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WASHOE COUNTY

"Dedicated to Excellence in Public Service"

DEPARTMENT OF SOCIAL SERVICES

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ASSEMBLY JUDICIARY COMMITTEE HEARING ON AB132 March 3, 2003

Proposed Amendments to AB 132

432B.430 1. Except as otherwise provided in NRS 432B.457 and subsection ~~[3]~~ 2, any proceeding held pursuant to NRS 432B.410 to 432B.590, inclusive, ~~[must be open to the]~~ **must exclude the** general public **and only those persons having a direct interest in the case, as ordered by** ~~[unless]~~ the judge or master, ~~upon his own motion or upon the motion of another person,~~ determines that all or part of the proceeding must be closed to the general public because such closure is in the best interests of the child who is the subject of the proceeding. In determining whether closing all or part of the proceeding is in the best interests of the child who is the subject of the proceeding, the judge or master must consider and give due weight to the desires of that child. **may be admitted to the proceeding.**

New (formerly part of Subsection 1 above)

2. **Any proceeding held pursuant to NRS 432B.410 to 432B.590, except for hearings on protective custody pursuant to NRS 432B.470 and 432B.480,** ~~[must]~~ **may** be open to the general public ~~[unless]~~ **if** the judge or master, upon his own motion or upon the motion of another person, determines that all or part of the proceeding ~~[must]~~ **should** be ~~[closed]~~ **open** to the general public because ~~[such closure]~~ **it** is in the best interests of the child who is the subject of the proceeding. In determining whether ~~[closing]~~ **opening** all or part of the proceeding is in the best interests of the child who is the subject of the proceeding, the judge or master must consider and give due weight to the desires of that child.

~~[2]~~ 3. If the judge or master determines pursuant to subsection ~~[4]~~ 2 that all or part of a proceeding must be ~~[closed]~~ **open** to the general public:

(a) The judge or master must make specific findings of fact to support such a determination; and

~~[3]~~ (b) ~~[In conducting a proceeding held pursuant to NRS 432B.410 to 4432B.590, inclusive, a]~~ A judge or master shall keep information confidential to the extent necessary to obtain federal funds in the maximum amount available to this state.

~~[(b) Except as otherwise provided in NRS 432B.457, the general public must be excluded and only those persons having a direct interest in the case, as determined by the judge or master may be admitted to the proceeding.]~~

~~3. In conducting a proceeding held pursuant to NRS 432B.410 to 4432B.590, inclusive, a judge or master shall keep information confidential to the extent necessary to obtain federal funds in the maximum amount available to this state.]~~

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WASHOE COUNTY IS AN EQUAL OPPORTUNITY

D-1081

ASSEMBLY JUDICIARY

DATE: 3-3-03 ROOM 3138 EXHIBIT D

SUBMITTED BY: Mike Capello