

Amendment No. 847

Senate Amendment to Assembly Bill No. 42 First Reprint

(BDR 38-670)

Proposed by: Committee on Human Resources and Education**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____

Amend section 1, page 2, lines 3, 8 and 10, by deleting “*person or*”.

Amend section 1, page 2, by deleting lines 12 through 16 and inserting:

“legal obligation if, before issuing the order, the court provides notice and an opportunity to be heard to the governmental entity.”.

Amend sec. 3, page 4, by deleting lines 10 and 11 and inserting:

“resides within this State.

~~[(b) If practicable, together with his siblings.]”.~~

Amend sec. 4, page 5, by deleting line 21 and inserting:

“a person refuses to comply with or disobeys an order issued pursuant to this”.

Amend the title of the bill, fourth and fifth lines, by deleting:

“person or governmental entity who” and inserting:

YMGL/LH

Date: 5/23/2005

A.B. No. 42—Makes various changes concerning protection of children from abuse and neglect.



“governmental entity which”.

**If this amendment is adopted, the Legislative
Counsel's Digest will be changed to read as follows:**

Legislative Counsel's Digest:

Under existing law, if a court determines that a child is in need of protection, it may place the child in the custody of a relative or other suitable person or place the child in the custody of a public or private agency or institution. In determining the placement of the child, the court must give preference to placing the child with certain relatives and, if practicable, together with his siblings. (NRS 432B.550) The court may also order the child to undergo any medical, psychiatric, psychological or other care or treatment as the court determines to be in the best interests of the child. (NRS 432B.560) Existing law requires an agency which provides child welfare services to submit a report to any court reviewing the placement of a child. The report must include an evaluation of the progress of the child and his family and any recommendations for further supervision, treatment or rehabilitation. (NRS 432B.580)

This bill establishes a presumption that it is in the best interests of a child who is in need of protection to place the child together with his siblings. This bill authorizes a court to enforce a legal obligation of a governmental entity to provide certain medical or psychological care or other care, treatment or services to a child under certain circumstances. This bill makes changes to the requirements for the report submitted to a reviewing court by an agency which provides child welfare services. The report must include information concerning the placement of the child with his siblings. If the child has not been placed with his siblings, the agency must include in the report the reasons for the separation and a plan for the child to visit his siblings. If the plan is approved by the

court, the agency must request a court order for the visitation. If a person refuses to comply with or disobeys the court order, he may be punished for being in contempt of court.