

Amendment No. 156

Senate Amendment to Senate Bill No. 76

(BDR 5-186)

Proposed by: Committee on Judiciary**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: No Title: No 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, by deleting lines 16 through 19 and inserting:

“[2.]

↪ The *juvenile court is not required to order such an evaluation if the child has not previously been found to have committed one of those acts and the child resides more than 50 miles from the nearest location at which an evaluation may be conducted.*”.

MSM/BJE

Date: 4/5/2005

S.B. No. 76—Revises provisions pertaining to evaluations of juveniles who commit certain unlawful acts involving alcohol or controlled substances.



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

Legislative Counsel's Digest:

Existing law requires a juvenile court to order a delinquent child to be evaluated to determine whether the child is an abuser of alcohol or other drugs if the child committed certain unlawful acts involving alcohol or drugs. Pursuant to the evaluation, the juvenile court must order the child to participate in a program of treatment as recommended by the evaluator. (NRS 62E.620)

This bill removes from the mandatory evaluation a child who commits certain unlawful acts for the first time. This bill retains the mandatory evaluation of a child who unlawfully operated a motor vehicle while under the influence of alcohol or other drugs. However, this bill gives the juvenile court discretion whether to order such an evaluation for a child who unlawfully used, possessed, sold or distributed a controlled substance or who unlawfully purchased, possessed or consumed an alcoholic beverage if the child: (1) has not previously been found to have committed one of those acts; and (2) resides more than 50 miles from the nearest location at which an evaluation may be conducted.