

**Amendment No. 403**

Assembly Amendment to Assembly Bill No. 384

(BDR 5-1053)

**Proposed by:** Assembly Committee on Judiciary

**Amends:** Summary: Yes 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"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.





ASSEMBLY BILL NO. 384—ASSEMBLYMEMBER COLE

MARCH 10, 2025

Referred to Committee on Judiciary

SUMMARY—~~[Revises provisions]~~ **Requires the Chair of the Juvenile Justice Oversight Commission to solicit input regarding certain subjects** relating to juvenile justice. (BDR 5-1053)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
Effect on the State: Yes.

~

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

AN ACT relating to juvenile justice; requiring ~~[a juvenile facility to create and maintain, for certain purposes, certain records relating to certain acts of violence committed by a child in the facility; revising provisions relating to the admission or placement of certain children in certain facilities under certain circumstances; requiring the Chief of the Youth Parole Bureau of the Division of Child and Family Services of the Department of Health and Human Services to perform certain duties relating to children who are paroled from certain facilities;]~~ **the Chair of the Juvenile Justice Oversight Commission to solicit input regarding certain subjects relating to juvenile justice;** and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 ~~[Existing law authorizes the juvenile court to: (1) commit a child who is adjudicated~~  
2 ~~delinquent to the custody of a regional facility for the treatment and rehabilitation of children~~  
3 ~~or state facility for the detention of children; or (2) order a child to be placed in a facility for~~  
4 ~~the detention of children for a violation of probation. (NRS 62E.525, 62E.710) Section 3 of~~  
5 ~~this bill provides that if a child is adjudicated delinquent and committed by the juvenile court~~  
6 ~~to a regional facility for the treatment and rehabilitation of children or state facility for the~~  
7 ~~detention of children or ordered by the juvenile court to be placed in a facility for the~~  
8 ~~detention of children for a violation of probation, the facility is required to: (1) create and~~  
9 ~~maintain a written record documenting the commission of any act of serious violence that is~~  
10 ~~committed by the child against the staff of the facility or another child in the facility; and (2)~~  
11 ~~provide any such record to the juvenile court and all other appropriate authorities to be used~~  
12 ~~for certain purposes. Section 1 of this bill defines the term “act of serious violence” to mean~~  
13 ~~an act of violence committed by a child against the staff of the facility or another child in the~~  
14 ~~facility that involves: (1) the use of a weapon by the child; or (2) a sustained attack or repeated~~  
15 ~~attacks by the child upon the staff of the facility or another child in the facility.~~  
16 ~~— Section 2 of this bill makes a conforming change to clarify that the definition of “act of~~  
17 ~~serious violence” in section 1 applies to the provisions of existing law relating to juvenile~~  
18 ~~justice. Section 4 of this bill makes a conforming change to clarify that the provisions of~~  
19 ~~existing law relating to the disposition of a case involving a child who is adjudicated~~  
20 ~~delinquent apply to section 3.~~

21 — Existing law provides that before the juvenile court commits a delinquent child to the  
22 custody of a state facility for the detention of children, the juvenile court must find that: (1)  
23 appropriate alternatives that could satisfactorily meet the needs of the child do not exist in the  
24 community or were previously used to attempt to meet such needs and proved unsuccessful;  
25 and (2) the child poses a public safety risk based on the child's risk of reoffending, as  
26 determined by a risk assessment, any history of delinquency and the seriousness of the offense  
27 committed by the child. (NRS 62E.505) Section 5 of this bill requires the juvenile court also  
28 to consider any act of serious violence, as defined in section 1, committed by the child.

29 — Existing law requires the Division of Child and Family Services of the Department of  
30 Health and Human Services to: (1) develop a length of stay matrix and establish release  
31 criteria for a state facility for the detention of children that are based on a child's risk of  
32 reoffending, as determined by a risk assessment for the child, the seriousness of the act for  
33 which the child was adjudicated delinquent and the child's progress in meeting treatment  
34 goals; and (2) use the matrix and release criteria in making release and discharge decisions.  
35 (NRS 62E.525) Section 6 of this bill requires the Division, in developing the length of stay  
36 matrix and establishing release criteria, also to consider any act of serious violence, as defined  
37 in section 1, committed by the child.

38 — Existing law authorizes the Division to place a delinquent child who has been committed  
39 to the custody of the Division in certain facilities or public or private institutions or agencies  
40 located within or outside this State under certain circumstances, depending upon the age of the  
41 child. (NRS 63.440) Section 7 of this bill requires the Division, in adopting any statewide  
42 policy for the admission or placement of children, to consider certain specific factors,  
43 including, without limitation, whether the child: (1) has been adjudicated delinquent multiple  
44 times or otherwise had multiple cases disposed of; (2) has previously been adjudicated  
45 delinquent for acts that involve the use or threatened use of force or violence; (3) has  
46 committed any act of serious violence, as defined in section 1; and (4) does not appear to be  
47 benefiting from, or to be receptive to, the programs or treatment offered to the child or has  
48 otherwise demonstrated a desire not to modify his or her behavior in a positive manner.]

49 Existing law requires the Chief of the Youth Parole Bureau of the Division to perform  
50 certain duties, including: (1) supervising all children released on parole from a facility; (2)  
51 supervising all children released by other states for juvenile parole in this State pursuant to  
52 interstate compact; (3) furnishing to each child paroled a written statement of the conditions of  
53 the parole and instructions regarding those conditions; (4) keeping informed concerning the  
54 conduct and condition of all children and employees under the supervision of the Chief; and  
55 (5) coordinating the functions of the Chief with those of the superintendents of each facility.  
56 (NRS 63.710) Section 8 of this bill additionally requires the Chief to: (1) communicate and  
57 coordinate with local school districts and officials as necessary to ensure that each child  
58 paroled, if attending school, is attending school regularly and not in danger of becoming a  
59 habitual truant and is receiving any necessary and appropriate counseling or guidance offered  
60 by the school district; and (2) partner and coordinate with available organizations, entities and  
61 persons who offer programs for reentry, mentorship and other necessary services for children  
62 who are paroled.] **establishes the Juvenile Justice Oversight Commission and requires the**  
63 **Commission to perform certain duties, which include, for example, developing and**  
64 **periodically updating a 5-year strategic plan that establishes policies and procedures for**  
65 **the Division of Child and Family Services of the Department of Health and Human**  
66 **Services and each department of juvenile services relating to the use of evidence-based**  
67 **practices in providing services to children subject to the jurisdiction of the juvenile**  
68 **court. (NRS 62B.600, 62B.615) Section 9 of this bill requires the Chair of the**  
69 **Commission to: (1) solicit input regarding certain subjects relating to juvenile justice;**  
70 **and (2) submit a report to the Legislature summarizing any actions performed during**  
71 **the previous year and setting forth any findings and recommendations regarding such**  
72 **subjects.**

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

1       **Section 1.** ~~[Chapter 62A of NRS is hereby amended by adding thereto a new~~  
2 ~~section to read as follows:~~

3       ~~“Act of serious violence” means an act of violence committed by a child~~  
4 ~~against the staff of a local facility for detention of children, regional facility for~~  
5 ~~the treatment and rehabilitation of children or state facility for the detention of~~  
6 ~~children or another child in the facility that involves:~~

- 7       ~~1. The use of a weapon by the child; or~~  
8       ~~2. A sustained attack or repeated attacks by the child upon the staff of the~~  
9 ~~facility or another child in the facility.] (Deleted by amendment.)~~

10       **Sec. 2.** ~~[NRS 62A.010 is hereby amended to read as follows:~~  
11 ~~62A.010 As used in this title, unless the context otherwise requires, the words~~  
12 ~~and terms defined in NRS 62A.015 to 62A.250, inclusive, and section 1 of this act~~  
13 ~~have the meanings ascribed to them in those sections.] (Deleted by amendment.)~~

14       **Sec. 3.** ~~[Chapter 62E of NRS is hereby amended by adding thereto a new~~  
15 ~~section to read as follows:~~

16       ~~1. If a child is adjudicated delinquent and committed by the juvenile court~~  
17 ~~to a regional facility for the treatment and rehabilitation of children or state~~  
18 ~~facility for the detention of children or ordered by the juvenile court to be placed~~  
19 ~~in a facility for the detention of children pursuant to NRS 62E.710, the facility~~  
20 ~~shall create and maintain a written record documenting the commission of any~~  
21 ~~act of serious violence that is committed by the child against the staff of the~~  
22 ~~facility or another child in the facility.~~

23       ~~2. A facility shall provide any written record relating to a child that is~~  
24 ~~created pursuant to subsection 1 to the juvenile court and all other appropriate~~  
25 ~~authorities for any purpose that is required by the provisions of this title or for~~  
26 ~~any other appropriate purpose, including, without limitation, determining the~~  
27 ~~disposition of the current case or a subsequent case involving the child,~~  
28 ~~determining the placement of the child and developing a plan of aftercare for the~~  
29 ~~child following the release of the child from a facility.] (Deleted by amendment.)~~

30       **Sec. 4.** ~~[NRS 62E.500 is hereby amended to read as follows:~~  
31 ~~62E.500 1. The provisions of NRS 62E.500 to 62E.730, inclusive [;], and~~  
32 ~~section 3 of this act:~~

33       ~~(a) Apply to the disposition of a case involving a child who is adjudicated~~  
34 ~~delinquent;~~

35       ~~(b) Except as otherwise provided in NRS 62E.700 and 62E.705, do not apply to~~  
36 ~~the disposition of a case involving a child who is found to have committed a~~  
37 ~~minor traffic offense;~~

38       ~~2. If a child is adjudicated delinquent:~~

39       ~~(a) The juvenile court may issue any orders or take any actions set forth in~~  
40 ~~NRS 62E.500 to 62E.730, inclusive, and section 3 of this act that the juvenile court~~  
41 ~~deems proper for the disposition of the case; and~~

42       ~~(b) If required by a specific statute, the juvenile court shall issue the~~  
43 ~~appropriate orders or take the appropriate actions set forth in the statute.] (Deleted~~  
44 ~~by amendment.)~~

45       **Sec. 5.** ~~[NRS 62E.505 is hereby amended to read as follows:~~

46       ~~62E.505 Before the juvenile court commits a delinquent child to the custody~~  
47 ~~of a state facility for the detention of children, the court must find that:~~

1 ~~— 1. Appropriate alternatives that could satisfactorily meet the needs of the child~~  
2 ~~do not exist in the community or were previously used to attempt to meet such~~  
3 ~~needs and proved unsuccessful; and~~

4 ~~— 2. The child poses a public safety risk based on the child's risk of reoffending,~~  
5 ~~as determined by a risk assessment conducted pursuant to NRS 62E.506, any~~  
6 ~~history of delinquency, **any act of serious violence committed by the child** and the~~  
7 ~~seriousness of the offense committed by the child. **(Deleted by amendment.)**~~

8 **Sec. 6.** ~~[NRS 62E.525 is hereby amended to read as follows:~~

9 ~~— 62E.525 1. The Division of Child and Family Services shall consider,~~  
10 ~~without limitation, the results of a validated risk assessment, a validated mental~~  
11 ~~health screening and, if applicable, a full mental health assessment conducted~~  
12 ~~pursuant to NRS 62E.506 to make decisions concerning the placement of the child.~~  
13 ~~The Division may consider the results of a risk and needs assessment of the child~~  
14 ~~that was conducted by a local department of juvenile services if the assessment was~~  
15 ~~conducted within the immediately preceding 6 months and no significant changes~~  
16 ~~have occurred relating to the child's case.~~

17 ~~— 2. The Division of Child and Family Services shall develop a length of stay~~  
18 ~~matrix and establish release criteria for a state facility for the detention of children~~  
19 ~~that are based on a child's risk of reoffending, as determined by the risk assessment~~  
20 ~~for the child, **any act of serious violence committed by the child**, the seriousness of~~  
21 ~~the act for which the child was adjudicated delinquent and the child's progress in~~  
22 ~~meeting treatment goals. In making release and discharge decisions, the Division~~  
23 ~~shall use the matrix and release criteria developed pursuant to this subsection.~~

24 ~~— 3. The Division of Child and Family Services shall develop a written~~  
25 ~~individualized case plan for each child committed to the custody of the Division~~  
26 ~~pursuant to NRS 62E.520. In developing such a case plan, the Division must use,~~  
27 ~~without limitation:~~

28 ~~— (a) The results of the risk assessment, mental health screening and any full~~  
29 ~~mental health assessment conducted pursuant to NRS 62E.506;~~

30 ~~— (b) The trauma, if any, experienced by the child;~~

31 ~~— (c) The education level of the child;~~

32 ~~— (d) The seriousness of the offense committed by the child;~~

33 ~~— (e) The child's progress in meeting treatment goals; and~~

34 ~~— (f) Any relevant information provided by the family of the child.~~

35 ~~— 4. A case plan developed pursuant to subsection 3 must:~~

36 ~~— (a) Address the risks the child presents and the service needs of the child based~~  
37 ~~on the results of the risk assessment, mental health screening and any full mental~~  
38 ~~health assessment conducted pursuant to NRS 62E.506;~~

39 ~~— (b) Specify the level of supervision and services that the child needs;~~

40 ~~— (c) Provide referrals to treatment providers that may address the child's risks~~  
41 ~~and needs;~~

42 ~~— (d) Be developed in consultation with the child's family or guardian, as~~  
43 ~~appropriate;~~

44 ~~— (e) Specify the responsibilities of each person or agency involved with the~~  
45 ~~child; and~~

46 ~~— (f) Provide for the full reentry of the child into the community.~~

47 ~~— 5. In addition to the requirements of subsection 4, if a child is committed to a~~  
48 ~~state facility for the detention of children, the child's case plan must:~~

49 ~~— (a) Include a comprehensive plan for complete reentry of the child into the~~  
50 ~~community; and~~

51 ~~— (b) Be reviewed at least once every 3 months by the Division of Child and~~  
52 ~~Family Services.~~

1 ~~— 6. A reentry plan developed pursuant to subsection 5 must include, without~~  
 2 ~~limitation:~~

3 ~~— (a) A detailed description of the education, counseling and treatment provided~~  
 4 ~~to the child;~~

5 ~~— (b) A proposed plan for the continued education, counseling and treatment of~~  
 6 ~~the child upon his or her release;~~

7 ~~— (c) A proposed plan for the provision of any supervision or services necessary~~  
 8 ~~for the transition of the child; and~~

9 ~~— (d) A proposed plan for any engagement of the child's family or guardian.~~

10 ~~— 7. The Division of Child and Family Services must update a child's case plan~~  
 11 ~~at least once every 6 months, or when significant changes in the child's treatment~~  
 12 ~~occur, by conducting another risk assessment and mental health screening using the~~  
 13 ~~tools selected by the Commission pursuant to NRS 62D.610.~~

14 ~~— 8. A reentry planning meeting must be held at least 30 days before a child's~~  
 15 ~~scheduled release from a state facility for the detention of children. As appropriate,~~  
 16 ~~based on the child's case plan, the meeting should be attended by:~~

17 ~~— (a) The child;~~

18 ~~— (b) A family member or the guardian of the child;~~

19 ~~— (c) The child's youth parole counselor;~~

20 ~~— (d) The superintendent of the state facility for the detention of children; and~~

21 ~~— (e) Any treatment providers of the child.] **(Deleted by amendment.)**~~

22 **Sec. 7.** ~~[Chapter 63 of NRS is hereby amended by adding thereto a new~~  
 23 ~~section to read as follows:~~

24 ~~— *In adopting any statewide policy for the admission or placement of children*~~  
 25 ~~*pursuant to this chapter, the Division of Child and Family Services shall*~~  
 26 ~~*consider, without limitation, the following factors regarding the child:*~~

27 ~~— 1. *Whether the child has been adjudicated delinquent multiple times or*~~  
 28 ~~*otherwise had multiple cases disposed of pursuant to this title.*~~

29 ~~— 2. *Whether the child has previously been adjudicated delinquent for acts*~~  
 30 ~~*that involve the use or threatened use of force or violence.*~~

31 ~~— 3. *Whether the child has committed any act of serious violence.*~~

32 ~~— 4. *Whether the child does not appear to be benefiting from, or to be*~~  
 33 ~~*receptive to, the programs or treatment offered to the child or has otherwise*~~  
 34 ~~*demonstrated a desire not to modify his or her behavior in a positive manner.]*~~

35 **(Deleted by amendment.)**

36 **Sec. 8.** ~~[NRS 63.710 is hereby amended to read as follows:~~

37 ~~— 63.710 The Chief of the Youth Parole Bureau shall:~~

38 ~~— 1. Supervise all children released on parole from a facility.~~

39 ~~— 2. Supervise all children released by other states for juvenile parole in the~~  
 40 ~~State of Nevada pursuant to interstate compact.~~

41 ~~— 3. Furnish to each child paroled:~~

42 ~~— (a) A written statement of the conditions of the parole; and~~

43 ~~— (b) Instructions regarding those conditions.~~

44 ~~— 4. *Communicate and coordinate with local school districts and officials as*~~  
 45 ~~*necessary to ensure that each child paroled, if attending school, is:*~~

46 ~~— (a) *Attending school regularly and not in danger of becoming a habitual*~~  
 47 ~~*truant; and*~~

48 ~~— (b) *Receiving any necessary and appropriate counseling or guidance offered*~~  
 49 ~~*by the school district.*~~

50 ~~— 5. *Partner and coordinate with available organizations, entities and persons*~~  
 51 ~~*who offer programs for reentry, mentorship and other necessary services for*~~  
 52 ~~*children who are paroled.*~~

~~6. Keep informed concerning the conduct and condition of all children and employees under the supervision of the Chief.~~

~~[5.] 7. Coordinate the functions of the Chief with those of the superintendents of each facility.] (Deleted by amendment.)~~

Sec. 9. Chapter 62B of NRS is hereby amended by adding thereto a new section to read as follows:

1. The Chair of the Commission shall solicit input from persons, organizations and entities who have knowledge and experience in matters relating to wrap-around services for children who are or were in the juvenile justice system, including, without limitation, children who are or were on probation or who are or were released from a local facility for the detention of children, regional facility for the treatment and rehabilitation of children or state facility for the detention of children.

2. The Chair shall solicit input from such persons, organizations and entities regarding:

(a) Issues relating to the availability of wrap-around services;

(b) The scope and different types of wrap-around services that are offered to children and their families, including, without limitation:

(1) Evidence-based home and community services;

(2) Evidence-based reentry programs or services; and

(3) Mentorship or other necessary services relating to the needs of children who are or were in the juvenile justice system and their families; and

(c) Any other matters relating to wrap-around services that are deemed relevant by the Chair.

3. On or before March 1 of each year, the Chair shall prepare an annual report that includes, without limitation, a summary of actions performed pursuant to this section during the previous year and any findings and recommendations relating to wrap-around services or the juvenile justice system in general. The report must be submitted to:

(a) The Commission; and

(b) The Director of the Legislative Counsel Bureau for transmittal to the Joint Interim Standing Committee on the Judiciary, if the report is received during an odd-numbered year, or to the next session of the Legislature, if the report is received during an even-numbered year.

Sec. 10. The provisions of subsection 1 of NRS 218D.380 do not apply to any provision of this act which adds or revises a requirement to submit a report to the Legislature.