

ASSEMBLY BILL NO. 150—COMMITTEE ON
HEALTH AND HUMAN SERVICES

(ON BEHALF OF THE LEGISLATIVE COMMITTEE ON
CHILD WELFARE AND JUVENILE JUSTICE)

FEBRUARY 15, 2019

Referred to Committee on Health and Human Services

SUMMARY—Directs the establishment of a plan to expand the program to allow certain persons over 18 years of age to remain under the jurisdiction of a court. (BDR S-453)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
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 child welfare; requiring the establishment of a plan to expand the program to allow certain persons over 18 years of age to remain under the jurisdiction of a court; making an appropriation; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes a child whom a court places with a person or entity other than a parent and who reaches 18 years of age to request the court to retain jurisdiction over the child until the child reaches the age of 21 years. If a court retains jurisdiction over a child in such circumstances, the child is required to enter into an agreement with the agency which provides child welfare services. Such an agreement is required to provide that the child is entitled to: (1) continue receiving services from the agency which provides child welfare services; and (2) receive monetary payments directly or to have such payments provided to another entity in an amount not to exceed the rate of payment for foster care. (NRS 432B.594) Existing law additionally requires the agency which provides child welfare services to develop a written plan to assist the child in transitioning into independent living. (NRS 432B.595) **Section 9.5** of this bill requires the Division of Child and Family Services of the Department of Health and Human Services to: (1) establish a plan to expand that program; and (2) submit a report to the Legislative Committee on Child Welfare and Juvenile Justice concerning the status of the plan. **Section 10** of this bill appropriates money to the Division for personnel costs to develop the plan.



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

Section 1. (Deleted by amendment.)

Sec. 2. (Deleted by amendment.)

Sec. 3. (Deleted by amendment.)

Sec. 4. (Deleted by amendment.)

Sec. 5. (Deleted by amendment.)

Sec. 6. (Deleted by amendment.)

Sec. 7. (Deleted by amendment.)

Sec. 8. (Deleted by amendment.)

Sec. 9. (Deleted by amendment.)

Sec. 9.5. 1. The Division of Child and Family Services of the Department of Health and Human Services shall:

(a) In consultation with agencies which provide child welfare services, other agencies and organizations that provide social services, attorneys who represent children in the custody of agencies which provide child welfare services and other interested persons and entities:

(1) Study possible mechanisms for expanding the program established pursuant to NRS 432B.591 to 432B.595, inclusive, that allows a child who is over 18 years of age to voluntarily remain under the jurisdiction of a court under the conditions prescribed by NRS 432B.594, which may include, without limitation, obtaining federal financial participation under 42 U.S.C. §§ 670 et seq.; and

(2) Establish a plan to expand the program described in subparagraph (1). The plan must include, without limitation:

(I) A timeline for carrying out the plan, the process for carrying out the plan and an analysis of the fiscal impact of the plan; and

(II) An analysis of the implementation and effect of the program described in subparagraph (1).

(b) On or before October 1, 2020, submit to the Legislative Committee on Child Welfare and Juvenile Justice:

(1) A report concerning the status of the plan described in paragraph (a); and

(2) Any recommendations for legislation necessary to implement the plan described in paragraph (a).

2. As used in this section, "agency which provides child welfare services" has the meaning ascribed to it in NRS 432B.030.

Sec. 10. 1. There is hereby appropriated from the State General Fund to the Division of Child and Family Services of the Department of Health and Human Services for the purposes described in subsection 2 the following sums:



1 For the Fiscal Year 2019-2020..... \$35,553

2 For the Fiscal Year 2020-2021..... \$11,345

3 2. The Division of Child and Family Services of the
4 Department of Health and Human Services shall use the money
5 appropriated pursuant to subsection 1 for personnel costs to carry
6 out the provisions of section 9.5 of this act.

7 3. Any balance of the sums appropriated by subsection 1
8 remaining at the end of the respective fiscal years must not be
9 committed for expenditure after June 30 of the respective fiscal
10 years by the entity to which the appropriation is made or any entity
11 to which money from the appropriation is granted or otherwise
12 transferred in any manner, and any portion of the appropriated
13 money remaining must not be spent for any purpose after
14 September 18, 2020, and September 17, 2021, respectively, by
15 either the entity to which the money was appropriated or the entity
16 to which the money was subsequently granted or transferred, and
17 must be reverted to the State General Fund on or before
18 September 18, 2020, and September 17, 2021, respectively.

19 **Sec. 11.** This act becomes effective on July 1, 2019.

