
ASSEMBLY BILL NO. 46—COMMITTEE ON HEALTH
AND HUMAN SERVICES

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

PREFILED FEBRUARY 4, 2005

Referred to Committee on Health and Human Services

SUMMARY—Makes various changes concerning provision of
child welfare services. (BDR S-666)

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

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

AN ACT relating to the protection of children; extending the
prospective expiration of the Legislative Committee on
Children, Youth and Families; requiring the Division of
Child and Family Services of the Department of Human
Resources to develop a plan for funding the provision of
child welfare services in this State and to transfer certain
duties of the Division to an agency of the county in
certain large counties; and providing other matters
properly relating thereto.

Legislative Counsel's Digest:

Existing law establishes the Legislative Committee on Children, Youth and Families, which is scheduled to cease operation on June 30, 2005. (NRS 218.5372-218.53727)

This bill extends the operation of the Legislative Committee on Children, Youth and Families to June 30, 2007.

Existing law gives responsibility for duties relating to the provision of child welfare services, including foster care services, to agencies of counties in each county whose population is 100,000 or more (currently Clark and Washoe Counties). (Chapters 424 and 432B of NRS) The duties were transferred from the Division of Child and Family Services of the Department of Human Resources to such counties in 2001. (Chapter 1, Statutes of Nevada 2001, 17th Special Session, at page 1) At that time, the Division was specifically required to provide child welfare services in such counties as necessary until an agency in the county is fully



capable of providing child welfare services. (Section 135, Chapter 1, Statutes of Nevada 2001, 17th Special Session, at page 61)

This bill requires the Division and each agency which provides child welfare services in a county whose population is 100,000 or more to develop a plan to fund child welfare services in this State.

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

Section 1. Section 139 of chapter 1, Statutes of Nevada 2001, 17th Special Session, at page 62, is hereby amended to read as follows:

Sec. 139. 1. This section and sections 128, 134, 136 and 140 of this act become effective upon passage and approval.

2. Sections 35 to 39, inclusive, 131, 137 and 138 of this act become effective on July 1, 2001.

3. Sections 1 to 9, inclusive, 11, 13 to 20, inclusive, 22 to 34, inclusive, 40 to 92, inclusive, 94 to 126, inclusive, 129, 130, 132, 133 and 135 of this act become effective on October 1, 2001.

4. Sections 10, 21 and 93 of this act become effective at 12:01 a.m. on October 1, 2001.

5. Section 12 of this act becomes effective at 12:02 a.m. on October 1, 2001.

6. Section 126 of this act expires by limitation on January 1, 2005.

7. Sections 35 to 39, inclusive, 122 and 131 of this act expire by limitation on June 30, ~~2005.~~ 2007.

8. Section 127 of this act becomes effective on July 1, ~~2005.~~ 2007.

Sec. 2. 1. The Division of Child and Family Services of the Department of Human Resources, in consultation with each agency which provides child welfare services in a county whose population is 100,000 or more, shall develop a plan for funding the provision of child welfare services in this State. The plan must:

(a) For a county whose population is 100,000 or more, include, without limitation, a proposal for transferring the responsibility for children who are receiving higher levels of care from the Division of Child and Family Services to the agency which provides child welfare services in the county; and

(b) Address the fiscal responsibility of the State and each county whose population is 100,000 or more for any increases in the costs of providing child welfare services.



1 2. The Division of Child and Family Services shall submit the
2 plan developed pursuant to this section to the Legislative Committee
3 on Children, Youth and Families established pursuant to NRS
4 218.53723, the Interim Finance Committee and the Governor on or
5 before August 1, 2006, for their review.

6 3. As used in this section, "higher levels of care" includes,
7 without limitation, all levels of foster care above care that is
8 provided in a family foster home, including, without limitation,
9 foster care which is provided in a therapeutic care home or in a
10 group, residential treatment or institutional setting.

11 **Sec. 3.** This act becomes effective on June 30, 2005.



