Bureau may enter into**  
42 **contracts with colleges, universities and other organizations for**  
43 **the purposes of:**  
44       **(a) Conducting research in the field of delinquency and crime**  
45 **prevention.**



- 1       **(b) Training special workers, including social workers and**  
2 **parole officers who:**  
3       **(1) Work part-time or full-time;**  
4       **(2) Work as volunteers or for compensation; and**  
5       **(3) Are engaged in the fields of education, recreation,**  
6 **mental hygiene and the treatment and prevention of delinquency.**  
7       **Sec. 277. The Chief of the Youth Parole Bureau shall:**  
8       **1. Supervise all children released on parole from a facility.**  
9       **2. Supervise all children released by other states for juvenile**  
10 **parole in the State of Nevada pursuant to interstate compact.**  
11       **3. Furnish to each child paroled:**  
12       **(a) A written statement of the conditions of the parole; and**  
13       **(b) Instructions regarding those conditions.**  
14       **4. Keep himself informed concerning the conduct and**  
15 **condition of all children and employees under his supervision.**  
16       **5. Coordinate his functions with those of the superintendents**  
17 **of each facility.**  
18       **Sec. 278. 1. Each child who is paroled from a facility must**  
19 **be placed in:**  
20       **(a) A reputable home; and**  
21       **(b) An educational program or a work program, or both.**  
22       **2. The Chief of the Youth Parole Bureau may pay the**  
23 **expenses incurred in providing alternative placements for**  
24 **residential programs and for structured nonresidential programs**  
25 **from money appropriated to the Youth Parole Bureau for that**  
26 **purpose.**  
27       **Sec. 279. 1. The Chief of the Youth Parole Bureau may**  
28 **accept from a child who is paroled money and other valuables for**  
29 **safekeeping pending the discharge of the child from parole.**  
30       **2. If the Chief of the Youth Parole Bureau accepts from a**  
31 **child who is paroled money or other valuables for safekeeping, the**  
32 **Chief shall:**  
33       **(a) Deposit the money in an account in a qualified financial**  
34 **institution.**  
35       **(b) Keep a full account of any money and valuables; and**  
36       **(c) Submit reports to the Administrator of the Division of Child**  
37 **and Family Services regarding the money and valuables as the**  
38 **Administrator may require.**  
39       **3. When a child is discharged from parole, the Chief of the**  
40 **Youth Parole Bureau shall:**  
41       **(a) Issue to the child a check in the amount of the balance**  
42 **held in the account for the child; and**  
43       **(b) Return to the child any valuables held for safekeeping.**







1 juveniles who have escaped or absconded; (3) the return, from one  
2 state to another, of nondelinquent juveniles who have run away  
3 from home; and (4) additional measures for the protection of  
4 juveniles and of the public, which any two or more of the party  
5 states may find desirable to undertake cooperatively. In carrying  
6 out the provisions of this compact the party states shall be guided  
7 by the noncriminal, reformatory and protective policies which  
8 guide their laws concerning delinquent, neglected or dependent  
9 juveniles generally. It shall be the policy of the states party to this  
10 compact to cooperate and observe their respective responsibilities  
11 for the prompt return and acceptance of juveniles and delinquent  
12 juveniles who become subject to the provisions of this compact.  
13 The provisions of this compact shall be reasonably and liberally  
14 construed to accomplish the foregoing purposes.

15  
16 **ARTICLE II—Existing Rights and Remedies**

17  
18 *That all remedies and procedures provided by this compact*  
19 *shall be in addition to and not in substitution for other rights,*  
20 *remedies and procedures, and shall not be in derogation of*  
21 *parental rights and responsibilities.*

22  
23 **ARTICLE III—Definitions**

24  
25 *That, for the purposes of this compact, “delinquent juvenile”*  
26 *means any juvenile who has been adjudged delinquent and who,*  
27 *at the time the provisions of this compact are invoked, is still*  
28 *subject to the jurisdiction of the court that has made such*  
29 *adjudication or to the jurisdiction or supervision of an agency or*  
30 *institution pursuant to an order of such court; “probation or*  
31 *parole” means any kind of conditional release of juveniles*  
32 *authorized under the laws of the states party hereto; “court”*  
33 *means any court having jurisdiction over delinquent, neglected or*  
34 *dependent children; “state” means any state, territory or*  
35 *possession of the United States, the District of Columbia, and the*  
36 *Commonwealth of Puerto Rico; and “residence” or any variant*  
37 *thereof means a place at which a home or regular place of abode*  
38 *is maintained.*

39  
40 **ARTICLE IV—Return of Runaways**

41  
42 *(a) That the parent, guardian, person or agency entitled to*  
43 *legal custody of a juvenile who has not been adjudged delinquent*  
44 *but who has run away without the consent of such parent,*  
45 *guardian, person or agency may petition the appropriate court in*



1 *the demanding state for the issuance of a requisition for his*  
2 *return. The petition shall state the name and age of the juvenile,*  
3 *the name of the petitioner and the basis of entitlement to the*  
4 *juvenile's custody, the circumstances of his running away, his*  
5 *location if known at the time application is made, and such other*  
6 *facts as may tend to show that the juvenile who has run away is*  
7 *endangering his own welfare or the welfare of others and is not an*  
8 *emancipated minor. The petition shall be verified by affidavit,*  
9 *shall be executed in duplicate, and shall be accompanied by two*  
10 *certified copies of the document or documents on which the*  
11 *petitioner's entitlement to the juvenile's custody is based, such as*  
12 *birth certificates, letters of guardianship, or custody decrees. Such*  
13 *further affidavits and other documents as may be deemed proper*  
14 *may be submitted with such petition. The judge of the court to*  
15 *which this application is made may hold a hearing thereon to*  
16 *determine whether for the purposes of this compact the petitioner*  
17 *is entitled to the legal custody of the juvenile, whether or not it*  
18 *appears that the juvenile has in fact run away without consent,*  
19 *whether or not he is an emancipated minor, and whether or not it*  
20 *is in the best interest of the juvenile to compel his return to the*  
21 *state. If the judge determines, either with or without a hearing,*  
22 *that the juvenile should be returned, he shall present to the*  
23 *appropriate court or to the executive authority of the state where*  
24 *the juvenile is alleged to be located a written requisition for the*  
25 *return of such juvenile. Such requisition shall set forth the name*  
26 *and age of the juvenile, the determination of the court that the*  
27 *juvenile has run away without the consent of a parent, guardian,*  
28 *person or agency entitled to his legal custody, and that it is in the*  
29 *best interest and for the protection of such juvenile that he be*  
30 *returned. In the event that a proceeding for the adjudication of the*  
31 *juvenile as a delinquent, neglected or dependent juvenile is*  
32 *pending in the court at the time when such juvenile runs away, the*  
33 *court may issue a requisition for the return of such juvenile upon*  
34 *its own motion, regardless of the consent of the parent, guardian,*  
35 *person or agency entitled to legal custody, reciting therein the*  
36 *nature and circumstances of the pending proceeding. The*  
37 *requisition shall in every case be executed in duplicate and shall*  
38 *be signed by the judge. One copy of the requisition shall be filed*  
39 *with the compact administrator of the demanding state, there to*  
40 *remain on file subject to the provisions of law governing records*  
41 *of such court. Upon the receipt of a requisition demanding the*  
42 *return of a juvenile who has run away, the court or the executive*  
43 *authority to whom the requisition is addressed shall issue an order*  
44 *to any peace officer or other appropriate person directing him to*  
45 *take into custody and detain such juvenile. Such detention order*



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1 *must substantially recite the facts necessary to the validity of its*  
2 *issuance hereunder. No juvenile detained upon such order shall*  
3 *be delivered over to the officer whom the court demanding him*  
4 *shall have appointed to receive him, unless he shall first be taken*  
5 *forthwith before a judge of a court in the state, who shall inform*  
6 *him of the demand made for his return, and who may appoint*  
7 *counsel or guardian ad litem for him. If the judge of such court*  
8 *shall find that the requisition is in order, he shall deliver such*  
9 *juvenile over to the officer whom the court demanding him shall*  
10 *have appointed to receive him. The judge, however, may fix a*  
11 *reasonable time to be allowed for the purpose of testing the*  
12 *legality of the proceeding.*

13 *Upon reasonable information that a person is a juvenile who*  
14 *has run away from another state party to this compact without the*  
15 *consent of a parent, guardian, person or agency entitled to his*  
16 *legal custody, such juvenile may be taken into custody without a*  
17 *requisition and brought forthwith before a judge of the*  
18 *appropriate court who may appoint counsel or guardian ad litem*  
19 *for such juvenile and who shall determine after a hearing whether*  
20 *sufficient cause exists to hold the person, subject to the order of*  
21 *the court, for his own protection and welfare, for such a time not*  
22 *exceeding 90 days as will enable his return to another state party*  
23 *to this compact pursuant to a requisition for his return from a*  
24 *court of that state. If, at the time when a state seeks the return of a*  
25 *juvenile who has run away, there is pending in the state wherein*  
26 *he is found any criminal charge, or any proceeding to have him*  
27 *adjudicated a delinquent juvenile for an act committed in such*  
28 *state, or if he is suspected of having committed within such state a*  
29 *criminal offense or an act of juvenile delinquency, he shall not be*  
30 *returned without the consent of such state until discharged from*  
31 *prosecution or other form of proceeding, imprisonment, detention*  
32 *or supervision for such offense or juvenile delinquency. The duly*  
33 *accredited officers of any state party to this compact, upon the*  
34 *establishment of their authority and the identity of the juvenile*  
35 *being returned, shall be permitted to transport such juvenile*  
36 *through any and all states party to this compact, without*  
37 *interference. Upon his return to the state from which he ran away,*  
38 *the juvenile shall be subject to such further proceedings as may be*  
39 *appropriate under the laws of that state.*

40 *(b) That the state to which a juvenile is returned under this*  
41 *Article shall be responsible for payment of the transportation costs*  
42 *of such return.*

43 *(c) That "juvenile" as used in this Article means any person*  
44 *who is a minor under the law of the state of residence of the*



1 *parent, guardian, person or agency entitled to the legal custody of*  
2 *such minor.*

3  
4 *ARTICLE V—Return of Escapees and Absconders*  
5

6 *(a) That the appropriate person or authority from whose*  
7 *probation or parole supervision a delinquent juvenile has*  
8 *absconded or from whose institutional custody he has escaped*  
9 *shall present to the appropriate court or to the executive authority*  
10 *of the state where the delinquent juvenile is alleged to be located a*  
11 *written requisition for the return of such delinquent juvenile. Such*  
12 *requisitions shall state the name and age of the delinquent*  
13 *juvenile, the particulars of his adjudication as a delinquent*  
14 *juvenile, the circumstances of the breach of the terms of his*  
15 *probation or parole or of his escape from an institution or agency*  
16 *vested with his legal custody or supervision, and the location of*  
17 *such delinquent juvenile, if known, at the time the requisition is*  
18 *made. The requisition shall be verified by affidavit, shall be*  
19 *executed in duplicate, and shall be accompanied by two certified*  
20 *copies of the judgment, formal adjudication, or order of*  
21 *commitment which subjects such delinquent juvenile to probation*  
22 *or parole or to the legal custody of the institution or agency*  
23 *concerned. Such further affidavits and other documents as may be*  
24 *deemed proper may be submitted with such requisition. One copy*  
25 *of the requisition shall be filed with the compact administrator of*  
26 *the demanding state, there to remain on file subject to the*  
27 *provisions of law governing records of the appropriate court.*  
28 *Upon the receipt of a requisition demanding the return of a*  
29 *delinquent juvenile who has absconded or escaped, the court or*  
30 *the executive authority to whom the requisition is addressed shall*  
31 *issue an order to any peace officer or other appropriate person*  
32 *directing him to take into custody and detain such delinquent*  
33 *juvenile. Such detention order must substantially recite the fact*  
34 *necessary to the validity of its issuance hereunder. No delinquent*  
35 *juvenile detained upon such order shall be delivered over to the*  
36 *officer whom the appropriate person or authority demanding him*  
37 *shall have appointed to receive him, unless he shall first be taken*  
38 *forthwith before a judge of an appropriate court in the state, who*  
39 *shall inform him of the demand made for his return and who may*  
40 *appoint counsel or guardian ad litem for him. If the judge of such*  
41 *court shall find that the requisition is in order, he shall deliver*  
42 *such delinquent juvenile over to the officer whom the appropriate*  
43 *person or authority demanding him shall have appointed to*  
44 *receive him. The judge, however, may fix a reasonable time to be*  
45 *allowed for the purpose of testing the legality of the proceeding.*



1       *Upon reasonable information that a person is a delinquent*  
2 *juvenile who has absconded while on probation or parole, or*  
3 *escaped from an institution or agency vested with his legal custody*  
4 *or supervision in any state party to this compact, such person may*  
5 *be taken into custody in any other state party to this compact*  
6 *without a requisition. But in such event, he must be taken*  
7 *forthwith before a judge of the appropriate court, who may*  
8 *appoint counsel or guardian ad litem for such person and who*  
9 *shall determine, after a hearing, whether sufficient cause exists to*  
10 *hold the person subject to the order of the court for such a time,*  
11 *not exceeding 90 days, as will enable his detention under a*  
12 *detention order issued on a requisition pursuant to this Article. If,*  
13 *at the time when a state seeks the return of a delinquent juvenile*  
14 *who has either absconded while on probation or parole or escaped*  
15 *from an institution or agency vested with his legal custody or*  
16 *supervision, there is pending in the state wherein he is detained*  
17 *any criminal charge or any proceeding to have him adjudicated a*  
18 *delinquent juvenile for an act committed in such state, or if he is*  
19 *suspected of having committed within such state a criminal*  
20 *offense or an act of juvenile delinquency, he shall not be returned*  
21 *without the consent of such state until discharged from*  
22 *prosecution or other form of proceeding, imprisonment, detention*  
23 *or supervision for such offense or juvenile delinquency. The duly*  
24 *accredited officers of any state party to this compact, upon the*  
25 *establishment of their authority and the identity of the delinquent*  
26 *juvenile being returned, shall be permitted to transport such*  
27 *delinquent juvenile through any and all states party to this*  
28 *compact, without interference. Upon his return to the state from*  
29 *which he escaped or absconded, the delinquent juvenile shall be*  
30 *subject to such further proceedings as may be appropriate under*  
31 *the laws of that state.*

32       ***(b) That the state to which a delinquent juvenile is returned***  
33 ***under this Article shall be responsible for payment of the***  
34 ***transportation costs of such return.***

35  
36                   **ARTICLE VI—Voluntary Return Procedure**

37  
38       *That any delinquent juvenile who has absconded while on*  
39 *probation or parole, or escaped from an institution or agency*  
40 *vested with his legal custody or supervision in any state party to*  
41 *this compact, and any juvenile who has run away from any state*  
42 *party to this compact, who is taken into custody without a*  
43 *requisition in another state party to this compact under the*  
44 *provisions of Article IV (a) or of Article V (a), may consent to his*  
45 *immediate return to the state from which he absconded, escaped*



1 or ran away. Such consent shall be given by the juvenile or  
2 delinquent juvenile and his counsel or guardian ad litem, if any,  
3 by executing or subscribing a writing, in the presence of a judge of  
4 the appropriate court, which states that the juvenile or delinquent  
5 juvenile and his counsel or guardian ad litem, if any, consent to  
6 his return to the demanding state. Before such consent shall be  
7 executed or subscribed, however, the judge, in the presence of  
8 counsel or guardian ad litem, if any, shall inform the juvenile or  
9 delinquent juvenile of his rights under this compact. When the  
10 consent has been duly executed, it shall be forwarded to and filed  
11 with the compact administrator of the state in which the court is  
12 located and the judge shall direct the officer having the juvenile or  
13 delinquent juvenile in custody to deliver him to the duly accredited  
14 officer or officers of the state demanding his return, and shall  
15 cause to be delivered to such officer or officers a copy of the  
16 consent. The court may, however, upon the request of the state to  
17 which the juvenile or delinquent juvenile is being returned, order  
18 him to return unaccompanied to such state and shall provide him  
19 with a copy of such court order; in such event a copy of the  
20 consent shall be forwarded to the compact administrator of the  
21 state to which said juvenile or delinquent juvenile is ordered to  
22 return.  
23

24 **ARTICLE VII—Cooperative Supervision of**  
25 **Probationers and Parolees**  
26

27 (a) That the duly constituted judicial and administrative  
28 authorities of a state party to this compact (herein called “sending  
29 state”) may permit any delinquent juvenile within such state,  
30 placed on probation or parole, to reside in any other state party to  
31 this compact (herein called “receiving state”) while on probation  
32 or parole, and the receiving state shall accept such delinquent  
33 juvenile, if the parent, guardian or person entitled to the legal  
34 custody of such delinquent juvenile is residing or undertakes to  
35 reside within the receiving state. Before granting such permission,  
36 opportunity shall be given to the receiving state to make such  
37 investigations as it deems necessary. The authorities of the  
38 sending state shall send to the authorities of the receiving state  
39 copies of pertinent court orders, social case studies and all other  
40 available information which may be of value to and assist the  
41 receiving state in supervising a probationer or parolee under this  
42 compact. A receiving state, in its discretion, may agree to accept  
43 supervision of a probationer or a parolee in cases where the  
44 parent, guardian or person entitled to the legal custody of the  
45 delinquent juvenile is not a resident of the receiving state, and if





1 *so accepted the sending state may transfer supervision*  
2 *accordingly.*

3 *(b) That each receiving state will assume the duties of*  
4 *visitation and of supervision over any such delinquent juvenile*  
5 *and in the exercise of those duties will be governed by the same*  
6 *standards of visitation and supervision that prevail for its own*  
7 *delinquent juveniles released on probation or parole.*

8 *(c) That, after consultation between the appropriate authorities*  
9 *of the sending state and of the receiving state as to the desirability*  
10 *and necessity of returning such a delinquent juvenile, the duly*  
11 *accredited officers of a sending state may enter a receiving state*  
12 *and there apprehend and retake any such delinquent juvenile on*  
13 *probation or parole. For that purpose, no formalities will be*  
14 *required, other than establishing the authority of the officer and*  
15 *the identity of the delinquent juvenile to be retaken and returned.*  
16 *The decision of the sending state to retake a delinquent juvenile*  
17 *on probation or parole shall be conclusive upon and not*  
18 *reviewable within the receiving state, but if, at the time the sending*  
19 *state seeks to retake a delinquent juvenile on probation or parole,*  
20 *there is pending against him within the receiving state any*  
21 *criminal charge or any proceeding to have him adjudicated a*  
22 *delinquent juvenile for any act committed in such state, or if he is*  
23 *suspected of having committed within such state a criminal*  
24 *offense or an act of juvenile delinquency, he shall not be returned*  
25 *without the consent of the receiving state until discharged from*  
26 *prosecution or other form of proceeding, imprisonment, detention*  
27 *or supervision for such offense or juvenile delinquency. The duly*  
28 *accredited officers of the sending state shall be permitted to*  
29 *transport delinquent juveniles being so returned through any and*  
30 *all states party to this compact, without interference.*

31 *(d) That the sending state shall be responsible under this*  
32 *Article for paying the costs of transporting any delinquent juvenile*  
33 *to the receiving state or of returning any delinquent juvenile to the*  
34 *sending state.*

35  
36 **ARTICLE VIII—Responsibility for Costs**

37  
38 *(a) That the provisions of Articles IV (b), V (b) and VII (d) of*  
39 *this compact shall not be construed to alter or affect any internal*  
40 *relationship among the departments, agencies and officers of and*  
41 *in the government of a party state, or between a party state and its*  
42 *subdivisions, as to the payment of costs, or responsibilities*  
43 *therefor.*

44 *(b) That nothing in this compact shall be construed to prevent*  
45 *any party state or subdivision thereof from asserting any right*



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1 *against any person, agency or other entity in regard to costs for*  
2 *which such party state or subdivision thereof may be responsible*  
3 *pursuant to Articles IV (b), V (b) or VII (d) of this compact.*

4  
5 *ARTICLE IX—Detention Practices*

6  
7 *That, to every extent possible, it shall be the policy of states*  
8 *party to this compact that no juvenile or delinquent juvenile shall*  
9 *be placed or detained in any prison, jail or lockup nor be detained*  
10 *or transported in association with criminal, vicious or dissolute*  
11 *persons.*

12  
13 *ARTICLE X—Supplementary Agreements*

14  
15 *That the duly constituted administrative authorities of a state*  
16 *party to this compact may enter into supplementary agreements*  
17 *with any other state or states party hereto for the cooperative care,*  
18 *treatment and rehabilitation of delinquent juveniles whenever they*  
19 *shall find that such agreements will improve the facilities or*  
20 *programs available for such care, treatment and rehabilitation.*  
21 *Such care, treatment and rehabilitation may be provided in an*  
22 *institution located within any state entering into such*  
23 *supplementary agreement. Such supplementary agreements shall*  
24 *(1) provide the rates to be paid for the care, treatment and custody*  
25 *of such delinquent juveniles, taking into consideration the*  
26 *character of facilities, services and subsistence furnished; (2)*  
27 *provide that the delinquent juvenile shall be given a court hearing*  
28 *prior to his being sent to another state for care, treatment and*  
29 *custody; (3) provide that the state receiving such a delinquent*  
30 *juvenile in one of its institutions shall act solely as agent for the*  
31 *state sending such delinquent juvenile; (4) provide that the*  
32 *sending state shall at all times retain jurisdiction over delinquent*  
33 *juveniles sent to an institution in another state; (5) provide for*  
34 *reasonable inspection of such institutions by the sending state; (6)*  
35 *provide that the consent of the parent, guardian, person or agency*  
36 *entitled to the legal custody of said delinquent juvenile shall be*  
37 *secured prior to his being sent to another state; and (7) make*  
38 *provision for such other matters and details as shall be necessary*  
39 *to protect the rights and equities of such delinquent juveniles and*  
40 *of the cooperating states.*

41  
42 *ARTICLE XI—Acceptance of Federal and Other Aid*

43  
44 *That any state party to this compact may accept any and all*  
45 *donations, gifts and grants of money, equipment and services from*



1 *the federal or any local government, or any agency thereof and*  
2 *from any person, firm or corporation, for any of the purposes and*  
3 *functions of this compact, and may receive and utilize the same*  
4 *subject to the terms, conditions and regulations governing such*  
5 *donations, gifts and grants.*

6  
7 *ARTICLE XII—Compact Administrators*

8  
9 *That the governor of each state party to this compact shall*  
10 *designate an officer who, acting jointly with like officers of other*  
11 *party states, shall promulgate rules and regulations to carry out*  
12 *more effectively the terms and provisions of this compact.*

13  
14 *ARTICLE XIII—Execution of Compact*

15  
16 *That this compact shall become operative immediately upon its*  
17 *execution by any state as between it and any other state or states*  
18 *so executing. When executed it shall have the full force and effect*  
19 *of law within such state, the form of execution to be in accordance*  
20 *with the laws of the executing state.*

21  
22 *ARTICLE XIV—Renunciation*

23  
24 *That this compact shall continue in force and remain binding*  
25 *upon each executing state until renounced by it. Renunciation of*  
26 *this compact shall be by the same authority which executed it, by*  
27 *sending 6 months' notice in writing of its intention to withdraw*  
28 *from the compact to the other states party hereto. The duties and*  
29 *obligations of a renouncing state under Article VII hereof shall*  
30 *continue as to parolees and probationers residing therein at the*  
31 *time of withdrawal until retaken or finally discharged.*  
32 *Supplementary agreements entered into under Article X hereof*  
33 *shall be subject to renunciation as provided by such*  
34 *supplementary agreements, and shall not be subject to the 6*  
35 *months' renunciation notice of the present Article.*

36  
37 *ARTICLE XV—Severability*

38  
39 *That the provisions of this compact shall be severable and if*  
40 *any phrase, clause, sentence or provision of this compact is*  
41 *declared to be contrary to the constitution of any participating*  
42 *state or of the United States or the applicability thereof to any*  
43 *government, agency, person or circumstance is held invalid, the*  
44 *validity of the remainder of this compact and the applicability*  
45 *thereof to any government, agency, person or circumstance shall*



1 *not be affected thereby. If this compact shall be held contrary to*  
2 *the constitution of any state participating therein, the compact*  
3 *shall remain in full force and effect as to the remaining states and*  
4 *in full force and effect as to the state affected as to all severable*  
5 *matters.*

6 **Sec. 285.** *The Governor is hereby directed to execute an*  
7 *amendment to the Interstate Compact on Juveniles on behalf of*  
8 *this state in the form substantially as follows:*

9  
10 **AMENDMENT I—Rendition**

11  
12 *This amendment provides additional remedies and is binding*  
13 *only on states which specifically execute a similar provision:*

14 *All provisions and procedures of Articles V and VI of the*  
15 *Interstate Compact on Juveniles apply to any juvenile charged*  
16 *with being a delinquent by reason of his alleged violation of any*  
17 *criminal law. Any such juvenile must be returned to the requesting*  
18 *state upon a requisition issued to the state where the juvenile may*  
19 *be found. A petition alleging the juvenile's delinquency must be*  
20 *filed in a court of competent jurisdiction in the requesting state*  
21 *where the violation of criminal law is alleged to have been*  
22 *committed. The requisition may be issued regardless of whether*  
23 *the juvenile left the state before or after the filing of the petition.*  
24 *The requisition, as described in Article V of the Compact, must be*  
25 *forwarded by the judge of the court in which the petition is filed.*

26 **Sec. 286.** *Pursuant to such Compact, the Governor is hereby*  
27 *authorized and empowered to designate an officer who shall be the*  
28 *Compact Administrator and who, acting jointly with similar*  
29 *officers of other party states, shall promulgate rules and*  
30 *regulations to carry out more effectively the terms of the Compact.*  
31 *Such Compact Administrator shall serve subject to the pleasure of*  
32 *the Governor. The Compact Administrator is hereby authorized,*  
33 *empowered and directed to cooperate with all departments,*  
34 *agencies and officers of and in the government of this state and its*  
35 *subdivisions in facilitating the proper administration of the*  
36 *Compact or of any supplementary agreement or agreements*  
37 *entered into by this state under such Compact.*

38 **Sec. 287.** *The Compact Administrator is hereby authorized*  
39 *and empowered to enter into supplementary agreements with*  
40 *appropriate officials of other states pursuant to the Compact. In*  
41 *the event that such supplementary agreement shall require or*  
42 *contemplate the use of any institution or facility of this state or*  
43 *require or contemplate the provision of any service by this state,*  
44 *such supplementary agreement shall have no force or effect until*  
45 *approved by the head of the department or agency under whose*



1 *jurisdiction such institution or facility is operated or whose*  
2 *department or agency will be charged with the rendering of such*  
3 *service.*

4 **Sec. 288.** *All claims which arise pursuant to the provisions of*  
5 *this chapter must be paid from the Reserve for Statutory*  
6 *Contingency Account upon approval by the Compact*  
7 *Administrator.*

8 **Sec. 289.** *1. Any judge of this state who appoints counsel or*  
9 *a guardian ad litem pursuant to the provisions of this Compact*  
10 *may, in his discretion, fix a fee not exceeding \$500.*

11 *2. Such fees shall be paid out on claims as other claims*  
12 *against the State are paid upon approval of the Compact*  
13 *Administrator and presentation of the certificate of the judge that*  
14 *such person has performed the services required of him.*

15 **Sec. 290.** *The courts, departments, agencies and officers of*  
16 *this state and its subdivisions shall enforce and effectuate the*  
17 *purposes and intent of the Compact.*

18 **Sec. 291.** NRS 3.025 is hereby amended to read as follows:

19 3.025 1. In each judicial district that includes a county whose  
20 population is 100,000 or more, the district judges of that judicial  
21 district shall choose from among those district judges a chief judge  
22 who is to be the presiding judge of the judicial district.

23 2. The chief judge shall:

24 (a) Assign cases to each judge in the judicial district;

25 (b) Prescribe the hours of court;

26 (c) Adopt such other rules or regulations as are necessary for the  
27 orderly conduct of court business; and

28 (d) Perform all other duties of the chief judge or of a presiding  
29 judge that are set forth in this chapter and any other provision of  
30 NRS.

31 3. If a case involves a matter within the jurisdiction of the  
32 family court and:

33 (a) The parties to the case are also the parties in any other  
34 pending case or were the parties in any other previously decided  
35 case assigned to a department of the family court in the judicial  
36 district; or

37 (b) A child involved in the case is also involved in any other  
38 pending case or was involved in any other previously decided case  
39 assigned to a department of the family court in the judicial district,  
40 other than a case within the jurisdiction of the juvenile court  
41 pursuant to ~~chapter 62~~ *title 5* of NRS,

42 the chief judge shall assign the case to the department of the family  
43 court to which the other case is presently assigned or, if the other  
44 case has been decided, to the department of the family court that  
45 decided the other case, unless a different assignment is required by



1 another provision of NRS, a court rule or the Nevada Code of  
2 Judicial Conduct or the chief judge determines that a different  
3 assignment is necessary because of considerations related to the  
4 management of the caseload of the district judges within the judicial  
5 district. If a case described in this subsection is heard initially by a  
6 master, the recommendation, report or order of the master must be  
7 submitted to the district judge of the department of the family court  
8 to which the case has been assigned pursuant to this subsection for  
9 consideration and decision by that district judge.

10 **Sec. 292.** NRS 3.223 is hereby amended to read as follows:

11 3.223 1. Except if the child involved is subject to the  
12 jurisdiction of an Indian tribe pursuant to the Indian Child Welfare  
13 Act of 1978 , ~~4~~ 25 U.S.C. §§ 1901 et seq. , ~~D~~ in each judicial  
14 district in which it is established, the family court has original,  
15 exclusive jurisdiction in any proceeding:

16 (a) Brought pursuant to chapter 31A ~~[, 62,]~~ of NRS, title 5 of  
17 NRS, chapter 123, 125, 125A, 125B, 125C, 126, 127, 128, 129,  
18 130, 159, 425 or 432B of NRS, except to the extent that a specific  
19 statute authorizes the use of any other judicial or administrative  
20 procedure to facilitate the collection of an obligation for support.

21 (b) Brought pursuant to NRS 442.255 and 442.2555 to request  
22 the court to issue an order authorizing an abortion.

23 (c) For judicial approval of the marriage of a minor.

24 (d) Otherwise within the jurisdiction of the juvenile court.

25 (e) To establish the date of birth, place of birth or parentage of a  
26 minor.

27 (f) To change the name of a minor.

28 (g) For a judicial declaration of the sanity of a minor.

29 (h) To approve the withholding or withdrawal of life-sustaining  
30 procedures from a person as authorized by law.

31 (i) Brought pursuant to NRS 433A.200 to 433A.330, inclusive,  
32 for an involuntary court-ordered admission to a mental health  
33 facility.

34 2. The family court, where established, and the justices' court  
35 have concurrent jurisdiction over actions for the issuance of a  
36 temporary or extended order for protection against domestic  
37 violence.

38 3. The family court, where established, and the district court,  
39 have concurrent jurisdiction over any action for damages brought  
40 pursuant to NRS 41.134 by a person who suffered injury as the  
41 proximate result of an act that constitutes domestic violence.

42 **Sec. 293.** NRS 3.227 is hereby amended to read as follows:

43 3.227 In each judicial district that includes a county whose  
44 population is 100,000 or more:



1 1. The clerk of the district court shall develop an information  
2 form for family court. The information form for family court must  
3 be:

- 4 (a) Approved by the chief judge; and  
5 (b) Used to obtain the information described in subsection 2  
6 from a party who files the initial pleading in a case that involves a  
7 matter within the jurisdiction of the family court.

8 2. A party may not file in the district court the initial pleading  
9 in a case that involves a matter within the jurisdiction of the family  
10 court unless, at the same time that the party files the initial pleading,  
11 the party files an information form for family court which is signed  
12 by the party, his attorney or other legal representative and which  
13 specifies:

14 (a) Whether the party is also a party in any other pending case or  
15 was a party in any other previously decided case assigned to a  
16 department of the family court in the judicial district;

17 (b) Whether any other party in the initial pleading is also a party  
18 in any other pending case or was a party in any other previously  
19 decided case assigned to a department of the family court in the  
20 judicial district;

21 (c) Whether a child involved in the case is also involved in any  
22 other pending case or was involved in any other previously decided  
23 case assigned to a department of the family court in the judicial  
24 district, other than a case within the jurisdiction of the juvenile court  
25 pursuant to ~~chapter 62~~ title 5 of NRS; and

26 (d) Any other information that the chief judge determines must  
27 be provided on the information form for family court, including,  
28 without limitation, any other information concerning a case  
29 described in paragraph (a), (b) or (c).

30 3. The chief judge and the clerk of the district court shall use  
31 the information provided on the information form for family court to  
32 assign cases to a department of the family court in accordance with  
33 subsection 3 of NRS 3.025.

34 **Sec. 294.** NRS 49.295 is hereby amended to read as follows:

35 49.295 1. Except as otherwise provided in subsections 2 and  
36 3 and NRS 49.305:

37 (a) A husband cannot be examined as a witness for or against his  
38 wife without his consent, nor a wife for or against her husband  
39 without her consent.

40 (b) Neither a husband nor a wife can be examined, during the  
41 marriage or afterwards, without the consent of the other, as to any  
42 communication made by one to the other during marriage.

43 2. The provisions of subsection 1 do not apply to a:

44 (a) Civil proceeding brought by or on behalf of one spouse  
45 against the other spouse;



1 (b) Proceeding to commit or otherwise place a spouse, the  
2 property of the spouse or both the spouse and the property of the  
3 spouse under the control of another because of the alleged mental or  
4 physical condition of the spouse;

5 (c) Proceeding brought by or on behalf of a spouse to establish  
6 his competence;

7 (d) Proceeding in the juvenile court or family court pursuant to  
8 ~~chapter 62~~ *title 5* of NRS ~~and~~ *or* NRS 432B.410 to 432B.590,  
9 inclusive; or

10 (e) Criminal proceeding in which one spouse is charged with:

11 (1) A crime against the person or the property of the other  
12 spouse or of a child of either, or of a child in the custody or control  
13 of either, whether the crime was committed before or during  
14 marriage.

15 (2) Bigamy or incest.

16 (3) A crime related to abandonment of a child or nonsupport  
17 of a wife or child.

18 3. The provisions of subsection 1 do not apply in any criminal  
19 proceeding to events which took place before the husband and wife  
20 were married.

21 **Sec. 295.** NRS 128.0155 is hereby amended to read as  
22 follows:

23 128.0155 "Plan" means:

24 1. A written agreement between the parents of a child who is ~~fa~~  
25 ~~ward~~ *subject to the jurisdiction* of the juvenile court or family  
26 court pursuant to ~~chapter 62~~ *title 5 of NRS* or *chapter* 432B of  
27 NRS and the agency having custody of the child; or

28 2. Written conditions and obligations imposed upon the parents  
29 directly by the juvenile or family court,  
30 which have a primary objective of reuniting the family or, if the  
31 parents neglect or refuse to comply with the terms and conditions of  
32 the case plan, freeing the child for adoption.

33 **Sec. 296.** NRS 128.023 is hereby amended to read as follows:

34 128.023 1. If proceedings pursuant to this chapter involve the  
35 termination of parental rights of the parent of an Indian child, the  
36 court shall:

37 (a) Cause the Indian child's tribe to be notified in writing in  
38 the manner provided in the Indian Child Welfare Act. If the Indian  
39 child is eligible for membership in more than one tribe, each tribe  
40 must be notified.

41 (b) Transfer the proceedings to the Indian child's tribe in  
42 accordance with the Indian Child Welfare Act.

43 (c) If a tribe declines *or is unable to exercise* jurisdiction,  
44 exercise its jurisdiction as provided in the Indian Child Welfare Act.





1 2. If the court determines that the parent of an Indian child for  
2 whom termination of parental rights is sought is indigent, the court:  
3 (a) Shall appoint an attorney to represent the parent;  
4 (b) May appoint an attorney to represent the Indian child; and  
5 (c) May apply to the Secretary of the Interior for the payment of  
6 the fees and expenses of such an attorney,  
7 as provided in the Indian Child Welfare Act.

8 **Sec. 297.** NRS 129.080 is hereby amended to read as follows:  
9 129.080 Any minor who is at least 16 years of age, *who is*  
10 married or living apart from his parents or legal guardian, and who  
11 is a resident of the county, may petition the juvenile ~~[division or~~  
12 ~~family division of the district]~~ court of that county for a decree of  
13 emancipation. The district court may refer the petition to a master  
14 appointed pursuant to ~~[chapter 62]~~ *title 5 of NRS* or *chapter* 432B  
15 of NRS.

16 **Sec. 298.** NRS 129.110 is hereby amended to read as follows:  
17 129.110 1. A copy of the notice issued pursuant to NRS  
18 129.100, together with a copy of the petition, must be served upon:  
19 (a) The parents or legal guardian of the minor or , if the parents  
20 or legal guardian cannot be found, the nearest known relative of the  
21 minor residing within this state, if any;  
22 (b) The legal custodian of the minor, if any;  
23 (c) The appropriate probation officer *or parole officer* for his  
24 review and recommendation, if the minor is ~~[a ward of the court;]~~  
25 *subject to the jurisdiction of the court pursuant to title 5 of NRS;*  
26 and  
27 (d) The district attorney of the county in which the matter is to  
28 be heard.

29 2. Service of the notice and petition may be made in any  
30 manner permitted by N.R.C.P. 4. Return of service must be made as  
31 provided by that rule. Evidence must be presented to the court if  
32 addresses of those required to be served are unknown or for any  
33 other reason notice cannot be given.

34 3. The court shall hold a hearing on all petitions filed pursuant  
35 to NRS 129.080 to 129.140, inclusive.

36 **Sec. 299.** NRS 129.130 is hereby amended to read as follows:  
37 129.130 1. If the court determines that the petition should be  
38 granted, it shall enter a decree of emancipation.

39 2. A decree so entered is conclusive and binding.

40 3. Such a decree emancipates the minor for all purposes and  
41 removes the disability of minority of the minor insofar as that  
42 disability may affect:

43 (a) The incurring of indebtedness or contractual obligations of  
44 any kind;

45 (b) The litigation and settlement of controversies;



1 (c) The acquiring, encumbering and conveying of property or  
2 any interest therein;

3 (d) The consenting to medical, dental or psychiatric care without  
4 parental consent, knowledge or liability;

5 (e) The enrolling in any school or college; and

6 (f) The establishment of his own residence.

7 For these purposes, the minor shall be considered in law as an adult,  
8 and any obligation he incurs is enforceable by and against him  
9 without regard to his minority.

10 4. Unless otherwise provided by the decree, the obligation of  
11 support otherwise owed a minor by his parent or guardian is  
12 terminated by the entry of the decree.

13 5. Except as otherwise provided in this section, a decree of  
14 emancipation does not affect the status of the minor for any purpose,  
15 including the applicability of any provision of law which:

16 (a) Prohibits the sale, purchase or consumption of intoxicating  
17 liquor to or by a person under the age of 21 years;

18 (b) Prohibits gaming or employment in gaming by or of a person  
19 under the age of 21 years;

20 (c) Restricts the ability to marry of a person under the age of 18  
21 years;

22 (d) Governs matters relating to referrals for delinquent acts or  
23 violations of NRS 392.040 to 392.125, inclusive, unless the minor  
24 has been certified for trial as an adult pursuant to ~~chapter 62~~ *title 5*  
25 of NRS; or

26 (e) Imposes penalties or regulates conduct according to the age  
27 of any person.

28 6. A petition may be filed by any person or by any public  
29 agency to void a decree of emancipation on the following grounds:

30 (a) The minor has become indigent and has insufficient means  
31 of support; or

32 (b) The decree of emancipation was obtained by fraud,  
33 misrepresentation or the withholding of material information.

34 7. The voiding of any decree of emancipation must not alter  
35 any contractual obligations or rights or any property rights or  
36 interests which arose during the period that the decree was in effect.

37 **Sec. 300.** NRS 169.025 is hereby amended to read as follows:

38 169.025 *1.* This title governs the procedure in the courts of  
39 the State of Nevada and before magistrates in all criminal  
40 proceedings. ~~[, but, except]~~

41 *2.* ~~Except~~ as *otherwise* provided in ~~[NRS 62.165,]~~ *section 110*  
42 *of this act, this title* does not apply to proceedings against children  
43 ~~[under chapter 62]~~ *conducted pursuant to title 5* of NRS.



1     **Sec. 301.** NRS 176.059 is hereby amended to read as follows:  
 2     176.059 1. Except as otherwise provided in subsection 2,  
 3 when a defendant pleads guilty or guilty but mentally ill or is found  
 4 guilty of a misdemeanor, including the violation of any municipal  
 5 ordinance, the justice or judge shall include in the sentence the sum  
 6 prescribed by the following schedule as an administrative  
 7 assessment and render a judgment against the defendant for the  
 8 assessment:

Fine	Assessment
\$5 to \$49.....	\$15
50 to 59.....	30
60 to 69.....	35
70 to 79.....	40
80 to 89.....	45
90 to 99.....	50
100 to 199.....	60
200 to 299.....	70
300 to 399.....	80
400 to 499.....	90
500 to 1,000.....	105

22  
 23     2. The provisions of subsection 1 do not apply to:  
 24     (a) An ordinance regulating metered parking; or  
 25     (b) An ordinance which is specifically designated as imposing a  
 26 civil penalty or liability pursuant to NRS 244.3575 or 268.019.

27     3. The money collected for an administrative assessment must  
 28 not be deducted from the fine imposed by the justice or judge but  
 29 must be taxed against the defendant in addition to the fine. The  
 30 money collected for an administrative assessment must be stated  
 31 separately on the court's docket and must be included in the amount  
 32 posted for bail. If the defendant is found not guilty or the charges  
 33 are dismissed, the money deposited with the court must be returned  
 34 to the defendant. If the justice or judge cancels a fine because the  
 35 fine has been determined to be uncollectible, any balance of the fine  
 36 and the administrative assessment remaining unpaid shall be  
 37 deemed to be uncollectible and the defendant is not required to pay  
 38 it. If a fine is determined to be uncollectible, the defendant is not  
 39 entitled to a refund of the fine or administrative assessment he has  
 40 paid and the justice or judge shall not recalculate the administrative  
 41 assessment.

42     4. If the justice or judge permits the fine and administrative  
 43 assessment to be paid in installments, the payments must be first  
 44 applied to the unpaid balance of the administrative assessment. The  
 45 city treasurer shall distribute partially collected administrative



1 assessments in accordance with the requirements of subsection 5.  
2 The county treasurer shall distribute partially collected  
3 administrative assessments in accordance with the requirements of  
4 subsection 6.

5 5. The money collected for administrative assessments in  
6 municipal court must be paid by the clerk of the court to the city  
7 treasurer on or before the fifth day of each month for the preceding  
8 month. The city treasurer shall distribute, on or before the 15th day  
9 of that month, the money received in the following amounts for each  
10 assessment received:

11 (a) Two dollars to the county treasurer for credit to a special  
12 account in the county general fund for the use of the county's  
13 juvenile court or for services to juvenile offenders. Any money  
14 remaining in the special account after 2 fiscal years must be  
15 deposited in the county general fund if it has not been committed for  
16 expenditure. The county treasurer shall provide, upon request by a  
17 juvenile court, monthly reports of the revenue credited to and  
18 expenditures made from the special account.

19 (b) Seven dollars for credit to a special revenue fund for the use  
20 of the municipal courts. Any money remaining in the special  
21 revenue fund after 2 fiscal years must be deposited in the municipal  
22 general fund if it has not been committed for expenditure. The city  
23 treasurer shall provide, upon request by a municipal court, monthly  
24 reports of the revenue credited to and expenditures made from the  
25 special revenue fund.

26 (c) The remainder of each assessment to the State Controller for  
27 credit to a special account in the State General Fund.

28 6. The money collected for administrative assessments in  
29 justices' courts must be paid by the clerk of the court to the county  
30 treasurer on or before the fifth day of each month for the preceding  
31 month. The county treasurer shall distribute, on or before the 15th  
32 day of that month, the money received in the following amounts for  
33 each assessment received:

34 (a) Two dollars for credit to a special account in the county  
35 general fund for the use of the county's juvenile court or for services  
36 to juvenile offenders. Any money remaining in the special account  
37 after 2 fiscal years must be deposited in the county general fund if it  
38 has not been committed for expenditure. The county treasurer shall  
39 provide, upon request by a juvenile court, monthly reports of the  
40 revenue credited to and expenditures made from the special account.

41 (b) Seven dollars for credit to a special revenue fund for the use  
42 of the justices' courts. Any money remaining in the special revenue  
43 fund after 2 fiscal years must be deposited in the county general  
44 fund if it has not been committed for expenditure. The county  
45 treasurer shall provide, upon request by a justice's court, monthly



1 reports of the revenue credited to and expenditures made from the  
2 special revenue fund.

3 (c) The remainder of each assessment to the State Controller for  
4 credit to a special account in the State General Fund.

5 7. The money apportioned to a juvenile court, a justice's court  
6 or a municipal court pursuant to this section must be used, in  
7 addition to providing services to juvenile offenders in the juvenile  
8 court, to improve the operations of the court, or to acquire  
9 appropriate advanced technology or the use of such technology, or  
10 both. Money used to improve the operations of the court may  
11 include expenditures for:

- 12 (a) Training and education of personnel;
- 13 (b) Acquisition of capital goods;
- 14 (c) Management and operational studies; or
- 15 (d) Audits.

16 8. Of the total amount deposited in the State General Fund  
17 pursuant to subsections 5 and 6, the State Controller shall distribute  
18 the money received to the following public agencies in the  
19 following manner:

20 (a) Not less than 51 percent to the Office of the Court  
21 Administrator for allocation as follows:

22 (1) Eighteen and one-half percent of the amount distributed  
23 to the Office of the Court Administrator for the administration of the  
24 courts.

25 (2) Nine percent of the amount distributed to the Office of  
26 the Court Administrator for the development of a uniform system  
27 for judicial records.

28 (3) Nine percent of the amount distributed to the Office  
29 of the Court Administrator for continuing judicial education.

30 (4) Sixty percent of the amount distributed to the Office of  
31 the Court Administrator for the Supreme Court.

32 (5) Three and one-half percent of the amount distributed to  
33 the Office of the Court Administrator for the payment for the  
34 services of retired justices and retired district judges.

35 (b) Not more than 49 percent must be used to the extent of  
36 legislative authorization for the support of:

37 (1) The Central Repository for Nevada Records of Criminal  
38 History;

39 (2) The Peace Officers' Standards and Training Commission;

40 (3) The operation by the Nevada Highway Patrol of a  
41 computerized switching system for information related to law  
42 enforcement;

43 (4) The Fund for the Compensation of Victims of Crime; and

44 (5) The Advisory Council for Prosecuting Attorneys.

45 9. As used in this section, "juvenile court" ~~means:~~



1 ~~—(a) In any judicial district that includes a county whose~~  
2 ~~population is 100,000 or more, the family division of the district~~  
3 ~~court; or~~  
4 ~~—(b) In any other judicial district, the juvenile division of the~~  
5 ~~district court.] has the meaning ascribed to it in section 19 of this~~  
6 ~~act.~~

7 **Sec. 302.** NRS 179.118 is hereby amended to read as follows:

8 179.118 1. The proceeds from any sale or retention of  
9 property declared to be forfeited and any interest accrued pursuant  
10 to subsection 2 of NRS 179.1175 must be applied, first, to the  
11 satisfaction of any protected interest established by a claimant in the  
12 proceeding, then to the proper expenses of the proceeding for  
13 forfeiture and resulting sale, including the expense of effecting the  
14 seizure, the expense of maintaining custody, the expense of  
15 advertising and the costs of the suit.

16 2. Any balance remaining after the distribution required by  
17 subsection 1 must be deposited as follows:

18 (a) Except as otherwise provided in this subsection, if the  
19 plaintiff seized the property, in the special account established  
20 pursuant to NRS 179.1187 by the governing body that controls the  
21 plaintiff.

22 (b) Except as otherwise provided in this subsection, if the  
23 plaintiff is a metropolitan police department, in the special account  
24 established by the metropolitan police committee on fiscal affairs  
25 pursuant to NRS 179.1187.

26 (c) Except as otherwise provided in this subsection, if more than  
27 one agency was substantially involved in the seizure, in an equitable  
28 manner to be directed by the court hearing the proceeding for  
29 forfeiture.

30 (d) If the property was seized pursuant to NRS 200.760, in the  
31 State Treasury for credit to the Fund for the Compensation of  
32 Victims of Crime to be used for the counseling and the medical  
33 treatment of victims of crimes committed in violation of NRS  
34 200.366, 200.710 to 200.730, inclusive, or 201.230.

35 (e) If the property was seized as the result of a violation of NRS  
36 202.300, in the general fund of the county in which the complaint  
37 for forfeiture was filed, to be used to support programs of  
38 counseling of persons ordered by the court to attend counseling  
39 pursuant to ~~[paragraph (e) of subsection 1 of NRS 62.211.]~~ **section**  
40 **144 of this act.**

41 **Sec. 303.** NRS 179.225 is hereby amended to read as follows:

42 179.225 1. If the punishment of the crime is the confinement  
43 of the criminal in prison, the expenses must be paid from money  
44 appropriated to the Office of the Attorney General for that purpose,  
45 upon approval by the State Board of Examiners. After the



1 appropriation is exhausted, the expenses must be paid from the  
2 Reserve for Statutory Contingency Account upon approval by  
3 the State Board of Examiners. In all other cases, they must be paid  
4 out of the county treasury in the county wherein the crime is alleged  
5 to have been committed. The expenses are:

6 (a) If the prisoner is returned to this state from another state, the  
7 fees paid to the officers of the state on whose Governor the  
8 requisition is made;

9 (b) If the prisoner is returned to this state from a foreign country  
10 or jurisdiction, the fees paid to the officers and agents of this state or  
11 the United States; or

12 (c) If the prisoner is temporarily returned for prosecution to this  
13 state from another state pursuant to this chapter or chapter 178 of  
14 NRS and is then returned to the sending state upon completion of  
15 the prosecution, the fees paid to the officers and agents of this  
16 state,

17 and the necessary traveling expenses and subsistence allowances in  
18 the amounts authorized by NRS 281.160 incurred in returning the  
19 prisoner.

20 2. If a person is returned to this state pursuant to this chapter or  
21 chapter 178 of NRS and is convicted of, or pleads guilty, guilty but  
22 mentally ill or nolo contendere to the criminal charge for which he  
23 was returned or a lesser criminal charge, the court shall conduct an  
24 investigation of the financial status of the person to determine his  
25 ability to make restitution. In conducting the investigation, the court  
26 shall determine if the person is able to pay any existing obligations  
27 for:

28 (a) Child support;

29 (b) Restitution to victims of crimes; and

30 (c) Any administrative assessment required to be paid pursuant  
31 to NRS ~~[62.2175.]~~ 176.059 and 176.062 ~~[.]~~ *and section 150 of this*  
32 *act.*

33 3. If the court determines that the person is financially able to  
34 pay the obligations described in subsection 2, it shall, in addition to  
35 any other sentence it may impose, order the person to make  
36 restitution for the expenses incurred by the attorney general or other  
37 governmental entity in returning him to this state. The court shall  
38 not order the person to make restitution if payment of restitution will  
39 prevent him from paying any existing obligations described in  
40 subsection 2. Any amount of restitution remaining unpaid  
41 constitutes a civil liability arising upon the date of the completion of  
42 his sentence.

43 4. The Attorney General may adopt regulations to carry out the  
44 provisions of this section.





1     **Sec. 304.** NRS 179A.290 is hereby amended to read as  
2 follows:

3     179A.290 1. The Director of the Department shall establish  
4 within the Central Repository a program to compile and analyze  
5 data concerning offenders who commit sexual offenses. The  
6 program must be designed to:

7       (a) Provide statistical data relating to the recidivism of offenders  
8 who commit sexual offenses; and

9       (b) Use the data provided by the Division of Child and Family  
10 Services of the Department of Human Resources pursuant to ~~NRS~~  
11 ~~62.920~~ *section 228 of this act* to:

12           (1) Provide statistical data relating to the recidivism of  
13 juvenile sex offenders after they become adults; and

14           (2) Assess the effectiveness of programs for the treatment of  
15 juvenile sex offenders.

16     2. The Division of Parole and Probation and the Department of  
17 Corrections shall assist the Director of the Department in obtaining  
18 data and in carrying out the program.

19     3. The Director of the Department shall report the statistical  
20 data and findings from the program to:

21       (a) The Legislature at the beginning of each regular session.

22       (b) The Advisory Commission on Sentencing on or before  
23 January 31 of each even-numbered year.

24     4. The data acquired pursuant to this section is confidential and  
25 must be used only for the purpose of research. The data and findings  
26 generated pursuant to this section must not contain information that  
27 may reveal the identity of a juvenile sex offender or the identity of  
28 an individual victim of a crime.

29     **Sec. 305.** NRS 179D.035 is hereby amended to read as  
30 follows:

31     179D.035 “Convicted” includes, but is not limited to, an  
32 adjudication of delinquency or a finding of guilt by a court having  
33 jurisdiction over juveniles if the adjudication of delinquency or the  
34 finding of guilt is for the commission of any of the following  
35 offenses:

36       1. A crime against a child that is listed in subsection 6 of  
37 NRS 179D.210.

38       2. A sexual offense that is listed in subsection 20 of  
39 NRS 179D.410.

40       3. A sexual offense that is listed in paragraph (b) of subsection  
41 2 of ~~NRS 62.600~~ *section 192 of this act*.

42     **Sec. 306.** NRS 179D.450 is hereby amended to read as  
43 follows:

44     179D.450 1. If the Central Repository receives notice from a  
45 court pursuant to NRS 176.0927 that a sex offender has been



1 convicted of a sexual offense or pursuant to ~~NRS 62.590~~ *section*  
2 *191 of this act* that a juvenile sex offender has been deemed to be an  
3 adult sex offender, the Central Repository shall:

4 (a) If a record of registration has not previously been established  
5 for the sex offender, notify the local law enforcement agency so that  
6 a record of registration may be established; or

7 (b) If a record of registration has previously been established for  
8 the sex offender, update the record of registration for the sex  
9 offender and notify the appropriate local law enforcement agencies.

10 2. If the sex offender named in the notice is granted probation  
11 or otherwise will not be incarcerated or confined or if the sex  
12 offender named in the notice has been deemed to be an adult sex  
13 offender pursuant to ~~NRS 62.590~~ *section 191 of this act* and is not  
14 otherwise incarcerated or confined:

15 (a) The Central Repository shall immediately provide  
16 notification concerning the sex offender to the appropriate local law  
17 enforcement agencies and, if the sex offender resides in a  
18 jurisdiction which is outside of this state, to the appropriate law  
19 enforcement agency in that jurisdiction; and

20 (b) If the sex offender is subject to community notification, the  
21 Central Repository shall arrange for the assessment of the risk of  
22 recidivism of the sex offender pursuant to the guidelines and  
23 procedures for community notification established by the Attorney  
24 General pursuant to NRS 179D.600 to 179D.800, inclusive.

25 3. If a sex offender is incarcerated or confined and has  
26 previously been convicted of a sexual offense as described in NRS  
27 179D.410, before the sex offender is released:

28 (a) The Department of Corrections or a local law enforcement  
29 agency in whose facility the sex offender is incarcerated or confined  
30 shall:

31 (1) Inform the sex offender of the requirements for  
32 registration, including, but not limited to:

33 (I) The duty to register in this state during any period in  
34 which he is a resident of this state or a nonresident who is a student  
35 or worker within this state and the time within which he is required  
36 to register pursuant to NRS 179D.460;

37 (II) The duty to register in any other jurisdiction during  
38 any period in which he is a resident of the other jurisdiction or a  
39 nonresident who is a student or worker within the other jurisdiction;

40 (III) If he moves from this state to another jurisdiction,  
41 the duty to register with the appropriate law enforcement agency in  
42 the other jurisdiction; and

43 (IV) The duty to notify the local law enforcement agency  
44 for the jurisdiction in which he now resides, in person, and the  
45 jurisdiction in which he formerly resided, in person or in writing, if



1 he changes the address at which he resides, including if he moves  
2 from this state to another jurisdiction, or changes the primary  
3 address at which he is a student or worker; and

4 (2) Require the sex offender to read and sign a form  
5 confirming that the requirements for registration have been  
6 explained to him and to forward the form to the Central Repository.

7 (b) The Central Repository shall:

8 (1) Update the record of registration for the sex offender;

9 (2) If the sex offender is subject to community notification,  
10 arrange for the assessment of the risk of recidivism of the sex  
11 offender pursuant to the guidelines and procedures for community  
12 notification established by the Attorney General pursuant to NRS  
13 179D.600 to 179D.800, inclusive; and

14 (3) Provide notification concerning the sex offender to the  
15 appropriate local law enforcement agencies and, if the sex offender  
16 will reside upon release in a jurisdiction which is outside of this  
17 state, to the appropriate law enforcement agency in that jurisdiction.

18 4. The failure to provide a sex offender with the information or  
19 confirmation form required by paragraph (a) of subsection 3 does  
20 not affect the duty of the sex offender to register and to comply with  
21 all other provisions for registration.

22 5. If the Central Repository receives notice from another  
23 jurisdiction or the Federal Bureau of Investigation that a sex  
24 offender is now residing or is a student or worker within this state,  
25 the Central Repository shall:

26 (a) Immediately provide notification concerning the sex offender  
27 to the appropriate local law enforcement agencies;

28 (b) Establish a record of registration for the sex offender; and

29 (c) If the sex offender is subject to community notification,  
30 arrange for the assessment of the risk of recidivism of the sex  
31 offender pursuant to the guidelines and procedures for community  
32 notification established by the Attorney General pursuant to NRS  
33 179D.600 to 179D.800, inclusive.

34 **Sec. 307.** NRS 179D.800 is hereby amended to read as  
35 follows:

36 179D.800 1. The Attorney General shall establish guidelines  
37 and procedures for community notification concerning juvenile sex  
38 offenders who are subject to the provisions of ~~NRS 62.500 to~~  
39 ~~62.600, inclusive.] sections 186 to 192, inclusive, of this act.~~ The  
40 guidelines and procedures for community notification concerning  
41 juvenile sex offenders must be, to the extent practicable, consistent  
42 with the guidelines and procedures for community notification  
43 concerning adult sex offenders established by the Attorney General  
44 pursuant to NRS 179D.600 to 179D.800, inclusive.



1 2. Upon receiving notification from a probation officer *or*  
2 *parole officer, as appropriate*, assigned to a juvenile sex offender  
3 pursuant to ~~NRS 62.500 to 62.600,~~ *sections 186 to 192*, inclusive,  
4 *of this act*, the local law enforcement agency receiving the  
5 notification shall disclose information regarding the juvenile sex  
6 offender to the appropriate persons pursuant to the guidelines and  
7 procedures established by the Attorney General pursuant to NRS  
8 179D.600 to 179D.800, inclusive.

9 3. Each person who is conducting an assessment of the risk of  
10 recidivism of a juvenile sex offender must be given access to all  
11 records of the juvenile sex offender that are necessary to conduct the  
12 assessment, including, but not limited to, records compiled pursuant  
13 to ~~chapter 62~~ *title 5* of NRS, and the juvenile sex offender shall be  
14 deemed to have waived all rights of confidentiality and all privileges  
15 relating to those records for the limited purpose of the assessment.

16 **Sec. 308.** NRS 180.060 is hereby amended to read as follows:

17 180.060 1. The State Public Defender may, before being  
18 designated as counsel for that person pursuant to NRS 171.188,  
19 interview an indigent person when he has been arrested and  
20 confined for a public offense or for questioning on suspicion of  
21 having committed a public offense.

22 2. The State Public Defender shall, when designated pursuant  
23 to NRS ~~[62.085,]~~ 171.188 or 432B.420, *or section 96 of this act* and  
24 within the limits of available money, represent without charge each  
25 indigent person for whom he is appointed.

26 3. When representing an indigent person, the State Public  
27 Defender shall:

28 (a) Counsel and defend him at every stage of the proceedings,  
29 including revocation of probation or parole; and

30 (b) Prosecute any appeals or other remedies before or after  
31 conviction that he considers to be in the interests of justice.

32 4. In cases of post-conviction proceedings and appeals arising  
33 in counties in which the office of public defender has been created  
34 pursuant to the provisions of chapter 260 of NRS, where the matter  
35 is to be presented to the Supreme Court, the State Public Defender  
36 shall prepare and present the case and the public defender of the  
37 county shall assist and cooperate with the State Public Defender.

38 5. The State Public Defender may contract with any county in  
39 which the office of public defender has been created to provide  
40 representation for indigent persons when the court, for cause,  
41 disqualifies the county public defender or when the county public  
42 defender is otherwise unable to provide representation.

43 **Sec. 309.** NRS 201.090 is hereby amended to read as follows:

44 201.090 As used in NRS 201.100 and 201.110, unless the  
45 context otherwise requires, a “neglected child,” “delinquent child”



1 or "child in need of supervision" means any person less than 18  
2 years of age:

3 1. Who is found begging, receiving or gathering alms, or who  
4 is found in any street, road or public place for the purpose of so  
5 doing, whether actually begging or doing so under the pretext of  
6 selling or offering for sale any article, or of singing or playing on  
7 any musical instrument, or of giving any public entertainment or  
8 accompanying or being used in aid of any person so doing.

9 2. Who has no parent or guardian, ~~[-or]~~ who has no parent or  
10 guardian willing to exercise or capable of exercising proper parental  
11 control, ~~[-]~~ or who has no parent or guardian actually exercising  
12 such proper parental control, and who is in need of such control.

13 3. Who is destitute, or who is not provided with the necessities  
14 of life by his parents, and who has no other means of obtaining such  
15 necessities.

16 4. Whose home is an unfit place for him, by reason of neglect,  
17 cruelty or depravity of either of his parents, or of his guardians or  
18 other person in whose custody or care he is.

19 5. Who is found living in any house of ill fame, or with any  
20 disreputable person.

21 6. Who is found wandering and either has no home, no settled  
22 place of abode, no visible means of subsistence or no proper  
23 guardianship.

24 7. Who frequents the company of criminals, vagrants or  
25 prostitutes, or persons so reputed, ~~[-]~~ or who is in any house of  
26 prostitution or assignation.

27 8. Who unlawfully visits a saloon where any spirituous, vinous  
28 or malt liquors are sold, bartered, exchanged or given away.

29 9. Who habitually uses intoxicating liquors or who uses opium,  
30 cocaine, morphine, or other similar drug without the direction of a  
31 competent physician.

32 10. Who persistently or habitually refuses to obey the  
33 reasonable and proper orders or directions of his parents, guardian  
34 or custodian, ~~[-]~~ or who is beyond the control of such person.

35 11. Who is ~~[-an]~~ a habitual truant from school.

36 12. Who is leading, or from any cause is in danger of leading,  
37 an idle, dissolute, lewd or immoral life.

38 13. Who writes or uses vile, obscene, profane or indecent  
39 language, or is guilty of indecent, immoral or lascivious conduct.

40 14. Who violates any law of this state or any ordinance of any  
41 town, city or county of this state defining crime.

42 Any child who is a runaway, unmanageable or ~~[-an]~~ a habitual truant  
43 is a child in need of supervision as that term is used in ~~[-chapter 62]~~  
44 *title 5* of NRS, and is not a delinquent child.



1       **Sec. 310.** NRS 209.301 is hereby amended to read as follows:  
2       209.301 *1.* The Department may ~~[, with the consent of the~~  
3 ~~Superintendent of the Nevada Youth Training Center or the~~  
4 ~~Superintendent of the Caliente Youth Center, transfer to the Nevada~~  
5 ~~Youth Training Center or the Caliente Youth Center any minor~~  
6 ~~persons who are]~~ *transfer a person who is a minor and who is*  
7 *confined in an institution or facility of the Department [ ] to a state*  
8 *facility for the detention of children if the superintendent of the*  
9 *facility consents to the transfer.*

10       *2. As used in this section, "state facility for the detention of*  
11 *children" means the Nevada Youth Training Center, the Caliente*  
12 *Youth Center or any other state facility for the detention of*  
13 *children that is operated pursuant to title 5 of NRS.*

14       **Sec. 311.** NRS 211.245 is hereby amended to read as follows:  
15       211.245 *1.* If a prisoner fails to make a payment within 10  
16 days after it is due, the district attorney for a county or the city  
17 attorney for an incorporated city may file a civil action in any court  
18 of competent jurisdiction within this state seeking recovery of:

- 19       (a) The amount of reimbursement due;  
20       (b) Costs incurred in conducting an investigation of the financial  
21 status of the prisoner; and  
22       (c) Attorney's fees and costs.

23       *2.* A civil action brought pursuant to this section must:

- 24       (a) Be instituted in the name of the county or city in which the  
25 jail, detention facility or alternative program is located;  
26       (b) Indicate the date and place of sentencing, including, without  
27 limitation, the name of the court which imposed the sentence;  
28       (c) Include the record of judgment of conviction, if available;  
29       (d) Indicate the length of time served by the prisoner and, if he  
30 has been released, the date of his release; and  
31       (e) Indicate the amount of reimbursement that the prisoner owes  
32 to the county or city.

33       *3.* The county or city treasurer of the county or incorporated  
34 city in which a prisoner is or was confined shall determine the  
35 amount of reimbursement that the prisoner owes to the city or  
36 county. The county or city treasurer may render a sworn statement  
37 indicating the amount of reimbursement that the prisoner owes and  
38 submit the statement in support of a civil action brought pursuant to  
39 this section. Such a statement is prima facie evidence of the amount  
40 due.

41       *4.* A court in a civil action brought pursuant to this section may  
42 award a money judgment in favor of the county or city in whose  
43 name the action was brought.

44       *5.* If necessary to prevent the disposition of the prisoner's  
45 property by the prisoner, or his spouse or agent, a county or city



1 may file a motion for a temporary restraining order. The court may,  
2 without a hearing, issue ex parte orders restraining any person from  
3 transferring, encumbering, hypothecating, concealing or in any way  
4 disposing of any property of the prisoner, real or personal, whether  
5 community or separate, except for necessary living expenses.

6 6. The payment, pursuant to a judicial order, of existing  
7 obligations for:

8 (a) Child support or alimony;

9 (b) Restitution to victims of crimes; and

10 (c) Any administrative assessment required to be paid pursuant  
11 to NRS ~~[62.2175.]~~ 176.059 and 176.062, *and section 150 of this*  
12 *act,*

13 has priority over the payment of a judgment entered pursuant to this  
14 section.

15 **Sec. 312.** NRS 217.220 is hereby amended to read as follows:

16 217.220 1. Except as otherwise provided in subsections 2 and  
17 3, compensation must not be awarded if the victim:

18 (a) Was injured or killed as a result of the operation of a motor  
19 vehicle, boat or airplane unless the vehicle, boat or airplane was  
20 used as a weapon in a deliberate attempt to harm the victim or  
21 unless the driver of the vehicle injured a pedestrian, violated any of  
22 the provisions of NRS 484.379 or the use of the vehicle was  
23 punishable pursuant to NRS 484.3795;

24 (b) Was not a citizen of the United States or was not lawfully  
25 entitled to reside in the United States at the time the incident upon  
26 which the claim is based occurred or he is unable to provide proof  
27 that he was a citizen of the United States or was lawfully entitled to  
28 reside in the United States at that time;

29 (c) Was a coconspirator, codefendant, accomplice or adult  
30 passenger of the offender whose crime caused the victim's injuries;

31 (d) Was injured or killed while serving a sentence of  
32 imprisonment in a prison or jail;

33 (e) Was injured or killed while living in a facility for the  
34 commitment or detention of children who are adjudicated delinquent  
35 pursuant to ~~chapter 62~~ *title 5* of NRS; or

36 (f) Fails to cooperate with law enforcement agencies. Such  
37 cooperation does not require prosecution of the offender.

38 2. Paragraph (a) of subsection 1 does not apply to a minor who  
39 was physically injured or killed while being a passenger in the  
40 vehicle of an offender who violated NRS 484.379 or is punishable  
41 pursuant to NRS 484.3795.

42 3. A victim who is a relative of the offender or who, at the time  
43 of the personal injury or death of the victim, was living with the  
44 offender in a continuing relationship may be awarded compensation  
45 if the offender would not profit by the compensation of the victim.





1 4. The compensation officer may deny an award if he  
2 determines that the applicant will not suffer serious financial  
3 hardship. In determining whether an applicant will suffer serious  
4 financial hardship, the compensation officer shall not consider:

- 5 (a) The value of the victim's dwelling;
- 6 (b) The value of one motor vehicle owned by the victim; or
- 7 (c) The savings and investments of the victim up to an amount  
8 equal to the victim's annual salary.

9 **Sec. 313.** NRS 232.320 is hereby amended to read as follows:

10 232.320 1. Except as otherwise provided in subsection 2, the  
11 Director:

12 (a) Shall appoint, with the consent of the Governor,  
13 administrators of the divisions of the Department, who are  
14 respectively designated as follows:

- 15 (1) The Administrator of the Aging Services Division;
- 16 (2) The Administrator of the Health Division;
- 17 (3) The State Welfare Administrator;
- 18 (4) The Administrator of the Division of Child and Family  
19 Services; and
- 20 (5) The Administrator of the Division of Health Care  
21 Financing and Policy.

22 (b) Shall administer, through the divisions of the Department,  
23 the provisions of chapters ~~210,~~ 423, 424, 425, 427A, 432A to 442,  
24 inclusive, 446 to 450, inclusive, of NRS, NRS 127.220 to 127.310,  
25 inclusive, 422.001 to 422.410, inclusive, 422.580, 432.010 to  
26 432.139, inclusive, 444.003 to 444.430, inclusive, and 445A.010 to  
27 445A.055, inclusive, *and sections 231 to 282, inclusive, of this act*  
28 and all other provisions of law relating to the functions of the  
29 divisions of the Department, but is not responsible for the clinical  
30 activities of the Health Division or the professional line activities of  
31 the other divisions.

32 (c) Shall, after considering advice from agencies of local  
33 governments and nonprofit organizations which provide social  
34 services, adopt a master plan for the provision of human services in  
35 this state. The Director shall revise the plan biennially and deliver a  
36 copy of the plan to the Governor and the Legislature at the  
37 beginning of each regular session. The plan must:

- 38 (1) Identify and assess the plans and programs of the  
39 Department for the provision of human services, and any  
40 duplication of those services by federal, state and local agencies;
- 41 (2) Set forth priorities for the provision of those services;
- 42 (3) Provide for communication and the coordination of those  
43 services among nonprofit organizations, agencies of local  
44 government, the State and the Federal Government;



1 (4) Identify the sources of funding for services provided by  
2 the Department and the allocation of that funding;

3 (5) Set forth sufficient information to assist the Department  
4 in providing those services and in the planning and budgeting for the  
5 future provision of those services; and

6 (6) Contain any other information necessary for the  
7 Department to communicate effectively with the Federal  
8 Government concerning demographic trends, formulas for the  
9 distribution of federal money and any need for the modification of  
10 programs administered by the Department.

11 (d) May, by regulation, require nonprofit organizations and state  
12 and local governmental agencies to provide information to him  
13 regarding the programs of those organizations and agencies,  
14 excluding detailed information relating to their budgets and payrolls,  
15 which he deems necessary for his performance of the duties  
16 imposed upon him pursuant to this section.

17 (e) Has such other powers and duties as are provided by law.

18 2. The Governor shall appoint the Administrator of the  
19 Division of Mental Health and Developmental Services.

20 **Sec. 314.** NRS 232.440 is hereby amended to read as follows:

21 232.440 1. The Administrator shall appoint, with the  
22 approval of the Director, a chief of each of the bureaus in the  
23 Division. The chiefs are designated respectively as:

24 (a) The Superintendent of the Nevada Youth Training Center;

25 (b) The Superintendent of the Caliente Youth Center;

26 (c) The Superintendent of the Northern Nevada Children's  
27 Home;

28 (d) The Superintendent of the Southern Nevada Children's  
29 Home;

30 (e) The Chief of the Bureau of Services for Child Care; and

31 (f) The Chief of the Youth Parole Bureau.

32 2. The Administrator is responsible for the administration,  
33 through the Division, of the provisions of chapters ~~[210,]~~ 423 and  
34 424 of NRS, NRS 127.220 to 127.310, inclusive, 232.400 to  
35 232.465, inclusive, 432.010 to 432.085, inclusive, and 433B.010 to  
36 433B.350, inclusive, *and sections 231 to 382, inclusive, of this act*  
37 and all other provisions of law relating to the functions of the  
38 Division, but is not responsible for the professional activities of the  
39 components of the Division except as specifically provided by law.

40 **Sec. 315.** NRS 232.450 is hereby amended to read as follows:

41 232.450 1. The ~~{Superintendent}~~ *superintendents* of the  
42 Nevada Youth Training Center , ~~{and the Superintendent of}~~  
43 Caliente Youth Center *and any other state facility for the detention*  
44 *of children that is operated pursuant to title 5 of NRS* are in the



1 unclassified service of the State unless federal law or regulation  
2 requires otherwise.

3 2. The Chief of the Bureau of Services for Child Care, the  
4 Superintendent of the Northern Nevada Children's Home, the  
5 Superintendent of the Southern Nevada Children's Home and  
6 the Chief of the Youth Parole Bureau are in the classified service of  
7 the State.

8 **Sec. 316.** NRS 232.464 is hereby amended to read as follows:

9 232.464 1. Except as otherwise provided in subsections 2 and  
10 3 and by specific statute:

11 (a) The Division shall:

12 (1) Establish and impose a schedule of fees for services  
13 rendered through each of its programs. The highest fee established  
14 for a service must approximate the cost of providing the service.

15 (2) Establish a scale proportionate to income so that families  
16 whose income is low can afford services preventive of greater  
17 expense to the family or the public afterward.

18 (3) Submit the schedule to the Director for approval before  
19 enforcement.

20 (b) The fees collected pursuant to the schedule must be  
21 deposited in the State Treasury to the credit of the State General  
22 Fund.

23 (c) The Administrator may waive any fee established pursuant  
24 to the schedule if he determines that the person required to pay that  
25 fee is financially unable to do so.

26 2. A schedule of fees established pursuant to this section does  
27 not apply to any services for which the Division receives payment  
28 pursuant to NRS 423.160 or 423.210.

29 3. Fees collected pursuant to this section for services provided  
30 to juveniles committed to the custody of ~~the~~

31 ~~—(a) The Division pursuant to NRS 62.213;~~

32 ~~—(b) The~~ *the Division, the* Nevada Youth Training Center  
33 ~~[pursuant to NRS 210.180; or~~

34 ~~—(c) The~~ *, the* Caliente Youth Center *or any other state facility*  
35 *for the detention of children* pursuant to ~~[NRS 210.580,] title 5 of~~

36 *NRS* must be deposited with the State Treasurer for credit to a  
37 separate account in the State General Fund for expenditure by the  
38 Administrator to carry out the powers and duties of the  
39 Administrator and the Division.

40 **Sec. 317.** NRS 244.162 is hereby amended to read as follows:

41 244.162 The board of county commissioners may establish, in  
42 any county where funds are expended under the provisions of ~~[NRS~~

43 ~~213.220 to 213.290,] sections 194 to 201, inclusive, of this act,~~  
44 special supervision programs for the rehabilitation of ~~[youthful~~

45 ~~offenders] delinquent children~~ in accordance with the provisions of



1 ~~[NRS 213.220 to 213.290, inclusive.]~~ *sections 194 to 201, inclusive,*  
2 *of this act.*

3 **Sec. 318.** NRS 244.2969 is hereby amended to read as  
4 follows:

5 244.2969 As used in NRS 244.2969 to 244.299, inclusive,  
6 “juvenile court” ~~means:~~

7 ~~1. In any judicial district that includes a county whose~~  
8 ~~population is 100,000 or more, the family division of the district~~  
9 ~~court; or~~

10 ~~2. In any other judicial district, the juvenile division of the~~  
11 ~~district court.]~~ *has the meaning ascribed to it in section 19 of this*  
12 *act.*

13 **Sec. 319.** NRS 244.297 is hereby amended to read as follows:

14 244.297 The board of county commissioners of any county  
15 may establish by ordinance juvenile forestry camps to which  
16 children may be committed by the juvenile court of the county as  
17 provided in ~~[NRS 62.211.]~~ *title 5 of NRS.*

18 **Sec. 320.** NRS 244A.019 is hereby amended to read as  
19 follows:

20 244A.019 “Building project” means any public building or  
21 complex of buildings to accommodate or house lawful county  
22 activities, including without limitation courts, records, county  
23 personnel, administrative offices, welfare facilities, hospital  
24 facilities, detention home facilities, jail facilities, *facilities for the*  
25 *detention of children or other* juvenile home facilities, library  
26 facilities, museum facilities, theater facilities, art galleries, picture  
27 galleries, auditorium facilities, exposition facilities, athletic  
28 facilities, supplies, vehicles, road maintenance equipment, and other  
29 county equipment, ~~(H)~~ or any combination thereof, ~~(D)~~ structures,  
30 fixtures and furniture therefor, and all appurtenances and incidentals  
31 necessary, useful or desirable for any such facilities, including  
32 without limitation all types of property therefor.

33 **Sec. 321.** NRS 260.050 is hereby amended to read as follows:

34 260.050 1. The public defender may, before being designated  
35 as counsel for that person pursuant to NRS 171.188, interview an  
36 indigent person when he has been arrested and confined for a public  
37 offense or for questioning on suspicion of having committed a  
38 public offense.

39 2. The public defender shall, when designated pursuant to NRS  
40 ~~[62.085,]~~ 171.188 or 432B.420, *or section 96 of this act,* and within  
41 the limits of available money, represent without charge each  
42 indigent person for whom he is appointed.

43 3. When representing an indigent person, the public defender  
44 shall:



1 (a) Counsel and defend him at every stage of the proceedings,  
2 including revocation of probation or parole; and

3 (b) Prosecute, subject to the provisions of subsection 4 of NRS  
4 180.060, any appeals or other remedies before or after conviction  
5 that he considers to be in the interests of justice.

6 **Sec. 322.** NRS 268.676 is hereby amended to read as follows:

7 268.676 "Building project" means any public building or  
8 complex of buildings to accommodate or house lawful municipal  
9 activities, including without limitation courts, records, municipal  
10 personnel, administrative offices, welfare facilities, hospital  
11 facilities, detention home facilities, jail facilities, *facilities for the*  
12 *detention of children or other* juvenile home facilities, library  
13 facilities, museum facilities, theater facilities, art galleries, picture  
14 galleries, auditorium facilities, exposition facilities, athletic  
15 facilities, maintenance shops, off-street parking facilities, fire  
16 protection and fire-fighting facilities, transportation terminal  
17 facilities and fallout shelter facilities (or any combination thereof),  
18 and structures, fixtures, furnishings and equipment therefor.

19 **Sec. 323.** NRS 277.065 is hereby amended to read as follows:

20 277.065 1. Within the limits of legislative appropriations, the  
21 Department of Education, the county school districts of the various  
22 counties of the State, ~~and~~ the Nevada Youth Training Center  
23 Bureau and the Caliente Youth Center Bureau of the Division of  
24 Child and Family Services of the Department of Human Resources  
25 *and any other state facility for the detention of children that is*  
26 *operated pursuant to title 5 of NRS* may enter into cooperative  
27 arrangements for improving the quality of the academic and  
28 occupational education provided at the Nevada Youth Training  
29 Center ~~and~~, *the* Caliente Youth Center ~~and~~ *and any other state*  
30 *facility for the detention of children that is operated pursuant to*  
31 *title 5 of NRS.*

32 2. This authorization includes the right to pay over money  
33 appropriated to the Nevada Youth Training Center ~~or~~, *the*  
34 Caliente Youth Center *or any other state facility for the detention*  
35 *of children that is operated pursuant to title 5 of NRS* to the  
36 Department of Education or to a county school district when  
37 necessary to accomplish the purpose of this section.

38 **Sec. 324.** NRS 281.210 is hereby amended to read as follows:

39 281.210 1. Except as otherwise provided in this section, it is  
40 unlawful for any person acting as a school trustee, state, township,  
41 municipal or county officer, or as an employing authority of the  
42 University and Community College System of Nevada, any school  
43 district or of the State, any town, city or county, or for any state or  
44 local board, agency or commission, elected or appointed, to employ  
45 in any capacity on behalf of the State of Nevada, or any county,



1 township, municipality or school district thereof, or the University  
2 and Community College System of Nevada, any relative of such a  
3 person or of any member of such a board, agency or commission  
4 who is within the third degree of consanguinity or affinity.

5 2. This section does not apply:

6 (a) To school districts, when the teacher or other school  
7 employee is not related to more than one of the trustees or person  
8 who is an employing authority by consanguinity or affinity and  
9 receives a unanimous vote of all members of the board of trustees  
10 and approval by the ~~[State]~~ Department of Education.

11 (b) To school districts, when the teacher or other school  
12 employee has been employed by an abolished school district or  
13 educational district, which constitutes a part of the employing  
14 county school district, and the county school district for 4 years or  
15 more before April 1, 1957.

16 (c) To the spouse of the warden of an institution or manager of a  
17 facility of the Department of Corrections.

18 (d) ~~[To the spouse of the Superintendent of the Caliente Youth~~  
19 ~~Center.~~

20 ~~—(e)]~~ To relatives of blind officers and employees of the Bureau  
21 of Services to the Blind and Visually Impaired of the Rehabilitation  
22 Division of the Department of Employment, Training and  
23 Rehabilitation when those relatives are employed as automobile  
24 drivers for those officers and employees.

25 ~~[(f)]~~ (e) To relatives of a member of a town board of a town  
26 whose population is less than 300.

27 3. Nothing in this section:

28 (a) Prevents any officer in this state, employed under a flat  
29 salary, from employing any suitable person to assist in any such  
30 employment, when the payment for the service is met out of the  
31 personal money of the officer.

32 (b) Disqualifies any widow with a dependent as an employee of  
33 any officer or board in this state, or any of its counties, townships,  
34 municipalities or school districts.

35 4. A person employed contrary to the provisions of this section  
36 must not be compensated for the employment.

37 5. Any person violating any provisions of this section is guilty  
38 of a gross misdemeanor.

39 **Sec. 325.** NRS 281.210 is hereby amended to read as follows:

40 281.210 1. Except as otherwise provided in this section, it is  
41 unlawful for any person acting as a school trustee, state, township,  
42 municipal or county officer, or as an employing authority of the  
43 University and Community College System of Nevada, any school  
44 district or of the State, any town, city or county, or for any state or  
45 local board, agency or commission, elected or appointed, to employ



1 in any capacity on behalf of the State of Nevada, or any county,  
2 township, municipality or school district thereof, or the University  
3 and Community College System of Nevada, any relative of such a  
4 person or of any member of such a board, agency or commission  
5 who is within the third degree of consanguinity or affinity.

6 2. This section does not apply:

7 (a) To school districts, when the teacher or other school  
8 employee is not related to more than one of the trustees or person  
9 who is an employing authority by consanguinity or affinity and  
10 receives a unanimous vote of all members of the board of trustees  
11 and approval by the ~~{State}~~ Department of Education.

12 (b) To school districts, when the teacher or other school  
13 employee has been employed by an abolished school district or  
14 educational district, which constitutes a part of the employing  
15 county school district, and the county school district for 4 years or  
16 more before April 1, 1957.

17 (c) To the spouse of the warden of an institution or manager of a  
18 facility of the Department of Corrections.

19 (d) ~~{To the spouse of the Superintendent of the Caliente Youth~~  
20 ~~Center.~~

21 ~~—(e)~~ To relatives of blind officers and employees of the Bureau  
22 of Services to the Blind and Visually Impaired of the Rehabilitation  
23 Division of the Department of Employment, Training and  
24 Rehabilitation when those relatives are employed as automobile  
25 drivers for those officers and employees.

26 3. Nothing in this section:

27 (a) Prevents any officer in this state, employed under a flat  
28 salary, from employing any suitable person to assist in any such  
29 employment, when the payment for the service is met out of the  
30 personal money of the officer.

31 (b) Disqualifies any widow with a dependent as an employee of  
32 any officer or board in this state, or any of its counties, townships,  
33 municipalities or school districts.

34 4. A person employed contrary to the provisions of this section  
35 must not be compensated for the employment.

36 5. Any person violating any provisions of this section is guilty  
37 of a gross misdemeanor.

38 **Sec. 326.** NRS 289.180 is hereby amended to read as follows:

39 289.180 1. The following persons have the powers of a peace  
40 officer:

41 (a) The Chief Parole and Probation Officer appointed pursuant  
42 to NRS 213.1092;

43 (b) Assistant parole and probation officers appointed pursuant to  
44 NRS 213.1095;





1 (c) The chief of a department of alternative sentencing  
2 established pursuant to NRS 211A.080; and

3 (d) Assistant alternative sentencing officers of a department of  
4 alternative sentencing.

5 2. A juvenile probation officer or assistant juvenile probation  
6 officer whose official duties require him to enforce court orders on  
7 juvenile offenders and make arrests has the same powers as a peace  
8 officer when performing duties pursuant to ~~[NRS 213.220 to~~  
9 ~~213.290, inclusive, or chapter 62 or]~~ *title 5 of NRS or chapter* 432B  
10 of NRS, including the power to arrest an adult criminal offender  
11 encountered while in the performance of those duties.

12 3. A director of juvenile services has the powers of a peace  
13 officer in his judicial district when performing duties pursuant to  
14 ~~[NRS 213.220 to 213.290, inclusive, or chapter 62 or]~~ *title 5 of NRS*  
15 *or chapter* 432B of NRS, including the power to arrest an adult  
16 criminal offender encountered while in the performance of those  
17 duties.

18 4. The Chief of the Youth Parole Bureau of the Division of  
19 Child and Family Services in the Department of Human Resources  
20 and the parole officers of the Bureau have the powers of a peace  
21 officer in carrying out the functions of the Bureau.

22 5. A director of a department of ~~[family, youth and]~~ juvenile  
23 *justice* services established *by ordinance* pursuant to ~~[NRS~~  
24 ~~62.1264]~~ *section 83 of this act* has the powers of a peace officer in  
25 the county when carrying out duties pursuant to ~~[chapter 62 of NRS,~~  
26 ~~NRS 213.220 to 213.290, inclusive,]~~ *title 5 of NRS* or chapter 432B  
27 of NRS, including the power to arrest an adult criminal offender  
28 encountered while carrying out those duties.

29 **Sec. 327.** NRS 289.200 is hereby amended to read as follows:

30 289.200 Officers and employees of the ~~[-~~  
31 ~~—1.]~~ Nevada Youth Training Center ~~[have the powers of a peace~~  
32 ~~officer so far as necessary to arrest inmates who have escaped from~~  
33 ~~that center.~~

34 ~~—2.]~~ *, the Caliente Youth Center and any other state facility for*  
35 *the detention of children that is operated pursuant to title 5 of*  
36 *NRS* have the powers of a peace officer so far as necessary to arrest  
37 ~~[inmates]~~ *children* who have escaped from that ~~[center.]~~ *facility.*

38 **Sec. 328.** NRS 289.470 is hereby amended to read as follows:

39 289.470 “Category II peace officer” means:

- 40 1. The Bailiff of the Supreme Court;
- 41 2. The bailiffs of the district courts, justices’ courts and  
42 municipal courts whose duties require them to carry weapons and  
43 make arrests;
- 44 3. Constables and their deputies whose official duties require  
45 them to carry weapons and make arrests;



- 1 4. Inspectors employed by the Transportation Services
- 2 Authority who exercise those powers of enforcement conferred by
- 3 chapters 706 and 712 of NRS;
- 4 5. Parole and probation officers;
- 5 6. Special investigators who are employed full time by the
- 6 office of any district attorney or the Attorney General;
- 7 7. Investigators of arson for fire departments who are specially
- 8 designated by the appointing authority;
- 9 8. The assistant and deputies of the State Fire Marshal;
- 10 9. The brand inspectors of the State Department of Agriculture
- 11 who exercise the powers of enforcement conferred by chapter 565
- 12 of NRS;
- 13 10. The field agents and inspectors of the State Department of
- 14 Agriculture who exercise the powers of enforcement conferred by
- 15 NRS 561.225;
- 16 11. Investigators for the State Forester Firewarden who are
- 17 specially designated by him and whose primary duties are related to
- 18 the investigation of arson;
- 19 12. School police officers employed by the board of trustees of
- 20 any county school district;
- 21 13. Agents of the State Gaming Control Board who exercise
- 22 the powers of enforcement specified in NRS 289.360, 463.140 or
- 23 463.1405, except those agents whose duties relate primarily to
- 24 auditing, accounting, the collection of taxes or license fees, or the
- 25 investigation of applicants for licenses;
- 26 14. Investigators and administrators of the Division of
- 27 Compliance Enforcement of the Department of Motor Vehicles who
- 28 perform the duties specified in subsection 2 of NRS 481.048;
- 29 15. Officers and investigators of the Section for the Control of
- 30 Emissions from Vehicles of the Department of Motor Vehicles who
- 31 perform the duties specified in subsection 3 of NRS 481.0481;
- 32 16. Legislative police officers of the State of Nevada;
- 33 17. The personnel of the Capitol Police Division of the
- 34 Department of Public Safety appointed pursuant to subsection 2 of
- 35 NRS 331.140;
- 36 18. Parole counselors of the Division of Child and Family
- 37 Services of the Department of Human Resources;
- 38 19. Juvenile probation officers and deputy juvenile probation
- 39 officers employed by the various judicial districts in the State of
- 40 Nevada or by a department of ~~{family, youth and}~~ juvenile *justice*
- 41 services established *by ordinance* pursuant to ~~[NRS-62.1264]~~
- 42 *section 83 of this act* whose official duties require them to enforce
- 43 court orders on juvenile offenders and make arrests;
- 44 20. Field investigators of the Taxicab Authority;



1 21. Security officers employed full-time by a city or county  
2 whose official duties require them to carry weapons and make  
3 arrests;

4 22. The chief of a department of alternative sentencing created  
5 pursuant to NRS 211A.080 and the assistant alternative sentencing  
6 officers employed by that department; and

7 23. Criminal investigators who are employed by the Secretary  
8 of State.

9 **Sec. 329.** NRS 353.264 is hereby amended to read as follows:  
10 353.264 1. The Reserve for Statutory Contingency Account  
11 is hereby created in the State General Fund.

12 2. The State Board of Examiners shall administer the Reserve  
13 for Statutory Contingency Account. The money in the Account must  
14 be expended only for:

15 (a) The payment of claims which are obligations of the State  
16 pursuant to NRS 41.03435, 41.0347, 176.485, 179.310, 212.040,  
17 212.050, 212.070, ~~214.040,~~ 281.174, 282.290, 282.315, 288.203,  
18 293.253, 293.405, 353.120, 353.262, 412.154 and 475.235 ~~;~~ *and*  
19 *section 288 of this act;*

20 (b) The payment of claims which are obligations of the State  
21 pursuant to:

22 (1) Chapter 472 of NRS arising from operations of the  
23 Division of Forestry of the State Department of Conservation  
24 and Natural Resources directly involving the protection of life and  
25 property; and

26 (2) NRS 7.155, 34.750, 176A.640, 179.225, 213.153 and  
27 293B.210,  
28 except that claims may be approved for the respective purposes  
29 listed in this paragraph only when the money otherwise appropriated  
30 for those purposes has been exhausted;

31 (c) The payment of claims which are obligations of the state  
32 pursuant to NRS 41.0349 and 41.037, but only to the extent that the  
33 money in the Fund for Insurance Premiums is insufficient to pay the  
34 claims; and

35 (d) The payment of claims which are obligations of the State  
36 pursuant to NRS 535.030 arising from remedial actions taken by the  
37 State Engineer when the condition of a dam becomes dangerous to  
38 the safety of life or property.

39 3. The State Board of Examiners may authorize its Clerk,  
40 under such circumstances as it deems appropriate, to approve, on  
41 behalf of the Board, the payment of claims from the Reserve for  
42 Statutory Contingency Account. For the purpose of exercising any  
43 authority granted to the Clerk of the State Board of Examiners  
44 pursuant to this subsection, any statutory reference to the State



1 Board of Examiners relating to such a claim shall be deemed to refer  
2 to the Clerk of the Board.

3 **Sec. 330.** NRS 354.557 is hereby amended to read as follows:  
4 354.557 "Regional facility" means a facility that is used by  
5 each county that levies a tax ad valorem for its operation pursuant to  
6 NRS 354.59818 and provides services related to public safety,  
7 health or criminal justice. The term includes a regional facility for  
8 *the detention of* children ~~as that term is defined in NRS 62.845.]~~  
9 *for which an assessment is paid pursuant to section 206 of this act.*

10 **Sec. 331.** NRS 385.363 is hereby amended to read as follows:  
11 385.363 1. The Department shall, on or before April 1 of  
12 each year:

13 (a) Evaluate the information submitted by each school district  
14 pursuant to paragraphs (b) and (g) of subsection 2 of NRS 385.347;  
15 and

16 (b) Except as otherwise provided in subsection 2 and NRS  
17 385.364, based upon its evaluation and in accordance with the  
18 criteria set forth in NRS 385.365 and 385.367, designate each public  
19 school within each school district as:

- 20 (1) Demonstrating exemplary achievement;
- 21 (2) Demonstrating high achievement;
- 22 (3) Demonstrating adequate achievement; or
- 23 (4) Demonstrating need for improvement.

24 2. The Department shall adopt regulations that set forth the  
25 conditions under which the Department will not designate a public  
26 school pursuant to this section because the school:

27 (a) Has too few pupils enrolled in a grade level that is tested  
28 pursuant to NRS 389.015;

29 (b) Serves only pupils with disabilities;

30 (c) Operates only as an alternative program for the education of  
31 pupils at risk of dropping out of high school, including, without  
32 limitation, a program of distance education for pupils at risk of  
33 dropping out of high school provided pursuant to NRS 388.820 to  
34 388.874, inclusive; or

35 (d) Is operated within a:

- 36 (1) ~~Youth training center;~~
- 37 ~~(2) Youth center;~~
- 38 ~~(3)] Local, regional or state facility for the detention of~~  
39 *children;*
- 40 (2) Juvenile forestry camp;
- 41 ~~[(4) Detention home;~~
- 42 ~~(5) Youth camp;~~
- 43 ~~(6) Juvenile correctional institution; or~~
- 44 ~~(7)] or~~
- 45 (3) Correctional institution.



1       **Sec. 332.** NRS 387.123 is hereby amended to read as follows:  
2       387.123 1. The count of pupils for apportionment purposes  
3 includes all pupils who are enrolled in programs of instruction of the  
4 school district, including, without limitation, a program of distance  
5 education provided by the school district, or pupils who reside in the  
6 county in which the school district is located and are enrolled in any  
7 charter school, including, without limitation, a program of distance  
8 education provided by a charter school, for:  
9       (a) Pupils in the kindergarten department.  
10       (b) Pupils in grades 1 to 12, inclusive.  
11       (c) Pupils not included under paragraph (a) or (b) who are  
12 receiving special education pursuant to the provisions of NRS  
13 388.440 to 388.520, inclusive.  
14       (d) Pupils who reside in the county and are enrolled part-time in  
15 a program of distance education if an agreement is filed with the  
16 Superintendent of Public Instruction pursuant to NRS 388.854 or  
17 388.858, as applicable.  
18       (e) Children detained in ~~[detention homes,]~~ *facilities for the*  
19 *detention of children*, alternative programs and juvenile forestry  
20 camps receiving instruction pursuant to the provisions of NRS  
21 388.550, 388.560 and 388.570.  
22       (f) Pupils who are enrolled in classes pursuant to subsection 4 of  
23 NRS 386.560 and pupils who are enrolled in classes pursuant to  
24 subsection 4 of NRS 386.580.  
25       (g) Pupils who are enrolled in classes pursuant to subsection 3  
26 of NRS 392.070.  
27       (h) Pupils who are enrolled in classes and taking courses  
28 necessary to receive a high school diploma, excluding those pupils  
29 who are included in paragraphs (d), (f) and (g).  
30       2. The State Board shall establish uniform regulations for  
31 counting enrollment and calculating the average daily attendance of  
32 pupils. In establishing such regulations for the public schools, the  
33 State Board:  
34       (a) Shall divide the school year into 10 school months, each  
35 containing 20 or fewer school days.  
36       (b) May divide the pupils in grades 1 to 12, inclusive, into  
37 categories composed respectively of those enrolled in elementary  
38 schools and those enrolled in secondary schools.  
39       (c) Shall prohibit the counting of any pupil specified in  
40 subsection 1 more than once.  
41       3. Except as otherwise provided in subsection 4 and NRS  
42 388.700, the State Board shall establish by regulation the maximum  
43 pupil-teacher ratio in each grade, and for each subject matter  
44 wherever different subjects are taught in separate classes, for each  
45 school district of this state which is consistent with:



- 1 (a) The maintenance of an acceptable standard of instruction;
- 2 (b) The conditions prevailing in the school district with respect
- 3 to the number and distribution of pupils in each grade; and
- 4 (c) Methods of instruction used, which may include educational
- 5 television, team teaching or new teaching systems or
- 6 techniques.

7 If the Superintendent of Public Instruction finds that any school  
8 district is maintaining one or more classes whose pupil-teacher ratio  
9 exceeds the applicable maximum, and unless he finds that the board  
10 of trustees of the school district has made every reasonable effort in  
11 good faith to comply with the applicable standard, he shall, with the  
12 approval of the State Board, reduce the count of pupils for  
13 apportionment purposes by the percentage which the number of  
14 pupils attending those classes is of the total number of pupils in the  
15 district, and the State Board may direct him to withhold the  
16 quarterly apportionment entirely.

17 4. The provisions of subsection 3 do not apply to a charter  
18 school or a program of distance education provided pursuant to NRS  
19 388.820 to 388.874, inclusive.

20 **Sec. 333.** NRS 387.1233 is hereby amended to read as  
21 follows:

22 387.1233 1. Except as otherwise provided in subsection 2,  
23 basic support of each school district must be computed by:

24 (a) Multiplying the basic support guarantee per pupil established  
25 for that school district for that school year by the sum of:

26 (1) Six-tenths the count of pupils enrolled in the kindergarten  
27 department on the last day of the first school month of the school  
28 district for the school year, including, without limitation, the count  
29 of pupils who reside in the county and are enrolled in any charter  
30 school on the last day of the first school month of the school district  
31 for the school year.

32 (2) The count of pupils enrolled in grades 1 to 12, inclusive,  
33 on the last day of the first school month of the school district for the  
34 school year, including, without limitation, the count of pupils who  
35 reside in the county and are enrolled in any charter school on the last  
36 day of the first school month of the school district for the school  
37 year.

38 (3) The count of pupils not included under subparagraph (1)  
39 or (2) who are enrolled full-time in a program of distance education  
40 provided by that school district or a charter school located within  
41 that school district on the last day of the first school month of the  
42 school district for the school year.

43 (4) The count of pupils who reside in the county and are  
44 enrolled:



1 (I) In a public school of the school district and are  
2 concurrently enrolled part-time in a program of distance education  
3 provided by another school district or a charter school on the last  
4 day of the first school month of the school district for the school  
5 year, expressed as a percentage of the total time services are  
6 provided to those pupils per school day in proportion to the total  
7 time services are provided during a school day to pupils who are  
8 counted pursuant to subparagraph (2).

9 (II) In a charter school and are concurrently enrolled part-  
10 time in a program of distance education provided by a school district  
11 or another charter school on the last day of the first school month of  
12 the school district for the school year, expressed as a percentage of  
13 the total time services are provided to those pupils per school day in  
14 proportion to the total time services are provided during a school  
15 day to pupils who are counted pursuant to subparagraph (2).

16 (5) The count of pupils not included under subparagraph (1),  
17 (2), (3) or (4), who are receiving special education pursuant to the  
18 provisions of NRS 388.440 to 388.520, inclusive, on the last day of  
19 the first school month of the school district for the school year,  
20 excluding the count of pupils who have not attained the age of 5  
21 years and who are receiving special education pursuant to  
22 subsection 1 of NRS 388.490 on that day.

23 (6) Six-tenths the count of pupils who have not attained the  
24 age of 5 years and who are receiving special education pursuant to  
25 subsection 1 of NRS 388.490 on the last day of the first school  
26 month of the school district for the school year.

27 (7) The count of children detained in ~~[detention homes,]~~  
28 *facilities for the detention of children*, alternative programs and  
29 juvenile forestry camps receiving instruction pursuant to the  
30 provisions of NRS 388.550, 388.560 and 388.570 on the last day of  
31 the first school month of the school district for the school year.

32 (8) The count of pupils who are enrolled in classes for at  
33 least one semester pursuant to subsection 4 of NRS 386.560,  
34 subsection 4 of NRS 386.580 or subsection 3 of NRS 392.070,  
35 expressed as a percentage of the total time services are provided to  
36 those pupils per school day in proportion to the total time services  
37 are provided during a school day to pupils who are counted pursuant  
38 to subparagraph (2).

39 (b) Multiplying the number of special education program units  
40 maintained and operated by the amount per program established for  
41 that school year.

42 (c) Adding the amounts computed in paragraphs (a) and (b).

43 2. If the enrollment of pupils in a school district or a charter  
44 school that is located within the school district on the last day of the  
45 first school month of the school district for the school year is less





1 than the enrollment of pupils in the same school district or charter  
2 school on the last day of the first school month of the school district  
3 for either or both of the immediately preceding 2 school years, the  
4 largest number must be used from among the 3 years for purposes of  
5 apportioning money from the State Distributive School Account to  
6 that school district or charter school pursuant to NRS 387.124.

7 3. Pupils who are excused from attendance at examinations or  
8 have completed their work in accordance with the rules of the board  
9 of trustees must be credited with attendance during that period.

10 4. Pupils who are incarcerated in a facility or institution  
11 operated by the Department of Corrections must not be counted for  
12 the purpose of computing basic support pursuant to this section. The  
13 average daily attendance for such pupils must be reported to the  
14 Department ~~[ ]~~ of Education.

15 5. Pupils who are enrolled in courses which are approved by  
16 the Department as meeting the requirements for an adult to earn a  
17 high school diploma must not be counted for the purpose of  
18 computing basic support pursuant to this section.

19 **Sec. 334.** NRS 388.550 is hereby amended to read as follows:

20 388.550 1. With the approval of the juvenile court and the  
21 board of county commissioners, the board of trustees of a school  
22 district may employ necessary legally qualified teachers for the  
23 instruction of children detained in:

24 (a) A *facility for the* detention ~~[home]~~ *of children* or *an*  
25 alternative program maintained by the county pursuant to the  
26 provisions of ~~[NRS 62.180.]~~ *title 5 of NRS.*

27 (b) A juvenile forestry camp established by the county pursuant  
28 to the provisions of NRS 244.297.

29 (c) A juvenile training school established by the State pursuant  
30 to the provisions of ~~[chapter 210]~~ *title 5* of NRS.

31 2. As used in this section, "juvenile court" ~~[means:~~  
32 ~~—(a) In any judicial district that includes a county whose~~  
33 ~~population is 100,000 or more, the family division of the district~~  
34 ~~court; or~~  
35 ~~—(b) In any other judicial district, the juvenile division of the~~  
36 ~~district court.]~~ *has the meaning ascribed to it in section 19 of this*  
37 *act.*

38 **Sec. 335.** NRS 388.560 is hereby amended to read as follows:

39 388.560 Only courses of instruction approved by the State  
40 Board ~~[of Education]~~ may be given in such ~~[detention homes;~~  
41 ~~alternative programs, juvenile training schools]~~ *local, regional or*  
42 *state facilities for the detention of children, alternative programs*  
43 or juvenile forestry camps. Necessary textbooks, equipment and  
44 supplies must be furnished by the school district.



1       **Sec. 336.** NRS 388.570 is hereby amended to read as follows:  
2       388.570 1. The State Board ~~[of Education]~~ shall establish  
3 regulations for the computation of enrollment and average daily  
4 attendance of children detained in ~~[detention homes,]~~ *facilities for*  
5 *the detention of children*, alternative programs and juvenile forestry  
6 camps receiving instruction pursuant to the provisions of *this*  
7 *section and* NRS 388.550 ~~[, 388.560 and 388.570.]~~ *and 388.560.*

8       2. Boards of trustees of school districts providing such  
9 instruction shall report to the Superintendent of Public Instruction at  
10 such times and in such manner as he prescribes.

11       **Sec. 337.** NRS 388.795 is hereby amended to read as follows:

12       388.795 1. The Commission shall establish a plan for the use  
13 of educational technology in the public schools of this state. In  
14 preparing the plan, the Commission shall consider:

15       (a) Plans that have been adopted by the Department and the  
16 school districts in this state;

17       (b) Plans that have been adopted in other states;

18       (c) The information submitted to the Commission by the board  
19 of trustees of each school district pursuant to subsection 2 of NRS  
20 385.351; and

21       (d) Any other information that the Commission or the  
22 Committee deems relevant to the preparation of the plan.

23       2. The plan established by the Commission must include  
24 recommendations for methods to:

25       (a) Incorporate educational technology into the public schools of  
26 this state;

27       (b) Increase the number of pupils in the public schools of this  
28 state who have access to educational technology;

29       (c) Increase the availability of educational technology to assist  
30 licensed teachers and other educational personnel in complying with  
31 the requirements of continuing education, including, but not limited  
32 to, the receipt of credit for college courses completed through the  
33 use of educational technology;

34       (d) Facilitate the exchange of ideas to improve the achievement  
35 of pupils who are enrolled in the public schools of this state; and

36       (e) Address the needs of teachers in incorporating the use of  
37 educational technology in the classroom, including, but not limited  
38 to, the completion of training that is sufficient to enable the teachers  
39 to instruct pupils in the use of educational technology.

40       3. The Department shall provide:

41       (a) Administrative support;

42       (b) Equipment; and

43       (c) Office space,

44 as is necessary for the Commission to carry out the provisions of  
45 this section.



- 1 4. The following entities shall cooperate with the Commission  
2 in carrying out the provisions of this section:
- 3 (a) The State Board.
  - 4 (b) The board of trustees of each school district.
  - 5 (c) The superintendent of schools of each school district.
  - 6 (d) The Department.
- 7 5. The Commission shall:
- 8 (a) Develop technical standards for educational technology and  
9 any electrical or structural appurtenances necessary thereto,  
10 including, without limitation, uniform specifications for computer  
11 hardware and wiring, to ensure that such technology is compatible,  
12 uniform and can be interconnected throughout the public schools of  
13 this state.
  - 14 (b) Allocate money to the school districts from the Trust Fund  
15 for Educational Technology created pursuant to NRS 388.800 and  
16 any money appropriated by the Legislature for educational  
17 technology, subject to any priorities for such allocation established  
18 by the Legislature.
  - 19 (c) Establish criteria for the board of trustees of a school district  
20 that receives an allocation of money from the Commission to:
    - 21 (1) Repair, replace and maintain computer systems.
    - 22 (2) Upgrade and improve computer hardware and software  
23 and other educational technology.
    - 24 (3) Provide training, installation and technical support related  
25 to the use of educational technology within the district.
  - 26 (d) Submit to the Governor, the Committee and the Department  
27 its plan for the use of educational technology in the public schools  
28 of this state and any recommendations for legislation.
  - 29 (e) Review the plan annually and make revisions as it deems  
30 necessary or as directed by the Committee or the Department.
  - 31 (f) In addition to the recommendations set forth in the plan  
32 pursuant to subsection 2, make further recommendations to the  
33 Committee and the Department as the Commission deems  
34 necessary.
- 35 6. The Commission may appoint an advisory committee  
36 composed of members of the Commission or other qualified persons  
37 to provide recommendations to the Commission regarding standards  
38 for the establishment, coordination and use of a telecommunications  
39 network in the public schools throughout the various school districts  
40 in this state. The advisory committee serves at the pleasure of the  
41 Commission and without compensation unless an appropriation or  
42 other money for that purpose is provided by the Legislature.
- 43 7. As used in this section, "public school" includes the Caliente  
44 Youth Center , ~~and~~ the Nevada Youth Training Center ~~and~~ *any*



1 *other state facility for the detention of children that is operated*  
2 *pursuant to title 5 of NRS.*

3 **Sec. 338.** NRS 388.850 is hereby amended to read as follows:  
4 388.850 1. A pupil may enroll in a program of distance  
5 education only if the pupil satisfies the requirements of any other  
6 applicable statute and the pupil:

7 (a) Is participating in a program for pupils at risk of dropping  
8 out of high school pursuant to NRS 388.537;

9 (b) Is participating in a program of independent study pursuant  
10 to NRS 389.155;

11 (c) Is enrolled in a public school that does not offer certain  
12 advanced or specialized courses that the pupil desires to attend;

13 (d) Has a physical or mental condition that would otherwise  
14 require an excuse from compulsory attendance pursuant to  
15 NRS 392.050;

16 (e) Would otherwise be excused from compulsory attendance  
17 pursuant to NRS 392.080;

18 (f) Is otherwise prohibited from attending public school pursuant  
19 to NRS 392.264, 392.4642 to 392.4648, inclusive, 392.466, 392.467  
20 or 392.4675;

21 (g) Is otherwise permitted to enroll in a program of distance  
22 education provided by the board of trustees of a school district if the  
23 board of trustees determines that the circumstances warrant  
24 enrollment for the pupil; or

25 (h) Is otherwise permitted to enroll in a program of distance  
26 education provided by the governing body of a charter school if the  
27 governing body of the charter school determines that the  
28 circumstances warrant enrollment for the pupil.

29 2. In addition to the eligibility for enrollment set forth in  
30 subsection 1, a pupil must satisfy the qualifications and conditions  
31 for enrollment in a program of distance education adopted by the  
32 State Board pursuant to NRS 388.874.

33 3. A child who is exempt from compulsory attendance and  
34 receiving equivalent instruction authorized by the State Board  
35 pursuant to subsection 1 of NRS 392.070 is not eligible to enroll in  
36 or otherwise attend a program of distance education, regardless of  
37 whether he is otherwise eligible for enrollment pursuant to  
38 subsection 1.

39 4. If a pupil who is prohibited from attending public school  
40 pursuant to NRS 392.264 enrolls in a program of distance education,  
41 the enrollment and attendance of that pupil must comply with all  
42 requirements of NRS ~~[62.405 to 62.485, inclusive, and]~~ 392.251 to  
43 392.271, inclusive ~~[ ]~~, *and sections 180 to 184, inclusive, of this*  
44 *act.*



1 5. If a pupil is eligible for enrollment in a program of distance  
2 education pursuant to paragraph (c) of subsection 1, he may enroll  
3 in the program of distance education only to take those advanced or  
4 specialized courses that are not offered at the public school he  
5 otherwise attends.

6 **Sec. 339.** NRS 389.017 is hereby amended to read as follows:

7 389.017 1. The State Board shall adopt regulations requiring  
8 that each board of trustees of a school district and each governing  
9 body of a charter school submit to the Superintendent of Public  
10 Instruction and the Department, in the form and manner prescribed  
11 by the Superintendent, the results of achievement and proficiency  
12 examinations given in the 4th, 8th, 10th and 11th grades to public  
13 school pupils of the district and charter schools. The State Board  
14 shall not include in the regulations any provision which would  
15 violate the confidentiality of the test scores of any individual pupil.

16 2. The results of examinations must be reported for each  
17 school, including, without limitation, each charter school, school  
18 district and this state, as follows:

19 (a) The average score, as defined by the Department, of pupils  
20 who took the examinations under regular testing conditions; and

21 (b) The average score, as defined by the Department, of pupils  
22 who took the examinations with modifications or accommodations  
23 approved by the private entity that created the examination or, if the  
24 Department created the examination, the Department, if such  
25 reporting does not violate the confidentiality of the test scores of any  
26 individual pupil.

27 3. The Department shall adopt regulations prescribing the  
28 requirements for reporting the scores of pupils who:

29 (a) Took the examinations under conditions that were not  
30 approved by the private entity that created the examination or, if the  
31 Department created the examination, by the Department;

32 (b) Are enrolled in special schools for children with disabilities;

33 (c) Are enrolled in an alternative program for the education of  
34 pupils at risk of dropping out of high school, including, without  
35 limitation, a program of distance education that is provided to pupils  
36 who are at risk of dropping out of high school pursuant to NRS  
37 388.820 to 388.874, inclusive; or

38 (d) Are detained in a:

39 (1) ~~Youth training center;~~

40 ~~(2) Youth center;~~

41 ~~(3) Local, regional or state facility for the detention of~~  
42 ~~children;~~

43 (2) Juvenile forestry camp;

44 ~~(4) Detention home;~~

45 ~~(5) Youth camp;~~



1 ~~(6) Juvenile correctional institution; or~~  
2 ~~(7) or~~  
3 (3) Correctional institution.

4 The scores reported pursuant to this subsection must not be included  
5 in the average scores reported pursuant to subsection 2.

6 4. Not later than 10 days after the Department receives the  
7 results of the achievement and proficiency examinations, the  
8 Department shall transmit a copy of the results of the examinations  
9 administered pursuant to NRS 389.015 to the Legislative Bureau of  
10 Educational Accountability and Program Evaluation in a manner  
11 that does not violate the confidentiality of the test scores of any  
12 individual pupil.

13 5. On or before November 15 of each year, each school district  
14 and each charter school shall report to the Department the following  
15 information for each examination administered in the public schools  
16 in the school district or charter school:

17 (a) The examination administered;

18 (b) The grade level or levels of pupils to whom the examination  
19 was administered;

20 (c) The costs incurred by the school district or charter school in  
21 administering each examination; and

22 (d) The purpose, if any, for which the results of the examination  
23 are used by the school district or charter school.

24 On or before December 15 of each year, the Department shall  
25 transmit to the Budget Division of the Department of  
26 Administration and the Fiscal Analysis Division of the Legislative  
27 Counsel Bureau the information submitted to the Department  
28 pursuant to this subsection.

29 6. The superintendent of schools of each school district and the  
30 governing body of each charter school shall certify that the number  
31 of pupils who took the examinations required pursuant to NRS  
32 389.015 is equal to the number of pupils who are enrolled in each  
33 school in the school district or in the charter school who are required  
34 to take the examinations except for those pupils who are exempt  
35 from taking the examinations. A pupil may be exempt from taking  
36 the examinations if:

37 (a) His primary language is not English and his proficiency in  
38 the English language is below the level that the State Board  
39 determines is proficient, as measured by an assessment of  
40 proficiency in the English language prescribed by the State Board  
41 pursuant to subsection 8; or

42 (b) He is enrolled in a program of special education pursuant to  
43 NRS 388.440 to 388.520, inclusive, and his program of special  
44 education specifies that he is exempt from taking the examinations.



1 7. In addition to the information required by subsection 5, the  
2 Superintendent of Public Instruction shall:

3 (a) Report the number of pupils who were not exempt from  
4 taking the examinations but were absent from school on the day that  
5 the examinations were administered; and

6 (b) Reconcile the number of pupils who were required to take  
7 the examinations with the number of pupils who were exempt from  
8 taking the examinations or absent from school on the day that the  
9 examinations were administered.

10 8. The State Board shall prescribe an assessment of proficiency  
11 in the English language for pupils whose primary language is not  
12 English to determine which pupils are exempt from the  
13 examinations pursuant to paragraph (a) of subsection 6.

14 **Sec. 340.** NRS 389.018 is hereby amended to read as follows:

15 389.018 1. The following subjects are designated as the core  
16 academic subjects that must be taught, as applicable for grade  
17 levels, in all public schools, the Caliente Youth Center ~~and~~, the  
18 Nevada Youth Training Center ~~and~~ *and any other state facility for  
19 the detention of children that is operated pursuant to title 5 of  
20 NRS:*

21 (a) English, including reading, composition and writing;

22 (b) Mathematics;

23 (c) Science; and

24 (d) Social studies, which includes only the subjects of history,  
25 geography, economics and government.

26 2. Except as otherwise provided in this subsection, in addition  
27 to the core academic subjects, the following subjects must be taught  
28 as applicable for grade levels and to the extent practicable in all  
29 public schools, the Caliente Youth Center , ~~and~~ the Nevada Youth  
30 Training Center ~~and~~ *and any other state facility for the detention of  
31 children that is operated pursuant to title 5 of NRS:*

32 (a) The arts;

33 (b) Computer education and technology;

34 (c) Health; and

35 (d) Physical education.

36 If the State Board requires the completion of course work in a  
37 subject area set forth in this subsection for graduation from high  
38 school or promotion to the next grade, a public school shall offer the  
39 required course work. Unless a subject is required for graduation  
40 from high school or promotion to the next grade, a charter school is  
41 not required to comply with this subsection.

42 **Sec. 341.** NRS 389.020 is hereby amended to read as follows:

43 389.020 1. In all public schools, the Caliente Youth Center ,  
44 ~~and~~ the Nevada Youth Training Center ~~and~~ *and any other state  
45 facility for the detention of children that is operated pursuant to*





1 *title 5 of NRS*, instruction must be given in American government,  
2 including, without limitation, the:

- 3 (a) Essentials of the:  
4 (1) Constitution of the United States, including, without  
5 limitation, the Bill of Rights;  
6 (2) Constitution of the State of Nevada; and  
7 (3) Declaration of Independence;  
8 (b) Origin and history of the constitutions; and  
9 (c) Study of and devotion to American institutions and ideals.

10 2. The instruction required in subsection 1 must be given  
11 during at least 1 year of the elementary school grades and for a  
12 period of at least 1 year in all high schools.

13 **Sec. 342.** NRS 389.035 is hereby amended to read as follows:

14 389.035 No pupil in any public high school, the Caliente Youth  
15 Center , ~~for~~ the Nevada Youth Training Center *or any other state*  
16 *facility for the detention of children that is operated pursuant to*  
17 *title 5 of NRS* may receive a certificate or diploma of graduation  
18 without having passed a course in American government and  
19 American history as required by NRS 389.020 and 389.030.

20 **Sec. 343.** NRS 389.560 is hereby amended to read as follows:

21 389.560 1. The State Board shall adopt regulations that  
22 require the board of trustees of each school district and  
23 the governing body of each charter school to submit to the  
24 Superintendent of Public Instruction, the Department and the  
25 Council, in the form and manner prescribed by the Superintendent,  
26 the results of the examinations administered pursuant to NRS  
27 389.550. The State Board shall not include in the regulations any  
28 provision that would violate the confidentiality of the test scores of  
29 an individual pupil.

30 2. The results of the examinations must be reported for each  
31 school, including, without limitation, each charter school, school  
32 district and this state, as follows:

33 (a) The percentage of pupils who have demonstrated  
34 proficiency, as defined by the Department, and took the  
35 examinations under regular testing conditions; and

36 (b) The percentage of pupils who have demonstrated  
37 proficiency, as defined by the Department, and took the  
38 examinations with modifications or accommodations approved by  
39 the private entity that created the examination or, if the Department  
40 created the examination, the Department, if such reporting does not  
41 violate the confidentiality of the test scores of any individual pupil.

42 3. The Department shall adopt regulations prescribing the  
43 requirements for reporting the results of pupils who:



- 1 (a) Took the examinations under conditions that were not  
2 approved by the private entity that created the examination or, if the  
3 Department created the examination, by the Department;
- 4 (b) Are enrolled in special schools for children with disabilities;
- 5 (c) Are enrolled in an alternative program for the education of  
6 pupils at risk of dropping out of high school, including, without  
7 limitation, a program of distance education that is provided to pupils  
8 who are at risk of dropping out of high school pursuant to NRS  
9 388.820 to 388.874, inclusive; or
- 10 (d) Are detained in a:
- 11 (1) ~~Youth training center;~~  
12 ~~(2) Youth center;~~  
13 ~~(3) Local, regional or state facility for the detention of~~  
14 ~~children;~~  
15 (2) Juvenile forestry camp;  
16 ~~(4) Detention home;~~  
17 ~~(5) Youth camp;~~  
18 ~~(6) Juvenile correctional institution; or~~  
19 ~~(7) or~~  
20 (3) Correctional institution.
- 21 The results reported pursuant to this subsection must not be included  
22 in the percentage of pupils reported pursuant to subsection 2.
- 23 4. Not later than 10 days after the Department receives the  
24 results of the examinations, the Department shall transmit a copy of  
25 the results to the Legislative Bureau of Educational Accountability  
26 and Program Evaluation in a manner that does not violate the  
27 confidentiality of the test scores of any individual pupil.
- 28 5. On or before November 15 of each year, each school district  
29 and each charter school shall report to the Department the following  
30 information for each examination administered in the public schools  
31 in the school district or charter school:
- 32 (a) The examination administered;
- 33 (b) The grade level or levels of pupils to whom the examination  
34 was administered;
- 35 (c) The costs incurred by the school district or charter school in  
36 administering each examination; and
- 37 (d) The purpose, if any, for which the results of the examination  
38 are used by the school district or charter school.
- 39 On or before December 15 of each year, the Department shall  
40 transmit to the Budget Division of the Department of  
41 Administration and the Fiscal Analysis Division of the Legislative  
42 Counsel Bureau the information submitted to the Department  
43 pursuant to this subsection.
- 44 6. The superintendent of schools of each school district and the  
45 governing body of each charter school shall certify that the number



1 of pupils who took the examinations is equal to the number of pupils  
2 who are enrolled in each school in the school district or in the  
3 charter school who are required to take the examinations, except for  
4 those pupils who are exempt from taking the examinations. A pupil  
5 may be exempt from taking the examinations if:

6 (a) His primary language is not English and his proficiency in  
7 the English language is below the level that the State Board  
8 determines is proficient, as measured by an assessment of  
9 proficiency in the English language prescribed by the State Board  
10 pursuant to subsection 8; or

11 (b) He is enrolled in a program of special education pursuant to  
12 NRS 388.440 to 388.520, inclusive, and his program of special  
13 education specifies that he is exempt from taking the examinations.

14 7. In addition to the information required by subsection 5, the  
15 Superintendent of Public Instruction shall:

16 (a) Report the number of pupils who were not exempt from  
17 taking the examinations but were absent from school on the day that  
18 the examinations were administered; and

19 (b) Reconcile the number of pupils who were required to take  
20 the examinations with the number of pupils who were exempt from  
21 taking the examinations or absent from school on the day that the  
22 examinations were administered.

23 8. The State Board shall prescribe an assessment of proficiency  
24 in the English language for pupils whose primary language is not  
25 English to determine which pupils are exempt from the  
26 examinations pursuant to paragraph (a) of subsection 6.

27 **Sec. 344.** NRS 391.090 is hereby amended to read as follows:

28 391.090 1. Any person who is:

29 (a) Granted a license to teach or perform other educational  
30 functions in the public schools of Nevada, in the school conducted  
31 at the Nevada Youth Training Center, ~~for~~ the Caliente Youth  
32 Center or *any other state facility for the detention of children that*  
33 *is operated pursuant to title 5 of NRS or* for any program of  
34 instruction for kindergarten or grades 1 to 12, inclusive, conducted  
35 at any correctional institution in the Department of Corrections; or

36 (b) Charged with the duty at the Nevada Youth Training Center,  
37 ~~for~~ the Caliente Youth Center *or any other state facility for the*  
38 *detention of children that is operated pursuant to title 5 of NRS* of  
39 giving instruction in the Constitution of the United States and the  
40 Constitution of the State of Nevada,

41 must show, by examination or credentials showing college,  
42 university or normal school study, satisfactory evidence of adequate  
43 knowledge of the origin, history, provisions and principles of the  
44 Constitution of the United States and the Constitution of the State of  
45 Nevada.



1 2. The Commission may grant a reasonable time for  
2 compliance with the terms of this section.  
3 **Sec. 345.** NRS 392.090 is hereby amended to read as follows:  
4 392.090 After review of the case, the juvenile ~~[division or~~  
5 ~~family division of the district]~~ court may issue a permit authorizing  
6 any child who has completed the eighth grade to leave school.  
7 **Sec. 346.** NRS 392.254 is hereby amended to read as follows:  
8 392.254 "Notification" means a notification which indicates  
9 that a child has been adjudicated delinquent for a sexual offense or a  
10 sexually motivated act and which is provided by a probation officer  
11 ~~or parole officer~~ pursuant to ~~[NRS 62.465.]~~ *section 182 of this act.*  
12 **Sec. 347.** NRS 392.2583 is hereby amended to read as  
13 follows:  
14 392.2583 "Sexual offense" has the meaning ascribed to it in  
15 ~~[NRS 62.435.]~~ *section 180 of this act.*  
16 **Sec. 348.** NRS 392.2587 is hereby amended to read as  
17 follows:  
18 392.2587 "Sexually motivated act" has the meaning ascribed to  
19 it in ~~[NRS 62.440.]~~ *section 33 of this act.*  
20 **Sec. 349.** NRS 392.264 is hereby amended to read as follows:  
21 392.264 1. If a superintendent of a school district receives  
22 notification and a victim identified in the notification is a pupil in  
23 the school district, the superintendent shall not permit an offender  
24 who is subject to the provisions of ~~[NRS 62.405 to 62.490.]~~ *sections*  
25 *180 to 185, inclusive, of this act* to attend a public school that a  
26 victim is attending unless:  
27 (a) An alternative plan of supervision is approved by the court  
28 pursuant to ~~[NRS 62.475.]~~ *section 183 of this act;* or  
29 (b) An alternative plan of attendance is approved by the court  
30 pursuant to ~~[NRS 62.485.]~~ *section 184 of this act.*  
31 2. If the court does not approve an alternative plan of  
32 supervision or an alternative plan of attendance for the offender and  
33 the school district in which the offender resides does not have  
34 another public school in the district for the offender to attend, the  
35 superintendent of the school district shall negotiate an agreement  
36 with:  
37 (a) The superintendent of an adjoining school district within this  
38 state for the offender to attend a public school in that adjoining  
39 school district; or  
40 (b) The superintendent, or another appropriate administrator, of  
41 an adjoining school district in an adjoining state for the offender to  
42 attend a public school in that adjoining school district.  
43 3. The superintendent of the school district in which the  
44 offender resides shall inform the person with whom he is  
45 negotiating that the offender has been adjudicated delinquent for a



1 sexual offense or a sexually motivated act, but the superintendent  
2 shall not disclose the name of a victim.

3 4. An agreement which is made pursuant to this section and  
4 which is presented to a board of trustees for approval:

5 (a) Must not contain the name of a victim;

6 (b) Must comply with the provisions of subsections 2 and 3 of  
7 NRS 392.010; and

8 (c) Must be approved by the Superintendent of Public  
9 Instruction.

10 5. A board of trustees may terminate an agreement entered into  
11 pursuant to this section if, because of a change in circumstances, the  
12 offender is able to attend a public school in the school district in  
13 which he resides without violating subsection 1.

14 **Sec. 350.** NRS 392.268 is hereby amended to read as follows:

15 392.268 If a school district incurs additional costs for  
16 transporting an offender because he is prohibited from attending a  
17 public school that a victim is attending, the school district is entitled  
18 to reimbursement of all or part of those costs from the parents or  
19 guardians of the offender to the extent ordered by the court pursuant  
20 to ~~NRS 62.455.~~ *section 181 of this act.* The superintendent of the  
21 school district or the parents or guardians of the offender may  
22 petition the court to reconsider the amount of reimbursement  
23 ordered by the court.

24 **Sec. 351.** NRS 394.163 is hereby amended to read as follows:

25 394.163 "Notification" means a notification which indicates  
26 that a child has been adjudicated delinquent for a sexual offense or a  
27 sexually motivated act and which is provided by a probation officer  
28 *or parole officer* pursuant to ~~NRS 62.465.~~ *section 182 of this act.*

29 **Sec. 352.** NRS 394.1643 is hereby amended to read as  
30 follows:

31 394.1643 "Sexual offense" has the meaning ascribed to it in  
32 ~~NRS 62.435.~~ *section 180 of this act.*

33 **Sec. 353.** NRS 394.1647 is hereby amended to read as  
34 follows:

35 394.1647 "Sexually motivated act" has the meaning ascribed  
36 to it in ~~NRS 62.440.~~ *section 33 of this act.*

37 **Sec. 354.** NRS 394.166 is hereby amended to read as follows:

38 394.166 If the executive head of a private school receives  
39 notification and a victim identified in the notification is attending a  
40 private school under his authority, the executive head shall not  
41 permit an offender who is subject to the provisions of ~~NRS 62.405~~  
42 ~~to 62.490.~~ *sections 180 to 185, inclusive, of this act* to attend the  
43 private school that a victim is attending unless:

44 1. An alternative plan of supervision is approved by the court  
45 pursuant to ~~NRS 62.475.~~ *section 183 of this act;* or



1 2. An alternative plan of attendance is approved by the court  
2 pursuant to ~~NRS 62.485~~ *section 184 of this act.*

3 **Sec. 355.** NRS 432.085 is hereby amended to read as follows:  
4 432.085 1. The parents of a child placed in the custody of an  
5 agency which provides child welfare services pursuant to the  
6 provisions of NRS ~~[62.880 or]~~ 432.010 to 432.085, inclusive, or  
7 chapter 432B of NRS *or section 39 of this act* are liable to the  
8 agency which provides child welfare services for the cost of  
9 maintenance and special services provided to the child.

10 2. The Division shall establish by regulation reasonable  
11 schedules for the repayment of money owed by parents pursuant to  
12 subsection 1.

13 3. An agency which provides child welfare services may waive  
14 all or any part of the amount due pursuant to this section if it  
15 determines that the parents of the child do not have the ability to pay  
16 the amount.

17 4. If a parent refuses to pay an agency which provides child  
18 welfare services for money owed under this section, the agency  
19 which provides child welfare services may bring a civil action to  
20 recover all money owed with interest thereon at the rate of 7 percent  
21 per year commencing 30 days after an itemized statement of the  
22 amount owed is submitted to the parents.

23 5. All money collected pursuant to this section must be  
24 deposited:

25 (a) In a county whose population is less than 100,000, with the  
26 State Treasurer for credit to the State Child Welfare Services  
27 Account.

28 (b) In a county whose population is 100,000 or more, with the  
29 county treasurer for credit to a fund or account established by the  
30 board of county commissioners.

31 **Sec. 356.** NRS 432.140 is hereby amended to read as follows:  
32 432.140 1. A parent or guardian of a child may request that  
33 the child be fingerprinted by any law enforcement agency of this  
34 state. If the law enforcement agency agrees to perform the service  
35 and accepts payment of the same fee charged to others for this  
36 service, if any, the law enforcement agency shall fingerprint the  
37 child and give the fingerprint card to the parent or guardian. A law  
38 enforcement agency which fingerprints a child under this section  
39 shall not retain a fingerprint card or any other copy of the child's  
40 fingerprints prepared pursuant to this section.

41 2. The fingerprint card must include in a conspicuous place on  
42 the card a statement that the card may be used for identification  
43 purposes only and may not be used in any juvenile or criminal  
44 investigation or proceeding conducted against the child.



1 3. A fingerprint card prepared pursuant to this section may be  
2 used by a law enforcement agency only to help identify a child who  
3 is lost, kidnapped or killed. The card may not be used by anyone in  
4 any investigation or proceeding conducted against the child under  
5 ~~chapter 62~~ *title 5* of NRS or under the criminal laws of this state.

6 4. Any other person, firm or corporation that fingerprints  
7 children for identification purposes shall take the fingerprints in a  
8 manner which meets the standards set by the Federal Bureau of  
9 Investigation as those standards exist on July 1, 1983.

10 **Sec. 357.** NRS 432B.020 is hereby amended to read as  
11 follows:

12 432B.020 1. "Abuse or neglect of a child" means, except as  
13 otherwise provided in subsection 2:

- 14 (a) Physical or mental injury of a nonaccidental nature;
- 15 (b) Sexual abuse or sexual exploitation; or
- 16 (c) Negligent treatment or maltreatment as set forth in  
17 NRS 432B.140,

18 of a child caused or allowed by a person responsible for his welfare  
19 under circumstances which indicate that the child's health or welfare  
20 is harmed or threatened with harm.

21 2. A child is not abused or neglected, nor is his health or  
22 welfare harmed or threatened for the sole reason that his:

23 (a) Parent delivers the child to a provider of emergency services  
24 pursuant to NRS 432B.630, if the parent complies with the  
25 requirements of paragraph (a) of subsection 3 of that section; or

26 (b) Parent or guardian, in good faith, selects and depends upon  
27 nonmedical remedial treatment for such child, if such treatment is  
28 recognized and permitted under the laws of this state in lieu of  
29 medical treatment. This paragraph does not limit the court in  
30 ensuring that a child receive a medical examination and treatment  
31 pursuant to ~~NRS 62.231~~ *section 143 of this act.*

32 3. As used in this section, "allow" means to do nothing to  
33 prevent or stop the abuse or neglect of a child in circumstances  
34 where the person knows or has reason to know that a child is abused  
35 or neglected.

36 **Sec. 358.** NRS 432B.050 is hereby amended to read as  
37 follows:

38 432B.050 "Court" ~~means:~~  
39 ~~1. In any judicial district that includes a county whose~~  
40 ~~population is 100,000 or more, the family division of the district~~  
41 ~~court; or~~  
42 ~~2. In any other judicial district, the juvenile division of the~~  
43 ~~district court.] has the meaning ascribed to it in section 19 of this~~  
44 *act.*





1     **Sec. 359.** NRS 432B.425 is hereby amended to read as  
2 follows:

3     432B.425 If proceedings pursuant to this chapter involve the  
4 protection of an Indian child, the court shall:

5         1. Cause the Indian child's tribe to be notified in writing at the  
6 beginning of the proceedings in the manner provided in the Indian  
7 Child Welfare Act. If the Indian child is eligible for membership in  
8 more than one tribe, each tribe must be notified.

9         2. Transfer the proceedings to the Indian child's tribe in  
10 accordance with the Indian Child Welfare Act.

11         3. If a tribe declines *or is unable to exercise* jurisdiction,  
12 exercise its jurisdiction as provided in the Indian Child Welfare Act.

13     **Sec. 360.** NRS 435.081 is hereby amended to read as follows:

14     435.081 1. The Administrator or his designee may receive a  
15 mentally retarded person or person with a related condition of this  
16 state for services in a facility operated by the Division if:

17         (a) The person is mentally retarded as defined in NRS 433.174  
18 or is a person with a related condition and is in need of institutional  
19 training and treatment;

20         (b) Space is available which is designed and equipped to provide  
21 appropriate care for the person;

22         (c) The facility has or can provide an appropriate program of  
23 training and treatment for the person; and

24         (d) There is written evidence that no less restrictive alternative is  
25 available in his community.

26         2. A mentally retarded person or person with a related  
27 condition may be accepted at a division facility for emergency  
28 evaluation when the evaluation is requested by a court. A person  
29 must not be retained pursuant to this subsection for more than 10  
30 working days.

31         3. A court may order that a mentally retarded person or person  
32 with a related condition be admitted to a division facility if it finds  
33 that admission is necessary because of the death or sudden disability  
34 of the parent or guardian of the person. The person must not be  
35 retained pursuant to this subsection for more than 45 days. Before  
36 the expiration of the 45-day period the Division shall report to the  
37 court its recommendations for placement or treatment of the person.  
38 If less restrictive alternatives are not available, the person may be  
39 admitted to the facility using the procedures for voluntary or  
40 involuntary admission, as appropriate.

41         4. A child may be received, cared for and examined at a  
42 division facility for the mentally retarded for not more than 10  
43 working days without admission, if the examination is ordered by a  
44 court having jurisdiction of the minor in accordance with the  
45 provisions of ~~paragraph (c) of subsection 1 of NRS 62.211 and~~



1 subsection 1 of NRS 432B.560 ~~is~~ *and section 143 of this act.* At  
2 the end of the 10 days, the Administrator or his designee shall report  
3 the result of the examination to the court and shall detain the child  
4 until the further order of the court, but not to exceed 7 days after the  
5 Administrator's report.

6 5. The parent or guardian of a person believed to be mentally  
7 retarded or believed to have a related condition may apply to the  
8 administrative officer of a division facility to have the person  
9 evaluated by personnel of the Division who are experienced in the  
10 diagnosis of mental retardation and related conditions. The  
11 administrative officer may accept the person for evaluation without  
12 admission.

13 6. If, after the completion of an examination or evaluation  
14 pursuant to subsection 4 or 5, the administrative officer finds that  
15 the person meets the criteria set forth in subsection 1, the person  
16 may be admitted to the facility using the procedures for voluntary or  
17 involuntary admission, as appropriate.

18 7. If, at any time, the parent or guardian of a person admitted to  
19 a division facility on a voluntary basis, or the person himself if he  
20 has attained the age of 18 years, requests in writing that the person  
21 be discharged, the administrative officer shall discharge the person.  
22 If the administrative officer finds that discharge from the facility is  
23 not in the person's best interests, he may initiate proceedings for  
24 involuntary admission, but the person must be discharged pending  
25 those proceedings.

26 **Sec. 361.** NRS 441A.320 is hereby amended to read as  
27 follows:

28 441A.320 1. As soon as practicable after:

29 (a) A person is arrested for the commission of a crime; or

30 (b) A minor is detained for the commission of an act which, if  
31 committed by a person other than a minor would ~~constitute~~ *have*  
32 *constituted* a crime,

33 which the victim or a witness alleges involved the sexual  
34 penetration of the victim's body, the health authority shall test a  
35 specimen obtained from the arrested person or detained minor for  
36 exposure to the human immunodeficiency virus and any commonly  
37 contracted sexually transmitted disease, regardless of whether he or,  
38 if a detained minor, his parent or guardian consents to providing the  
39 specimen. The agency that has custody of the arrested person or  
40 detained minor shall obtain the specimen and submit it to the health  
41 authority for testing. The health authority shall perform the test in  
42 accordance with generally accepted medical practices.

43 2. The health authority shall disclose the results of all tests  
44 performed pursuant to subsection 1 to:



1 (a) The victim or to the victim's parent or guardian if the victim  
2 is a minor; and

3 (b) The arrested person and, if a minor is detained, to his parent  
4 or guardian.

5 3. If the health authority determines, from the results of a test  
6 performed pursuant to subsection 1, that a victim of sexual assault  
7 may have been exposed to the human immunodeficiency virus or  
8 any commonly contracted sexually transmitted disease, it shall, at  
9 the request of the victim, provide him with:

10 (a) An examination for exposure to the human  
11 immunodeficiency virus and any commonly contracted sexually  
12 transmitted disease to which the health authority determines he may  
13 have been exposed;

14 (b) Counseling regarding the human immunodeficiency virus  
15 and any commonly contracted sexually transmitted disease to which  
16 the health authority determines he may have been exposed; and

17 (c) A referral for health care and other assistance,  
18 as appropriate.

19 4. If the court in:

20 (a) A criminal proceeding determines that a person has  
21 committed a crime; or

22 (b) A proceeding conducted pursuant to ~~chapter 62~~ *title 5* of  
23 NRS determines that a minor has committed an act which, if  
24 committed by a person other than a minor, would ~~constitute~~ *have*  
25 *constituted* a crime,

26 involving the sexual penetration of a victim's body, the court shall,  
27 upon application by the health authority, order that minor or other  
28 person to pay any expenses incurred in carrying out this section with  
29 regard to that minor or other person and that victim.

30 5. The Board shall adopt regulations identifying, for the  
31 purposes of this section, sexually transmitted diseases which are  
32 commonly contracted.

33 6. As used in this section:

34 (a) "Sexual assault" means a violation of NRS 200.366.

35 (b) "Sexual penetration" has the meaning ascribed to it in  
36 NRS 200.364.

37 **Sec. 362.** NRS 444.330 is hereby amended to read as follows:

38 444.330 1. The Health Division has supervision over the  
39 sanitation, healthfulness, cleanliness and safety, as it pertains to the  
40 foregoing matters, of the following state institutions:

41 (a) Institutions and facilities of the Department of Corrections.

42 (b) Northern Nevada Adult Mental Health Services.

43 (c) Nevada Youth Training Center, ~~f~~

44 ~~(d)~~ Caliente Youth Center ~~f~~



1 ~~(e)~~ *and any other state facility for the detention of children*  
2 *that is operated pursuant to title 5 of NRS.*

3 (d) Northern Nevada Children's Home.  
4 ~~(f)~~ (e) Southern Nevada Children's Home.  
5 ~~(e)~~ (f) University and Community College System of Nevada.

6 2. The State Board of Health may adopt regulations pertaining  
7 thereto as are necessary to promote properly the sanitation,  
8 healthfulness, cleanliness and, as it pertains to the foregoing matters,  
9 the safety of those institutions.

10 3. The State Health Officer or his authorized agent shall inspect  
11 those institutions at least once each calendar year and whenever he  
12 deems an inspection necessary to carry out the provisions of this  
13 section.

14 4. The State Health Officer may publish reports of the  
15 inspections.

16 5. All persons charged with the duty of maintenance and  
17 operation of the institutions named in this section shall operate the  
18 institutions in conformity with the regulations adopted by the State  
19 Board of Health pursuant to subsection 2.

20 6. The State Health Officer or his authorized agent may, in  
21 carrying out the provisions of this section, enter upon any part of the  
22 premises of any of the institutions named in this section over which  
23 he has jurisdiction, to determine the sanitary conditions of the  
24 institutions and to determine whether the provisions of this section  
25 and the regulations of the State Board of Health pertaining thereto  
26 are being violated.

27 **Sec. 363.** NRS 483.250 is hereby amended to read as follows:  
28 483.250 The Department shall not issue any license pursuant to  
29 the provisions of NRS 483.010 to 483.630, inclusive:

30 1. To any person who is under the age of 18 years, except that  
31 the Department may issue:

32 (a) A restricted license to a person between the ages of 14 and  
33 18 years pursuant to the provisions of NRS 483.267 and 483.270.

34 (b) An instruction permit to a person who is at least 15 1/2 years  
35 of age pursuant to the provisions of subsection 1 of NRS 483.280.

36 (c) A restricted instruction permit to a person under the age of  
37 18 years pursuant to the provisions of subsection 3 of NRS 483.280.

38 (d) Except as otherwise provided in paragraph (e), a license to a  
39 person between the ages of 15 3/4 and 18 years if:

40 (1) He has completed a course:  
41 (I) In automobile driver education pursuant to NRS  
42 389.090; or

43 (II) Provided by a school for training drivers licensed  
44 pursuant to NRS 483.700 to 483.780, inclusive, if the course  
45 complies with the applicable regulations governing the



1 establishment, conduct and scope of automobile driver education  
2 adopted by the State Board of Education pursuant to NRS 389.090;

3 (2) He has at least 50 hours of experience in driving a motor  
4 vehicle with a restricted license, instruction permit or restricted  
5 instruction permit issued pursuant to NRS 483.267, 483.270 or  
6 483.280;

7 (3) His parent or legal guardian signs and submits to the  
8 Department a form provided by the Department which attests that  
9 the person who wishes to obtain the license has completed the  
10 training and experience required by subparagraphs (1) and (2); and

11 (4) He has held an instruction permit for at least:

12 (I) Ninety days before he applies for the license, if he was  
13 under the age of 16 years at the time he obtained the instruction  
14 permit;

15 (II) Sixty days before he applies for the license, if he was  
16 at least 16 years of age but less than 17 years of age at the time he  
17 obtained the instruction permit; or

18 (III) Thirty days before he applies for the license, if he  
19 was at least 17 years of age but less than 18 years of age at the time  
20 he obtained the instruction permit.

21 (e) A license to a person who is between the ages of 15 3/4 and  
22 18 years if:

23 (1) The public school in which he is enrolled is located in a  
24 county whose population is less than 50,000 or in a city or town  
25 whose population is less than 25,000;

26 (2) The public school does not offer automobile driver  
27 education;

28 (3) He has at least 50 hours of experience in driving a motor  
29 vehicle with a restricted license, instruction permit or restricted  
30 instruction permit issued pursuant to NRS 483.267, 483.270 or  
31 483.280;

32 (4) His parent or legal guardian signs and submits to the  
33 Department a form provided by the Department which attests that  
34 the person who wishes to obtain the license has completed the  
35 experience required by subparagraph (3); and

36 (5) He has held an instruction permit for at least:

37 (I) Ninety days before he applies for the license, if he was  
38 under the age of 16 years at the time he obtained the instruction  
39 permit;

40 (II) Sixty days before he applies for the license, if he was  
41 at least 16 years of age but less than 17 years of age at the time he  
42 obtained the instruction permit; or

43 (III) Thirty days before he applies for the license, if he  
44 was at least 17 years of age but less than 18 years of age at the time  
45 he obtained the instruction permit.



- 1     2. To any person whose license has been revoked until the
- 2 expiration of the period during which he is not eligible for a license.
- 3     3. To any person whose license has been suspended, but upon
- 4 good cause shown to the Administrator, the Department may issue a
- 5 restricted license to him or shorten any period of suspension.
- 6     4. To any person who has previously been adjudged to be
- 7 afflicted with or suffering from any mental disability or disease and
- 8 who has not at the time of application been restored to legal
- 9 capacity.
- 10    5. To any person who is required by NRS 483.010 to 483.630,
- 11 inclusive, to take an examination, unless he has successfully passed
- 12 the examination.
- 13    6. To any person when the Administrator has good cause to
- 14 believe that by reason of physical or mental disability that person
- 15 would not be able to operate a motor vehicle safely.
- 16    7. To any person who is not a resident of this state.
- 17    8. To any child who is the subject of a court order issued
- 18 pursuant to ~~[paragraph (h) of subsection 1 of NRS 62.211, NRS~~
- 19 ~~62.2255, 62.226 or 62.228]~~ *title 5 of NRS* which delays his privilege
- 20 to drive.
- 21    9. To any person who is the subject of a court order issued
- 22 pursuant to NRS 206.330 which suspends or delays his privilege to
- 23 drive until the expiration of the period of suspension or delay.
- 24    **Sec. 364.** NRS 483.450 is hereby amended to read as follows:
- 25    483.450 1. Whenever any person is convicted of any offense
- 26 for which the provisions of NRS 483.010 to 483.630, inclusive,
- 27 make mandatory the revocation of his driver's license by the
- 28 Department, the court in which the person is convicted may require
- 29 the surrender to it of all driver's licenses then held by the person
- 30 convicted, and the court may, within 20 days after the conviction,
- 31 forward these licenses, together with a record of the conviction, to
- 32 the Department.
- 33    2. A record of conviction must be made in a manner approved
- 34 by the Department. The court shall provide sufficient information to
- 35 allow the Department to include accurately the information
- 36 regarding the conviction in the driver's record. The record of
- 37 conviction from the court must include at least the name and address
- 38 of the person convicted, the number of his driver's license, his social
- 39 security number, the registration number of the vehicle involved, the
- 40 date the citation was issued or the arrest was made, the number of
- 41 the citation and the date and final disposition of the citation.
- 42    3. Every court, including a juvenile court, having jurisdiction
- 43 over violations of the provisions of NRS 483.010 to 483.630,
- 44 inclusive, or any other law of this state or municipal ordinance



1 regulating the operation of motor vehicles on highways, shall  
2 forward to the Department:

3 (a) If the court is other than a juvenile court, a record of the  
4 conviction of any person in that court for a violation of any such  
5 laws other than regulations governing standing or parking; or

6 (b) If the court is a juvenile court, a record of any finding that a  
7 child has violated a traffic law or ordinance other than one  
8 governing standing or parking,  
9 within 20 days after the conviction or finding, and may recommend  
10 the suspension of the driver's license of the person convicted or  
11 child found in violation of a traffic law or ordinance.

12 4. For the purposes of NRS 483.010 to 483.630, inclusive:

13 (a) "Conviction" means a final conviction, and includes a  
14 finding by a juvenile court pursuant to ~~NRS 62.221~~ *section 161 of*  
15 *this act.*

16 (b) A forfeiture of bail or collateral deposited to secure a  
17 defendant's appearance in court, if the forfeiture has not been  
18 vacated, is equivalent to a conviction.

19 5. The necessary expenses of mailing licenses and records of  
20 conviction to the Department as required by subsections 1 and 3  
21 must be paid by the court charged with the duty of forwarding those  
22 licenses and records of conviction.

23 **Sec. 365.** NRS 483.460 is hereby amended to read as follows:

24 483.460 1. Except as otherwise provided by specific statute,  
25 the Department shall revoke the license, permit or privilege of any  
26 driver upon receiving a record of his conviction of any of the  
27 following offenses, when that conviction has become final, and  
28 the driver is not eligible for a license, permit or privilege to drive for  
29 the period indicated:

30 (a) For a period of 3 years if the offense is:

31 (1) A violation of subsection 2 of NRS 484.377.

32 (2) A third or subsequent violation within 7 years of  
33 NRS 484.379.

34 (3) A violation of NRS 484.3795 or a homicide resulting  
35 from driving or being in actual physical control of a vehicle while  
36 under the influence of intoxicating liquor or a controlled substance  
37 or resulting from any other conduct prohibited by NRS 484.379 or  
38 484.3795.

39 The period during which such a driver is not eligible for a license,  
40 permit or privilege to drive must be set aside during any period of  
41 imprisonment and the period of revocation must resume upon  
42 completion of the period of imprisonment or when the person is  
43 placed on residential confinement.

44 (b) For a period of 1 year if the offense is:





- 1 (1) Any other manslaughter resulting from the driving of a  
2 motor vehicle or felony in the commission of which a motor vehicle  
3 is used, including the unlawful taking of a motor vehicle.
- 4 (2) Failure to stop and render aid as required pursuant to the  
5 laws of this state in the event of a motor vehicle accident resulting in  
6 the death or bodily injury of another.
- 7 (3) Perjury or the making of a false affidavit or statement  
8 under oath to the Department pursuant to NRS 483.010 to 483.630,  
9 inclusive, or pursuant to any other law relating to the ownership or  
10 driving of motor vehicles.
- 11 (4) Conviction, or forfeiture of bail not vacated, upon three  
12 charges of reckless driving committed within a period of 12 months.
- 13 (5) A second violation within 7 years of NRS 484.379 and  
14 the driver is not eligible for a restricted license during any of that  
15 period.
- 16 (6) A violation of NRS 484.348.
- 17 (c) For a period of 90 days, if the offense is a first violation  
18 within 7 years of NRS 484.379.
- 19 2. The Department shall revoke the license, permit or privilege  
20 of a driver convicted of violating NRS 484.379 who fails to  
21 complete the educational course on the use of alcohol and controlled  
22 substances within the time ordered by the court and shall add a  
23 period of 90 days during which the driver is not eligible for a  
24 license, permit or privilege to drive.
- 25 3. When the Department is notified by a court that a person  
26 who has been convicted of a first violation within 7 years of NRS  
27 484.379 has been permitted to enter a program of treatment pursuant  
28 to NRS 484.37937, the Department shall reduce by one-half the  
29 period during which he is not eligible for a license, permit or  
30 privilege to drive, but shall restore that reduction in time if notified  
31 that he was not accepted for or failed to complete the treatment.
- 32 4. The Department shall revoke the license, permit or privilege  
33 to drive of a person who is required to install a device pursuant to  
34 NRS 484.3943 but who operates a motor vehicle without such a  
35 device:
- 36 (a) For 3 years, if it is his first such offense during the period of  
37 required use of the device.
- 38 (b) For 5 years, if it is his second such offense during the period  
39 of required use of the device.
- 40 5. A driver whose license, permit or privilege is revoked  
41 pursuant to subsection 4 is not eligible for a restricted license during  
42 the period set forth in paragraph (a) or (b) of that subsection,  
43 whichever applies.
- 44 6. In addition to any other requirements set forth by specific  
45 statute, if the Department is notified that a court has ordered the



1 revocation, suspension or delay in the issuance of a license pursuant  
2 to ~~chapter 62~~ *title 5* of NRS, NRS 176.064 or 206.330, chapter 484  
3 of NRS or any other provision of law, the Department shall take  
4 such actions as are necessary to carry out the court's order.

5 7. As used in this section, "device" has the meaning ascribed to  
6 it in NRS 484.3941.

7 **Sec. 366.** NRS 483.461 is hereby amended to read as follows:  
8 483.461 1. If the result of a test given pursuant to NRS  
9 484.382 or 484.383 shows that a person less than 21 years of age  
10 had a concentration of alcohol of 0.02 or more but less than 0.10 in  
11 his blood or breath at the time of the test, his license, permit or  
12 privilege to drive must be suspended for a period of 90 days.

13 2. If a revocation or suspension of a person's license, permit or  
14 privilege to drive for a violation of NRS ~~62.227,~~ 484.379 or  
15 484.3795 *or section 172 of this act* follows a suspension ordered  
16 pursuant to subsection 1, the Department shall:

- 17 (a) Cancel the suspension ordered pursuant to subsection 1; and  
18 (b) Give the person credit toward the period of revocation or  
19 suspension ordered pursuant to NRS ~~62.227,~~ 484.379 or 484.3795,  
20 *or section 172 of this act*, whichever is applicable, for any period  
21 during which the person's license, permit or privilege to drive was  
22 suspended pursuant to subsection 1.

23 3. This section does not preclude:

- 24 (a) The prosecution of a person for a violation of any other  
25 provision of law; or  
26 (b) The suspension or revocation of a person's license, permit or  
27 privilege to drive pursuant to any other provision of law.

28 **Sec. 367.** NRS 483.490 is hereby amended to read as follows:  
29 483.490 1. Except as otherwise provided in this section, after  
30 a driver's license has been suspended or revoked for an offense  
31 other than a second violation within 7 years of NRS 484.379 and  
32 one-half of the period during which the driver is not eligible for a  
33 license has expired, the Department may, unless the statute  
34 authorizing the suspension prohibits the issuance of a restricted  
35 license, issue a restricted driver's license to an applicant permitting  
36 the applicant to drive a motor vehicle:

- 37 (a) To and from work or in the course of his work, or both; or  
38 (b) To acquire supplies of medicine or food or receive regularly  
39 scheduled medical care for himself or a member of his immediate  
40 family.

41 Before a restricted license may be issued, the applicant must submit  
42 sufficient documentary evidence to satisfy the Department that a  
43 severe hardship exists because the applicant has no alternative  
44 means of transportation and that the severe hardship outweighs the  
45 risk to the public if he is issued a restricted license.



- 1 2. A person who has been ordered to install a device in a motor  
2 vehicle pursuant to NRS 484.3943:
- 3 (a) Shall install the device not later than 21 days after the date  
4 on which the order was issued; and
- 5 (b) May not receive a restricted license pursuant to this section  
6 until:
- 7 (1) After at least 1 year of the period during which he is not  
8 eligible for a license, if he was convicted of:
- 9 (I) A violation of NRS 484.3795 or a homicide resulting  
10 from driving or being in actual physical control of a vehicle while  
11 under the influence of intoxicating liquor or a controlled substance  
12 or resulting from any other conduct prohibited by NRS 484.379 or  
13 484.3795; or
- 14 (II) A third or subsequent violation within 7 years of  
15 NRS 484.379;
- 16 (2) After at least 180 days of the period during which he is  
17 not eligible for a license, if he was convicted of a violation of  
18 subsection 2 of NRS 484.377; or
- 19 (3) After at least 45 days of the period during which he is not  
20 eligible for a license, if he was convicted of a first violation within 7  
21 years of NRS 484.379.
- 22 3. If the Department has received a copy of an order requiring a  
23 person to install a device in a motor vehicle pursuant to NRS  
24 484.3943, the Department shall not issue a restricted driver's license  
25 to such a person pursuant to this section unless the applicant has  
26 submitted proof of compliance with the order and subsection 2.
- 27 4. After a driver's license has been revoked ~~[pursuant to~~  
28 ~~subsection 1 of NRS 62.227]~~ or suspended pursuant to ~~[paragraph~~  
29 ~~(h) of subsection 1 of NRS 62.211, NRS 62.224, 62.2255, 62.226 or~~  
30 ~~62.228,]~~ *title 5 of NRS*, the Department may issue a restricted  
31 driver's license to an applicant permitting the applicant to drive a  
32 motor vehicle:
- 33 (a) If applicable, to and from work or in the course of his work,  
34 or both; and
- 35 (b) If applicable, to and from school.
- 36 5. After a driver's license has been suspended pursuant to NRS  
37 483.443, the Department may issue a restricted driver's license to an  
38 applicant permitting the applicant to drive a motor vehicle:
- 39 (a) If applicable, to and from work or in the course of his work,  
40 or both;
- 41 (b) To receive regularly scheduled medical care for himself or a  
42 member of his immediate family; and
- 43 (c) If applicable, as necessary to exercise a court-ordered right to  
44 visit a child.



1 6. A driver who violates a condition of a restricted license  
2 issued pursuant to subsection 1 or by another jurisdiction is guilty of  
3 a misdemeanor and, if the license of the driver was suspended or  
4 revoked for:

- 5 (a) A violation of NRS 484.379, 484.3795 or 484.384;
- 6 (b) A homicide resulting from driving or being in actual  
7 physical control of a vehicle while under the influence of  
8 intoxicating liquor or a controlled substance or resulting from any  
9 other conduct prohibited by NRS 484.379 or 484.3795; or
- 10 (c) A violation of a law of any other jurisdiction that prohibits  
11 the same or similar conduct as set forth in paragraph (a)  
12 or (b),  
13 the driver shall be punished in the manner provided pursuant to  
14 subsection 2 of NRS 483.560.

15 7. The periods of suspensions and revocations required  
16 pursuant to this chapter and NRS 484.384 must run consecutively,  
17 except as otherwise provided in NRS 483.465 and 483.475, when  
18 the suspensions must run concurrently.

19 8. Whenever the Department suspends or revokes a license, the  
20 period of suspension, or of ineligibility for a license after the  
21 revocation, begins upon the effective date of the revocation or  
22 suspension as contained in the notice thereof.

23 **Sec. 368.** NRS 483.495 is hereby amended to read as follows:  
24 483.495 The Department shall by regulation:

25 1. Except as otherwise provided in ~~paragraph (h) of subsection~~  
26 ~~1 of NRS 62.211, and NRS 62.2263 and 62.227,~~ *title 5 of NRS*, set  
27 forth any tests and other requirements which are a condition for the  
28 reinstatement of a license after any suspension, revocation,  
29 cancellation or voluntary surrender of the license. The tests and  
30 requirements:

- 31 (a) Must provide for a fair evaluation of a person's ability to  
32 operate a motor vehicle; and
- 33 (b) May allow for the waiver of certain tests or requirements as  
34 the Department deems necessary.

35 2. Set forth the circumstances under which the Administrator  
36 may, for good cause shown, rescind the revocation, suspension or  
37 cancellation of a license, or shorten the period for the suspension of  
38 a license.

39 **Sec. 369.** NRS 483.580 is hereby amended to read as follows:  
40 483.580 A person shall not cause or knowingly permit his child  
41 or ward under the age of 18 years to drive a motor vehicle upon any  
42 highway when the minor is not authorized under the provisions of  
43 NRS 483.010 to 483.630, inclusive, or is in violation of any of the  
44 provisions of NRS 483.010 to 483.630, inclusive, or if his license is  
45 revoked or suspended pursuant to ~~paragraph (h) of subsection 1 of~~



1 ~~NRS 62.211, NRS 62.224, 62.2255, 62.226, 62.227 or 62.228.] title~~  
2 ~~5 of NRS.~~

3 **Sec. 370.** NRS 484.384 is hereby amended to read as follows:  
4 484.384 1. If the result of a test given under NRS 484.382 or  
5 484.383 shows that a person had a concentration of alcohol of 0.10  
6 or more in his blood or breath at the time of the test, his license,  
7 permit or privilege to drive must be revoked as provided in NRS  
8 484.385 and he is not eligible for a license, permit or privilege for a  
9 period of 90 days.

10 2. If a revocation of a person's license, permit or privilege to  
11 drive under NRS ~~[62.227 or]~~ 483.460 *or section 172 of this act*  
12 follows a revocation under subsection 1 which was based on his  
13 having a concentration of alcohol of 0.10 or more in his blood or  
14 breath, the Department shall cancel the revocation under that  
15 subsection and give the person credit for any period during which he  
16 was not eligible for a license, permit or privilege.

17 3. Periods of ineligibility for a license, permit or privilege to  
18 drive which are imposed pursuant to this section must run  
19 consecutively.

20 **Sec. 371.** NRS 502.012 is hereby amended to read as follows:  
21 502.012 Upon receipt of a copy of an order of the juvenile  
22 ~~[division of a district]~~ court, entered pursuant to ~~[NRS 62.229,]~~  
23 *section 174 of this act*, to revoke the license to hunt of a child, the  
24 Division shall revoke the license. The revocation of the license to  
25 hunt shall be deemed effective as of the date of the order. The  
26 Division shall retain the copy of the order.

27 **Sec. 372.** NRS 502.077 is hereby amended to read as follows:  
28 502.077 1. The Division shall issue special fishing permits to  
29 the administrative head of:

- 30 (a) Northern Nevada Adult Mental Health Services;
- 31 (b) Southern Nevada Adult Mental Health Services;
- 32 (c) The Northern Nevada Children's Home;
- 33 (d) The Southern Nevada Children's Home;
- 34 (e) The Nevada Youth Training Center ~~;~~
- 35 ~~—(f) The], the~~ Caliente Youth Center ~~;~~
- 36 ~~—(g)] and any other state facility for the detention of children~~  
37 ~~that is operated pursuant to title 5 of NRS;~~
- 38 (f) The Spring Mountain Youth Camp;
- 39 ~~[(h)] (g)~~ The China Spring Youth Camp;
- 40 ~~[(i)] (h)~~ Any facility which provides temporary foster care for  
41 children who are not delinquent; and
- 42 ~~[(j)] (i)~~ Such other public or charitable institutions or  
43 organizations as are designated by regulations adopted by the  
44 Commission,



1 for use only by the members, patients or children of such institutions  
2 or organizations.

3 2. The permits:

4 (a) Must be in the possession of the officer or employee who is  
5 supervising a member, patient or child while he is fishing.

6 (b) Authorize a member, patient or child to fish in a legal  
7 manner if in the company of an officer or employee of one of the  
8 institutions listed in this section, or of an organization provided for  
9 by regulation, if the officer or employee has a valid Nevada fishing  
10 license.

11 (c) Must be issued pursuant and subject to regulations  
12 prescribed by the Commission.

13 (d) Must contain the words "Nevada Special Fishing Permit"  
14 and the number of the permit printed on the face of the permit.

15 (e) May authorize no more than 15 members, patients or  
16 children, respectively, to fish.

17 3. Each institution or organization shall pay to the Division an  
18 annual fee of \$15 for each permit issued to the institution or  
19 organization pursuant to this section. The Division shall not issue  
20 more than two permits per year to each institution or organization.

21 4. It is unlawful for any person other than a member, patient or  
22 child in one of these organizations or institutions to fish with a  
23 permit issued by the Division pursuant to this section.

24 **Sec. 373.** NRS 609.250 is hereby amended to read as follows:

25 609.250 Except for employment as a performer in a motion  
26 picture, it is unlawful for any person to employ any child under 14  
27 years of age in any business or service during the hours in which the  
28 public schools of the school district in which the child resides are in  
29 session, unless the child has been excused from attendance by the  
30 school district or by order of the juvenile ~~division or family~~  
31 ~~division of the district~~ court for the purpose of employment.

32 **Sec. 374.** NRS 616A.195 is hereby amended to read as  
33 follows:

34 616A.195 Any person:

35 1. Less than 18 years of age who is subject to the jurisdiction  
36 of the juvenile ~~division of the district~~ court and who has been  
37 ordered by the court to perform community service, upon  
38 compliance by the supervising authority; or

39 2. Eighteen years of age or older who has been ordered by any  
40 court to perform community service pursuant to NRS 176.087, upon  
41 compliance by the convicted person or the supervising  
42 authority,

43 while engaged in that work, shall be deemed, for the purpose of  
44 chapters 616A to 616D, inclusive, of NRS, an employee of the



1 supervising authority at a wage of \$50 per month, and is entitled to  
2 the benefits of those chapters.

3 **Sec. 375.** 1. To the extent that the statutory provisions  
4 enacted by this act are substantially the same as the statutory  
5 provisions repealed by this act, the statutory provisions enacted by  
6 this act must be construed as being substituted in a continuing way  
7 for the statutory provisions repealed by this act.

8 2. Except as otherwise provided in subsection 3, if a person is  
9 subject to the jurisdiction of the juvenile court on or after January 1,  
10 2004, the proceedings with regard to that person must be conducted  
11 in accordance with the provisions of this act, whether or not the  
12 person committed an unlawful act before January 1, 2004, or  
13 otherwise became subject to the jurisdiction of the juvenile court  
14 before January 1, 2004.

15 3. If, based on the requirements of the Nevada Constitution or  
16 the Constitution of the United States, the proceedings with regard to  
17 a person who committed an unlawful act before January 1, 2004, or  
18 who otherwise became subject to the jurisdiction of the juvenile  
19 court before January 1, 2004, cannot be conducted in accordance  
20 with the provisions of this act, the proceedings with regard to that  
21 person must be conducted as if the statutory provisions repealed by  
22 this act had not been repealed.

23 **Sec. 376.** 1. To the extent that any statutory provision is  
24 repealed by this act, that repeal does not affect, modify or abrogate  
25 any right, remedy, duty, obligation, requirement, assessment, fine,  
26 forfeiture, penalty, liability, action, prosecution, proceeding,  
27 adjudication, disposition, order, judgment, regulation, contract, act  
28 or transaction that was in existence, had been instituted, imposed,  
29 taken, executed, entered or adopted, or had otherwise accrued or  
30 occurred before January 1, 2004.

31 2. To the extent that any statutory provision is repealed by this  
32 act, that repeal does not revive any other statutory provision that  
33 was repealed before January 1, 2004.

34 **Sec. 377.** The provisions of this act do not repeal or otherwise  
35 affect, modify or abrogate:

36 1. Any statute enacting a special, local or temporary law.

37 2. Any statute, ordinance or resolution making an  
38 appropriation.

39 3. Any statute, ordinance or resolution affecting any bond issue  
40 or by which any bond issue may have been authorized.

41 4. The running of any statute of limitations in force on  
42 January 1, 2004.

43 5. The continued existence or operation of any state or local  
44 department, agency or office legally established or held on or before  
45 January 1, 2004.





1 6. Any bond of any public officer.  
2 7. Any taxes, fees, assessments or other charges legally  
3 incurred, imposed or collected before January 1, 2004.

4 8. Any regulation, ordinance or resolution that does not  
5 conflict with the provisions of this act.

6 **Sec. 378.** 1. Except as otherwise provided in this section, the  
7 provisions of this act do not repeal or otherwise affect, modify or  
8 abrogate any statute authorizing, ratifying, confirming, approving or  
9 accepting any compact or contract with the United States, another  
10 state or any agency or instrumentality of the United States or  
11 another state.

12 2. The repeal of the provisions of NRS 214.010 to 214.060,  
13 inclusive, is intended for the purposes of reenactment and  
14 codification only, and the repeal of the provisions of NRS 214.010  
15 to 214.060, inclusive, does not affect, modify or abrogate the  
16 Interstate Compact on Juveniles.

17 **Sec. 379.** 1. If any bill passed by the 72nd Session of the  
18 Nevada Legislature adds a new statutory provision to chapter 62 or  
19 210 of NRS, NRS 213.220 to 213.290, inclusive, or chapter 214 of  
20 NRS, the new statutory provision shall be deemed to be saved, and  
21 the new statutory provision remains in effect in accordance with the  
22 terms of the bill and must be incorporated into the provisions of title  
23 5 of NRS, as amended by the provisions of this act. The Legislative  
24 Counsel shall codify the new statutory provision in the appropriate  
25 chapter in title 5 of NRS, as amended by the provisions of this act.

26 2. If any bill passed by the 72nd Session of the Nevada  
27 Legislature amends a statutory provision of chapter 62 or 210 of  
28 NRS, NRS 213.220 to 213.290, inclusive, or chapter 214 of NRS  
29 that is repealed by the provisions of this act, the amendment shall be  
30 deemed to be saved, and the amendment remains in effect in  
31 accordance with the terms of the bill and must be incorporated into  
32 the provisions of title 5 of NRS, as amended by the provisions of  
33 this act. The Legislative Counsel shall codify the amendment in the  
34 appropriate chapter in title 5 of NRS, as amended by the provisions  
35 of this act.

36 **Sec. 380.** 1. The Legislative Counsel shall:

37 (a) In preparing the reprint and supplements to the Nevada  
38 Revised Statutes, appropriately change any references to a statutory  
39 provision of chapter 62 or 210 of NRS, NRS 213.220 to 213.290,  
40 inclusive, or chapter 214 of NRS that is repealed by the provisions  
41 of this act to refer to the appropriate provision of title 5 of NRS, as  
42 amended by the provisions of this act.

43 (b) In preparing supplements to the Nevada Administrative  
44 Code, appropriately change any references to a statutory provision  
45 of chapter 62 or 210 of NRS, NRS 213.220 to 213.290, inclusive, or



1 chapter 214 of NRS that is repealed by the provisions of this act to  
2 refer to the appropriate provision of title 5 of NRS, as amended by  
3 the provisions of this act.

4 (c) In preparing supplements to the Nevada Administrative  
5 Code, appropriately recodify any regulations in the Nevada  
6 Administrative Code so that those regulations correspond with the  
7 appropriate chapters of title 5 of NRS, as amended by the provisions  
8 of this act.

9 2. Any reference in a bill or resolution passed by the 72nd  
10 Session of the Nevada Legislature to a statutory provision of chapter  
11 62 or 210 of NRS, NRS 213.220 to 213.290, inclusive, or chapter  
12 214 of NRS that is repealed by the provisions of this act shall be  
13 deemed to refer to the appropriate provision of title 5 of NRS, as  
14 amended by the provisions of this act.

15 **Sec. 381.** 1. Any administrative regulations adopted by an  
16 officer or an agency whose name has been changed or whose  
17 responsibilities have been transferred pursuant to the provisions of  
18 this act to another officer or agency remain in force until amended  
19 by the officer or agency to which the responsibility for the adoption  
20 of the regulations has been transferred.

21 2. Any contracts or other agreements entered into by an officer  
22 or agency whose name has been changed or whose responsibilities  
23 have been transferred pursuant to the provisions of this act to  
24 another officer or agency are binding upon the officer or agency to  
25 which the responsibility for the administration of the provisions of  
26 the contract or other agreement has been transferred. Such contracts  
27 and other agreements may be enforced by the officer or agency to  
28 which the responsibility for the enforcement of the provisions of the  
29 contract or other agreement has been transferred.

30 3. Any action taken by an officer or agency whose name has  
31 been changed or whose responsibilities have been transferred  
32 pursuant to the provisions of this act to another officer or agency  
33 remains in effect as if taken by the officer or agency to which the  
34 responsibility for the enforcement of such actions has been  
35 transferred.

36 **Sec. 382.** 1. The Legislative Counsel shall:

37 (a) In preparing the reprint and supplements to the Nevada  
38 Revised Statutes, appropriately change any references to an officer  
39 or agency whose name is changed or whose responsibilities have  
40 been transferred pursuant to the provisions of this act to refer to the  
41 appropriate officer or agency.

42 (b) In preparing supplements to the Nevada Administrative  
43 Code, appropriately change any references to an officer or agency  
44 whose name is changed or whose responsibilities have been



1 transferred pursuant to the provisions of this act to refer to the  
2 appropriate officer or agency.

3 2. Any reference in a bill or resolution passed by the 72nd  
4 Session of the Nevada Legislature to an officer or agency whose  
5 name is changed or whose responsibilities have been transferred  
6 pursuant to the provisions of this act to another officer or agency  
7 shall be deemed to refer to the officer or agency to which the  
8 responsibility is transferred.

9 **Sec. 383.** 1. NRS 62.020, 62.031, 62.033, 62.036, 62.038,  
10 62.040, 62.041, 62.043, 62.044, 62.050, 62.080, 62.081, 62.082,  
11 62.085, 62.090, 62.100, 62.103, 62.105, 62.110, 62.112, 62.113,  
12 62.115, 62.117, 62.120, 62.121, 62.122, 62.1225, 62.123, 62.124,  
13 62.126, 62.1262, 62.1264, 62.1266, 62.1268, 62.127, 62.128,  
14 62.129, 62.130, 62.132, 62.135, 62.138, 62.140, 62.150, 62.160,  
15 62.165, 62.170, 62.172, 62.175, 62.180, 62.193, 62.195, 62.197,  
16 62.199, 62.202, 62.206, 62.211, 62.2115, 62.212, 62.213, 62.214,  
17 62.215, 62.2175, 62.2183, 62.2185, 62.2186, 62.2187, 62.2195,  
18 62.2196, 62.2198, 62.221, 62.224, 62.2255, 62.226, 62.2263,  
19 62.227, 62.2275, 62.228, 62.229, 62.2295, 62.2305, 62.231, 62.241,  
20 62.251, 62.261, 62.271, 62.281, 62.291, 62.295, 62.350, 62.355,  
21 62.360, 62.370, 62.395, 62.405, 62.415, 62.425, 62.435, 62.440,  
22 62.445, 62.455, 62.465, 62.475, 62.485, 62.490, 62.500, 62.510,  
23 62.520, 62.530, 62.540, 62.550, 62.555, 62.560, 62.570, 62.580,  
24 62.585, 62.590, 62.600, 62.800, 62.810, 62.820, 62.830, 62.840,  
25 62.845, 62.850, 62.860, 62.870, 62.880, 62.900, 62.910, 62.920 and  
26 62.930 are hereby repealed.

27 2. NRS 210.010, 210.015, 210.060, 210.063, 210.065, 210.070,  
28 210.075, 210.080, 210.085, 210.090, 210.100, 210.130, 210.140,  
29 210.150, 210.160, 210.170, 210.180, 210.185, 210.187, 210.189,  
30 210.190, 210.210, 210.220, 210.230, 210.240, 210.250, 210.260,  
31 210.280, 210.285, 210.290, 210.400, 210.405, 210.450, 210.460,  
32 210.470, 210.480, 210.490, 210.500, 210.510, 210.520, 210.530,  
33 210.535, 210.540, 210.550, 210.560, 210.570, 210.580, 210.590,  
34 210.610, 210.615, 210.620, 210.630, 210.640, 210.660, 210.670,  
35 210.680, 210.690, 210.710, 210.713, 210.715, 210.730, 210.735,  
36 210.740, 210.750 and 210.755 are hereby repealed.

37 3. NRS 213.220, 213.230, 213.240, 213.245, 213.250, 213.260,  
38 213.270, 213.280, 213.285 and 213.290 are hereby repealed.

39 4. NRS 214.010, 214.015, 214.020, 214.030, 214.040, 214.050  
40 and 214.060 are hereby repealed.

41 **Sec. 384.** 1. This section and sections 1 to 324, inclusive,  
42 and 326 to 383, inclusive, of this act become effective on January 1,  
43 2004.

44 2. Section 164 of this act expires by limitation on October 1,  
45 2005.



- 1 3. Section 324 of this act expires by limitation on June 30,  
2 2009.  
3 4. Section 325 of this act becomes effective on July 1, 2009.

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**LEADLINES OF REPEALED SECTIONS**

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- 62.020 Definitions.**  
**62.031 Liberal construction; purpose of chapter.**  
**62.033 Duty of public officials and departments to further objects of chapter.**  
**62.036 District courts termed juvenile courts.**  
**62.038 Assignment of powers and duties among judges.**  
**62.040 Exclusive original jurisdiction of court; procedure regarding minor traffic offenses.**  
**62.041 Right of other courts to determine custody or guardianship of children.**  
**62.043 Court's jurisdiction over adults; rights and remedies of adult defendants.**  
**62.044 Court's jurisdiction over stepparents.**  
**62.050 Transfer of cases to juvenile division.**  
**62.080 Procedure when child 14 years or older is charged with felony; certification for criminal proceedings required under certain circumstances.**  
**62.081 Escape or attempted escape from facility for detention of juveniles: Child deemed escaped prisoner; certification for criminal proceedings; to be deemed delinquent act.**  
**62.082 Retention of jurisdiction by court.**  
**62.085 Attorney: Appointment; fees and expenses; right to representation; waiver of representation.**  
**62.090 Master: Appointment; training; compensation; findings and recommendations.**  
**62.100 Probation committee in judicial district not including county whose population is 100,000 or more.**  
**62.103 Committee for juvenile services in judicial district including county whose population is 100,000 or more but less than 400,000.**  
**62.105 Probation committee in judicial district including county whose population is 400,000 or more.**  
**62.110 Probation officers and other employees in judicial district not including county whose population is 100,000 or more: Appointment; compensation.**



**62.112 Probation officers and other employees in judicial district including county whose population is 100,000 or more but less than 400,000: Appointment; dismissal; compensation.**

**62.113 Probation officers and other employees in judicial district including county whose population is 100,000 or more but less than 400,000: Rights upon dismissal.**

**62.115 Probation officers and other employees in judicial district including county whose population is 400,000 or more: Appointment; dismissal; compensation.**

**62.117 Probation officers and other employees in judicial district including county whose population is 400,000 or more: Rights upon dismissal.**

**62.120 Probation officer in county whose population is less than 100,000: Duties.**

**62.121 Probation officer in judicial district including county whose population is 100,000 or more but less than 400,000: Duties.**

**62.122 Probation officer in judicial district including county whose population is 400,000 or more: Duties.**

**62.1225 Director of juvenile services in judicial district including county whose population is 100,000 or more but less than 400,000.**

**62.123 Director of juvenile services in judicial district including county whose population is 400,000 or more.**

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

**62.126 "Department" defined.**

**62.1262 Applicability of provisions.**

**62.1264 Establishment, powers and duties of department; appointment of director.**

**62.1266 Probation officers and other employees: Appointment; status; dismissal; confidentiality of information obtained in discharge of duty.**

**62.1268 Joint board: Establishment; composition; duties; withdrawal of district judges serving as members.**

**62.127 Citizen's advisory committee: Establishment; powers.**

**62.128 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; court referral for informal supervision; supervision and consent decree.**



**62.129** Informal supervision of child by probation officer: Written agreement; terms and conditions; duration; effect on filing petition; report to court.

**62.130** Petition: Signature; verification; contents.

**62.132** Petition that child is in need of supervision: List of efforts taken to modify child's behavior; exception.

**62.135** Petition alleging that child is serious or chronic offender; determination of status.

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

**62.140** Issuance of summons; immediate delivery of child.

**62.150** Service of summons.

**62.160** Writ of attachment of the person may issue.

**62.165** Extradition of children.

**62.170** Grounds for taking child into custody; notification of parent or other person; release of child to parent or other person; conditions and limitations on continued detention of child; detention hearings; temporary placement of child excluded from jurisdiction of juvenile court.

**62.172** Custody and detention of child alleged to have committed offense involving firearm; conditions and limitations on release of child; court may order evaluation of child; use immunity for statements made during evaluation.

**62.175** Citation for traffic offense.

**62.180** Temporary detention of children; provision by counties of detention homes and alternative programs; conduct and location of homes.

**62.193** Proceedings not criminal in nature; when closed to public; judicial procedure; advising parties of rights; admissible evidence; period for final disposition; disclosure to victim.

**62.195** Subpoenas; double jeopardy prohibited.

**62.197** Study and report; filing of plan; examination by physician, psychiatrist or psychologist.

**62.199** Proceedings involving Indian child: Placement into foster care.

**62.202** Proceedings involving Indian child: Full faith and credit given to proceedings of Indian tribe.

**62.206** Electronic filing of certain documents.

**62.211** Powers and duties of court. [Effective through September 30, 2005.]

**62.2115** Explanation of certain information concerning sealing of records to be included in decree or order.



**62.212 Initial admonition of child in need of supervision; referral without adjudication; restrictions on commitment or other placement of children; exceptions.**

**62.213 Authority of court; payment of expenses by parent, guardian or other person liable for support; physical examination of child required.**

**62.214 Notification of Division; opportunity for Division to investigate and recommend placement for child.**

**62.215 Placement of child by Division; requirements for changing placement of child.**

**62.2175 Imposition, collection and distribution of administrative assessment upon imposition of fine.**

**62.2183 Child required to provide restitution for medical expenses of victim and damage to property; responsibilities of parent or guardian of child; community service in lieu of restitution.**

**62.2185 Program of restitution through work.**

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

**62.2187 Other programs of restitution.**

**62.2195 Program of cognitive training and human development.**

**62.2196 Cognitive training and human development fund: Creation; requirements for expenditures and management of fund.**

**62.2198 Program of visitation to office of county coroner. [Effective through September 30, 2005.]**

**62.221 Minor traffic offense: Report to Department of Motor Vehicles; penalties.**

**62.224 Habitual truants: Fines; suspension of or prohibition from applying for driver's license; community service.**

**62.2255 Unlawful act involving alcohol or controlled substance: Suspension of or prohibition from applying for driver's license.**

**62.226 Unlawful act involving graffiti or defacing property: Suspension of or prohibition from applying for driver's license.**

**62.2263 Procedure regarding suspension of or prohibition from applying for driver's license when child commits certain unlawful acts.**

**62.227 Unlawful act involving driving and alcohol or controlled substance: Revocation of driver's license.**

**62.2275 Unlawful act involving alcohol or controlled substance: Evaluation of child; program of treatment; immunity for treatment facility; confidentiality of evaluation.**





**62.228 Unlawful act involving possession of firearm: Community service; suspension of or prohibition from applying for driver's license.**

**62.229 Unlawful act involving possession of firearm: Revocation of and prohibition from receiving license to hunt.**

**62.2295 Unlawful act involving cruelty to or torture of animal: Participation in counseling or other psychological treatment.**

**62.2305 Restrictions concerning community service and programs of work on or near highways or in other dangerous situations.**

**62.231 Medical treatment, care and examinations of children.**

**62.241 Selection of custodian with regard to his religious faith.**

**62.251 Modification and termination of decrees and orders.**

**62.261 Review of placement by court or master.**

**62.271 Probation violators: Powers of court.**

**62.281 Penalties for disobedience of court orders; contempt.**

**62.291 Appeals.**

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

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

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

**62.360 Maintenance and inspection of records; release of child's name for use in civil action.**

**62.370 Procedure for sealing and unsealing records.**

**62.395 Prosecuting attorney may request hearing after adjudication of child for certain unlawful acts; evidence; court to enter finding.**

**62.405 Definitions.**

**62.415 "Private school" defined.**

**62.425 "Public school" defined.**

**62.435 "Sexual offense" defined.**

**62.440 "Sexually motivated act" defined.**

**62.445 "Superintendent" defined.**

**62.455 Powers and duties of court: Supervision of child; restrictions on attendance; parental responsibility; termination of jurisdiction.**

**62.465 Notification to school of child adjudicated delinquent.**



- 62.475 Alternative plan of supervision: Required for attendance at same school as victim; modification or rescission.**
- 62.485 Alternative plan of attendance: In lieu of alternative plan of supervision; modification or rescission.**
- 62.490 Termination of restrictions on attendance; power to request; conditions for termination; duties of court.**
- 62.500 Definitions.**
- 62.510 "Central Repository" defined.**
- 62.520 "Community notification" defined.**
- 62.530 "Division" defined.**
- 62.540 "Local law enforcement agency" defined.**
- 62.550 "Sexual offense" defined.**
- 62.555 "Sexually motivated act" defined.**
- 62.560 Applicability.**
- 62.570 Powers and duties of court: Notification to Attorney General; supervision of child; responsibilities of child and parent or guardian regarding any change of address; termination of jurisdiction.**
- 62.580 Notification to local law enforcement agency.**
- 62.585 Power of court to relieve child of being subject to community notification.**
- 62.590 Hearing to determine whether to deem child adult sex offender; termination of community notification.**
- 62.600 Sealing of records.**
- 62.800 Expenses related to temporary detention of child: County entitled to reimbursement from parent or guardian of child; action against parent or guardian.**
- 62.810 Expenses related to ancillary services provided to child: County entitled to reimbursement from parent of child; action against parent.**
- 62.820 Expenses related to commitment of child: Charge against county; payment by State for female child; payment by parent of child.**
- 62.830 Expenses related to commitment of child to regional facility for children: Payment by county; reimbursement of county by parent, guardian or other person liable for support.**
- 62.840 Assessment of counties for operation of regional facilities partially funded by State.**
- 62.845 Assessment of counties for operation of regional facilities not funded by State.**
- 62.850 Fees allowed for witnesses and other persons acting under order of court; limitations.**
- 62.860 Expenses of administering chapter are charge against county; fixing and payment of salaries, expenses and other compensation by court or board of county commissioners.**



**62.870** Department of Motor Vehicles to notify child who applies for license of certain provisions; affidavit acknowledging awareness of provisions.

**62.880** Use of services and facilities of agencies which provide child welfare services; duties of such agencies.

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

**62.910** Division of Child and Family Services to establish standardized system for collecting and analyzing information concerning juvenile justice; regulations; duties of local juvenile probation departments; reports concerning disparate treatment.

**62.920** Division of Child and Family Services to collect certain information regarding child adjudicated delinquent for sexual offense; confidentiality.

**62.930** Court to provide information to school district concerning child who caused or attempted to cause serious bodily injury to another person.

**210.010** Definitions.

**210.015** Administration.

**210.060** Residence.

**210.063** Perquisites.

**210.065** Qualifications; procedure for recruitment.

**210.070** Powers and duties.

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

**210.080** Appointment of staff of School; contracts for athletic coaches.

**210.085** Employees residing at School; perquisites at discretion of Administrator; report to Legislature.

**210.090** Organization of Department of Instruction; programs of study; enrollment of inmates in public schools; employment of inmates.

**210.100** Duties of Superintendent concerning provisions of title 34 of NRS.

**210.130** General provisions.

**210.140** Youth Training Center's Gift Account.

**210.150** Contingency Account for Farm of Youth Training Center.

**210.160** Money and valuables of inmate; disposition of uncashed check issued by school to inmate.

**210.170** Inmates' commissary; Youth Training Center Commissary Fund.

**210.180** Commitment of delinquents; physical examinations; expenses of support and maintenance.



- 210.185 Committing court to transmit summary of case history to Superintendent.
- 210.187 Administrator to report to committing court inmates who appear improper for retention by School and recommend alternatives.
- 210.189 Order of commitment: Modification; setting aside; service of notice on Superintendent.
- 210.190 Officers and employees prohibited from serving as guardian of person or estate of inmate.
- 210.210 Medical, surgical and dental services.
- 210.220 Forestry camps: Establishment; employment of inmates.
- 210.230 Forestry camps: Power of Superintendent to contract.
- 210.240 Parole of inmates; temporary furlough.
- 210.250 Suspension, modification or revocation of parole by committing court.
- 210.260 Written order of Superintendent constitutes warrant for arrest.
- 210.280 Penalty for aiding or concealing escape of inmate.
- 210.285 Required notice upon escape and apprehension of inmate.
- 210.290 Discharge.
- 210.400 Definitions.
- 210.405 Administration.
- 210.450 Residence.
- 210.460 Perquisites.
- 210.470 Qualifications; procedure for recruitment.
- 210.480 Powers and duties.
- 210.490 Power to contract with university or organization for research or training.
- 210.500 Appointment of staff of School; designation of deputies.
- 210.510 Employees residing at School; perquisites at discretion of Administrator; report to Legislature.
- 210.520 Organization of Department of Instruction; programs of study; enrollment of inmates in public schools; employment of inmates.
- 210.530 Duties of Superintendent concerning provisions of title 34 of NRS.
- 210.535 Director to administer program to educate inmates in problems of alcohol and drug abuse.
- 210.540 General provisions.
- 210.550 Caliente Youth Center's Gift Account.



- 210.560 Money and valuables of inmate; disposition of uncashed check issued by School to inmate.
- 210.570 Inmates' commissary; Caliente Youth Center Commissary Fund.
- 210.580 Commitment of delinquents; physical examination; expenses of support and maintenance.
- 210.590 Presence of female attendant required when dealing with female minors committed to School.
- 210.610 Committing court to transmit summary of case history to Superintendent.
- 210.615 Transfer of inmate of Nevada Youth Training Center.
- 210.620 Administrator to report to committing court inmates who appear improper for retention by School and recommend alternatives.
- 210.630 Order of commitment: Modification; setting aside; service of notice on Superintendent.
- 210.640 Officers and employees prohibited from serving as guardian of person or estate of inmate.
- 210.660 Medical, surgical and dental services.
- 210.670 Parole of inmates; temporary furlough.
- 210.680 Suspension, modification or revocation of parole by committing court.
- 210.690 Written order of Superintendent constitutes warrant for arrest.
- 210.710 Penalty for aiding or concealing escape of inmate.
- 210.713 Required notice upon escape and apprehension of inmate.
- 210.715 Discharge.
- 210.730 "Youth Parole Bureau" defined.
- 210.735 Power of Chief to appoint employees and enter into contracts.
- 210.740 Duties of Chief.
- 210.750 Placement of parolee in home and in educational or work program; safekeeping of parolee's money; dismissal of proceedings; availability of facilities to be ascertained before recommending revocation of parole.
- 210.755 Arrest and detention of alleged violator of parole.
- 213.220 Declaration of state policy.
- 213.230 Definitions.
- 213.240 Establishment of programs for special supervision of youthful offenders.
- 213.245 Adoption of minimum standards for programs.
- 213.250 Application for state aid to support programs.
- 213.260 Prerequisites for receipt of state support.



- 213.270 Use of money received from State; determination of amounts payable.
- 213.280 Allocation of money to juvenile courts for programs.
- 213.285 Increase in amount of money appropriated to county to be used for purchase of goods, property or services.
- 213.290 Report on program by juvenile court required.
- 214.010 Execution of compact.
- 214.015 Authorized amendment to compact.
- 214.020 Administrator: Designation; powers and duties.
- 214.030 Execution of supplementary agreements by Administrator; limitations.
- 214.040 Payment of claims from Reserve for Statutory Contingency Account.
- 214.050 Payment of fees of attorneys and guardians ad litem.
- 214.060 Responsibilities of state departments, agencies and officers.

