

Amendment No. 76

Assembly Amendment to Assembly Bill No. 33	(BDR 38-436)
Proposed by: Assembly Committee on Judiciary	
Amends: Summary: Yes 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"/>	_____

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.

DAN/BAW



Date: 4/12/2021

A.B. No. 33—Authorizes the establishment of paternity in proceedings concerning the protection of children. (BDR 38-436)



ASSEMBLY BILL NO. 33—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE NEVADA ASSOCIATION OF COUNTIES)

PREFILED NOVEMBER 18, 2020

Referred to Committee on Judiciary

SUMMARY—Authorizes the establishment of paternity in proceedings concerning the protection of children. (BDR ~~38-436~~) **11-436**

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 the protection of children; authorizing the paternity of a child to be legally established during a proceeding concerning the protection of the child; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law sets forth provisions concerning actions in which the paternity of a child may be legally established. (NRS 126.071-126.223) Existing law also authorizes the paternity of a child to be legally established during a proceeding concerning the support of a dependent child. (NRS 425.382-425.3852) Additionally, existing law establishes provisions relating to civil proceedings concerning the protection of children from abuse and neglect. (NRS 432B.410-432B.590) This bill authorizes the paternity of a child to be legally established during a civil proceeding concerning the protection of a child.

~~Section 2 of this bill provides that if the paternity of a child has not been legally established and a petition alleging that a child is in need of protection will be filed with a court and served on the alleged father of the child, the petition must contain certain information, including: (1) facts supporting that the alleged father is the legal parent of the child; (2) whether any man has acknowledged or declared his possible paternity of the child; and (3) notice to the alleged father that an order may be entered that establishes him as the legal parent of the child if he does not take certain actions. Section 3 of this bill provides that if the paternity of a child has not been legally established, the child, the natural mother or alleged father of the child or an interested third party is authorized to make a motion to the court for an order to establish paternity during a civil proceeding concerning the protection of a child. Such a motion must contain certain information and be served on the alleged father.~~

~~Section 4 of this bill authorizes the establishment of the alleged father of a child as the legal parent of the child during a civil proceeding concerning the protection of a child if the natural mother and alleged father of the child each sign an affidavit or other sworn statement that the paternity of the child has not been legally established and the alleged father is the legally presumed father of the child. Section 5 of this bill authorizes the establishment of the alleged father of a child as the legal parent of the child during a civil proceeding concerning the protection of the child if the alleged father is the only alleged father of the child and he: (1) does not appear at the hearing concerning the protection of the child; and (2) after receiving proper notice, does not submit within 60 days after the hearing a written response to a petition or motion to establish paternity, as applicable, or sworn testimony denying paternity and requesting a hearing.~~

30 — Section 6 of this bill establishes the circumstances in which a judicial officer is required
31 to order tests for the typing of blood or tests for the taking of specimens for genetic
32 identification of a child, the natural mother of the child and the alleged father of the child
33 when paternity is disputed. Section 6 sets forth the circumstances in which such tests establish
34 a conclusive presumption that a man is the natural father of a child and provides that if there is
35 a conclusive presumption that the alleged father is the natural father of the child and there is
36 no objection, the alleged father may be established as the legal parent of the child. Sections 14
37 and 15 of this bill make conforming changes to indicate that the obtaining of genetic
38 information from such tests ordered pursuant to section 6 is exempt from certain provisions
39 set forth in existing law that otherwise require the informed consent of certain persons before
40 obtaining or disclosing such genetic information.

41 — Section 7 of this bill generally requires the agency which provides child welfare services
42 in the county in which paternity is alleged to pay the costs for conducting any tests for the
43 typing of blood or tests for the taking of specimens for genetic identification. However, if
44 such tests establish a conclusive presumption that the alleged father of a child is the natural
45 father of the child, section 7 requires the alleged father to reimburse the agency for the cost of
46 the tests. Additionally, if the natural mother or alleged father of a child contests the results of
47 any such tests, section 7 requires the person contesting the results to pay the costs for
48 conducting any additional tests. Section 13 of this bill makes conforming changes to provide
49 clarity that the provision of existing law that prohibits the State from being assessed any costs
50 when it is a party to an action to determine parentage, including costs for blood tests or tests
51 for genetic identification, only applies to an action to determine parentage pursuant to chapter
52 126 of NRS.

53 — Section 8 of this bill provides that any recommendation concerning the paternity of a
54 child that is entered by a master and approved by the district court establishes the legal
55 paternity of the child for all purposes. Section 8 also provides that any order establishing the
56 paternity of a child is not confidential. Section 10 of this bill makes conforming changes to
57 indicate that such an order not being confidential is an exception to the general requirement
58 that information maintained by an agency which provides child welfare services is
59 confidential.

60 — Section 9 of this bill requires that whenever service of process is required in an action to
61 establish paternity that is part of a civil proceeding concerning the protection of a child,
62 personal service must be used. Section 11 of this bill makes conforming changes to indicate
63 that such a requirement that personal service be used is an exception to the general
64 requirement that a summons requiring a person who has custody or control of a child to
65 appear personally and bring the child before the court may be served by personal service or
66 registered or certified mail to the last known address of the person.]

67 **Existing law provides that a district court has jurisdiction of an action to determine**
68 **parentage pursuant to chapter 126 of NRS and allows such an action to be joined with**
69 **an action for divorce, annulment, separate maintenance or support. (NRS 126.091)**
70 **Section 12.3 of this bill provides that such an action may also be joined with a civil**
71 **proceeding concerning the protection of a child. Section 12 of this bill makes a conforming**
72 **[changes] change to indicate that the parent and child relationship [between a child and a**
73 **man] may be legally established in an action to establish paternity that is part of a civil**
74 **proceeding concerning the protection of a child.**

75 **Existing law sets forth the content and effect of a judgment or order entered in an**
76 **action to establish paternity. (NRS 126.161) Section 12.7 of this bill provides that such a**
77 **judgment or order issued during a proceeding concerning the protection of a child: (1) is**
78 **not subject to the provisions relating to the confidentiality of judgments or orders in a**
79 **proceeding concerning the protection of a child; and (2) is a final order.**

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

1 **Section 1.** ~~[Chapter 432B of NRS is hereby amended by adding thereto the~~
2 ~~provisions set forth as sections 2 to 9, inclusive, of this act.]~~ **(Deleted by**
3 **amendment.)**

4 **Sec. 2.** ~~[If the paternity of a child has not been legally established and a~~
5 ~~petition alleging that a child is in need of protection will be filed pursuant to NRS~~
6 ~~432B.490 and served on the alleged father of the child, the petition must include,~~
7 ~~without limitation:~~

8 ~~1. The information required by NRS 432B.510;~~

9 ~~2. The name of the alleged father of the child and facts that support that the~~
10 ~~alleged father is the legal parent of the child, including, without limitation,~~
11 ~~whether the natural mother of the child;~~

12 ~~(a) Was married to the alleged father at the time of the conception or birth of~~
13 ~~the child;~~

14 ~~(b) Was cohabiting with the alleged father at the time of the conception or~~
15 ~~birth of the child; and~~

16 ~~(c) Receives or has received support payments or promises of support from~~
17 ~~the alleged father in connection with her pregnancy or with respect to the child;~~

18 ~~3. An indication as to whether any man has formally or informally~~
19 ~~acknowledged or declared his possible paternity of the child; and~~

20 ~~4. A statement that if the alleged father does not appear at the adjudicatory~~
21 ~~hearing held pursuant to NRS 432B.530 and does not, within 60 days after the~~
22 ~~adjudicatory hearing, submit a written response or sworn testimony denying~~
23 ~~paternity and requesting a hearing, the judicial officer may, without further~~
24 ~~notice to the alleged father:~~

25 ~~(a) Enter an order that declares and establishes the alleged father as the~~
26 ~~legal parent of the child; or~~

27 ~~(b) If the judicial officer is a master, enter a recommendation for approval by~~
28 ~~the district court that the alleged father be declared and established as the legal~~
29 ~~parent of the child.]~~ **(Deleted by amendment.)**

30 **Sec. 3.** ~~[1. During any proceeding held pursuant to NRS 432B.410 to~~
31 ~~432B.590, inclusive, and sections 2 to 9, inclusive, of this act, if the paternity of a~~
32 ~~child has not been legally established, the child, the natural mother of the child,~~
33 ~~the alleged father of the child or an interested third party may make a motion to~~
34 ~~the court for an order to establish paternity.~~

35 ~~2. A motion made pursuant to this section must be in writing, set forth the~~
36 ~~information required by subsections 2, 3 and 4 of section 2 of this act and, if the~~
37 ~~alleged father did not file the motion, be served upon the alleged father.~~

38 ~~3. The provisions of the Nevada Rules of Civil Procedure, the District Court~~
39 ~~Rules and the local rules of practice adopted in the judicial district where the~~
40 ~~action is pending apply to any motion made pursuant to this section.]~~ **(Deleted by**
41 **amendment.)**

42 **Sec. 4.** ~~[If the natural mother and alleged father of a child each sign an~~
43 ~~affidavit or other sworn statement that the paternity of the child has not been~~
44 ~~legally established and the alleged father is the presumed father of the child~~
45 ~~pursuant to subsection 1 of NRS 126.051, a judicial officer may, during any~~
46 ~~proceeding held pursuant to NRS 432B.410 to 432B.590, inclusive, and sections 2~~
47 ~~to 9, inclusive, of this act:~~

48 ~~1. Enter an order that declares and establishes the alleged father as the~~
49 ~~legal parent of the child; or~~

1 ~~2. If the judicial officer is a master, enter a recommendation for approval~~
2 ~~by the district court that the alleged father be declared and established as the~~
3 ~~legal parent of the child.] (Deleted by amendment.)~~

4 **Sec. 5.** ~~[If paternity is alleged pursuant to section 2 or 3 of this act and~~
5 ~~there is only one alleged father of a child who does not appear at the adjudicatory~~
6 ~~hearing held pursuant to NRS 432B.530 and, after being served with a petition or~~
7 ~~motion pursuant to section 2 or 3 of this act, respectively, he does not submit a~~
8 ~~written response or sworn testimony denying paternity and requesting a hearing~~
9 ~~within 60 days after the adjudicatory hearing, a judicial officer may, without~~
10 ~~further notice to the alleged father:~~

11 ~~1. Enter an order that declares and establishes the alleged father as the~~
12 ~~legal parent of the child; or~~

13 ~~2. If the judicial officer is a master, enter a recommendation for approval~~
14 ~~by the district court that the alleged father be declared and established as the~~
15 ~~legal parent of the child.] (Deleted by amendment.)~~

16 **Sec. 6.** ~~[1. If paternity is alleged pursuant to section 2 or 3 of this act, a~~
17 ~~judicial officer shall order tests for the typing of blood or tests for the taking of~~
18 ~~specimens for genetic identification of a child, the natural mother of the child~~
19 ~~and the alleged father of the child as set forth in NRS 126.121 if:~~

20 ~~—(a) The alleged father submits, within 60 days after the adjudicatory hearing~~
21 ~~held pursuant to NRS 432B.530, a written response or sworn testimony denying~~
22 ~~paternity and requesting a hearing;~~

23 ~~—(b) Any person alleges that more than one person may be the father of the~~
24 ~~child and none of the persons alleged to be the father acknowledges paternity of~~
25 ~~the child; or~~

26 ~~—(c) The judicial officer determines that there is a valid issue concerning the~~
27 ~~paternity of the child.~~

28 ~~2. There is a conclusive presumption that a man is the natural father of a~~
29 ~~child if tests for the typing of blood or tests for genetic identification made~~
30 ~~pursuant to NRS 126.121 show a probability of 99 percent or more that he is the~~
31 ~~father except that the presumption may be rebutted if he establishes that he has~~
32 ~~an identical sibling who may be the father. If there is a conclusive presumption~~
33 ~~that the alleged father of a child is the natural father of the child and no~~
34 ~~objection is made, the judicial officer may:~~

35 ~~—(a) Enter an order that declares and establishes the alleged father as the~~
36 ~~legal parent of the child; or~~

37 ~~—(b) If the judicial officer is a master, enter a recommendation for approval by~~
38 ~~the district court that the alleged father be declared and established as the legal~~
39 ~~parent of the child.] (Deleted by amendment.)~~

40 **Sec. 7.** ~~[1. Except as otherwise provided in subsections 2 and 3, the~~
41 ~~agency which provides child welfare services in the county in which paternity is~~
42 ~~alleged pursuant to section 2 or 3 of this act shall pay the costs for conducting~~
43 ~~any tests for the typing of blood or tests for the taking of specimens for genetic~~
44 ~~identification that are ordered pursuant to section 6 of this act.~~

45 ~~2. If tests for the typing of blood or tests for genetic identification establish~~
46 ~~a conclusive presumption that the alleged father of a child is the natural father of~~
47 ~~the child in accordance with subsection 2 of section 6 of this act, the alleged~~
48 ~~father shall reimburse the agency which provides child welfare services in the~~
49 ~~county for the cost of the tests.~~

50 ~~3. If the natural mother or alleged father of a child contests the results of~~
51 ~~any test conducted pursuant to this section, the contesting party shall pay the~~
52 ~~costs for conducting any additional tests.] (Deleted by amendment.)~~

1 **Sec. 8.** ~~1. Any recommendation by a master that is entered pursuant to~~
2 ~~section 4, 5 or 6 of this act and approved by the district court establishes the legal~~
3 ~~paternity of a child for all purposes.~~

4 ~~2. Any order establishing paternity issued pursuant to section 4, 5 or 6 of~~
5 ~~this act is not subject to confidentiality pursuant to NRS 432B.280.~~ **(Deleted by**
6 **amendment.)**

7 **Sec. 9.** ~~Notwithstanding any other provision of law, whenever service of~~
8 ~~process is required in an action brought pursuant to NRS 432B.410 to 432B.590,~~
9 ~~inclusive, and sections 2 to 9, inclusive, of this act to determine the existence or~~
10 ~~nonexistence of the paternal relationship, it must be made by personal service of~~
11 ~~the summons or written notice and the petition or motion in which paternity is~~
12 ~~alleged.~~ **(Deleted by amendment.)**

13 **Sec. 10.** ~~NRS 432B.280 is hereby amended to read as follows:~~
14 ~~432B.280 1. Except as otherwise provided in NRS 239.0115, 432B.165,~~
15 ~~432B.175 and 439.538 and section 9 of this act and except as otherwise authorized~~
16 ~~or required pursuant to NRS 432B.290, information maintained by an agency which~~
17 ~~provides child welfare services, including, without limitation, reports and~~
18 ~~investigations made pursuant to this chapter, is confidential.~~

19 ~~2. Any person, law enforcement agency or public agency, institution or~~
20 ~~facility who willfully releases or disseminates such information, except:~~

21 ~~(a) Pursuant to a criminal prosecution relating to the abuse or neglect of a~~
22 ~~child;~~

23 ~~(b) As otherwise authorized pursuant to NRS 432B.165 and 432B.175;~~

24 ~~(c) As otherwise authorized or required pursuant to NRS 432B.290;~~

25 ~~(d) As otherwise authorized or required pursuant to NRS 439.538; or~~

26 ~~(e) As otherwise required pursuant to NRS 432B.513,~~

27 ~~is guilty of a gross misdemeanor.] (Deleted by amendment.)~~

28 **Sec. 11.** ~~NRS 432B.520 is hereby amended to read as follows:~~
29 ~~432B.520 1. After a petition has been filed, the court shall direct the clerk to~~
30 ~~issue a summons requiring the person who has custody or control of the child to~~
31 ~~appear personally and bring the child before the court at a time and place stated in~~
32 ~~the summons. If the person so summoned is other than a parent or guardian of the~~
33 ~~child, then the parent or guardian, or both, must also be notified by a similar~~
34 ~~summons of the pendency of the hearing and of the time and place appointed.~~

35 ~~2. Summons may be issued requiring the appearance of any other person~~
36 ~~whose presence, in the opinion of the court, is necessary.~~

37 ~~3. Each summons must include notice of the right of parties to counsel at the~~
38 ~~adjudicatory hearing. A copy of the petition must be attached to each summons.~~

39 ~~4. Except as provided in subsection 5 [.] and section 9 of this act, the~~
40 ~~summons must be served by:~~

41 ~~(a) Personal service of a written notice; or~~

42 ~~(b) Registered or certified mail to the last known address of the person.~~

43 ~~5. If the child was delivered to a provider of emergency services pursuant to~~
44 ~~NRS 432B.630 by one parent and the location of the other parent who did not~~
45 ~~deliver the child is unknown to the agency which provides child welfare services,~~
46 ~~the summons must be served on that parent by publication at least once a week for~~
47 ~~3 consecutive weeks in a newspaper published in the county and if no such~~
48 ~~newspaper is published, then a newspaper published in this state that has a general~~
49 ~~circulation in the county. The failure of the parent to appear in the action after the~~
50 ~~service of summons on the parent pursuant to this subsection shall be deemed to~~
51 ~~constitute a waiver by the parent of any further notice of the proceedings that would~~
52 ~~otherwise be required pursuant to this chapter. The parent who delivered the child~~

1 to a provider of emergency services pursuant to NRS 432B.630 shall be deemed to
2 have waived any right to notice pursuant to this section.

3 ~~6. If it appears that the child is in such condition or surroundings that the
4 welfare of the child requires that custody be immediately assumed by the court, the
5 court may order, by endorsement upon the summons, that the person serving it shall
6 at once deliver the child to an agency which provides child welfare services in
7 whose custody the child must remain until the further order of the court.~~

8 ~~7. If the summons cannot be served or the person who has custody or control
9 of the child fails to obey it, or~~

10 ~~(a) In the judge's opinion, the service will be ineffectual or the welfare of the
11 child requires that the child be brought forthwith into the custody of the court; or~~

12 ~~(b) A person responsible for the child's welfare has absconded with the child
13 or concealed the child from a representative of an agency which provides child
14 welfare services;~~

15 ~~the court may issue a writ for the attachment of the child's person, commanding
16 a law enforcement officer or a representative of an agency which provides child
17 welfare services to place the child in protective custody.] (Deleted by
18 amendment.)~~

19 **Sec. 12.** NRS 126.041 is hereby amended to read as follows:

20 126.041 The parent and child relationship between a child and:

21 1. A woman may be established by:

22 (a) Except as otherwise provided in NRS 126.710 to 126.810, inclusive, proof
23 of her having given birth to the child;

24 (b) An adjudication of the woman's maternity pursuant to this chapter, ~~for~~
25 NRS 125B.150 or 130.402 or chapter 432B of NRS;

26 (c) Proof of adoption of the child by the woman;

27 (d) An un rebutted presumption of the woman's maternity;

28 (e) The consent of the woman to assisted reproduction pursuant to NRS
29 126.670 and 126.680 which resulted in the birth of the child; or

30 (f) An adjudication confirming the woman as a parent of a child born to a
31 gestational carrier if the gestational agreement is enforceable under the provisions
32 of NRS 126.710 to 126.810, inclusive, or any other provision of law.

33 2. A man may be established:

34 (a) Under this chapter, NRS 125B.150, 130.402, or 425.382 to 425.3852,
35 inclusive ~~or~~, ~~or 432B.410 to 432B.590, inclusive, and sections 2 to 9, inclusive,~~
36 ~~of this act;~~ chapter 432B of NRS;

37 (b) By proof of adoption of the child by the man;

38 (c) By the consent of the man to assisted reproduction pursuant to NRS
39 126.670 and 126.680 which resulted in the birth of the child; or

40 (d) By an adjudication confirming the man as a parent of a child born to a
41 gestational carrier if the gestational agreement was validated pursuant to the
42 provisions of NRS 126.710 to 126.810, inclusive, or other provision of law.

43 **Sec. 12.3.** NRS 126.091 is hereby amended to read as follows:

44 126.091 1. Each district court has jurisdiction of an action brought under
45 this chapter. The action may be joined with ~~an~~ :

46 (a) An action for divorce, annulment, separate maintenance or support ~~or~~; or

47 (b) A proceeding held pursuant to chapter 432B of NRS. An action brought
48 under this chapter that is joined with a proceeding held pursuant to chapter 432B
49 of NRS may be initiated at any time during the proceeding by filing a petition
50 within the proceeding.

51 2. A person who has sexual intercourse in this state thereby submits to the
52 jurisdiction of the courts of this state as to an action brought under this chapter with
53 respect to a child who may have been conceived by that act of intercourse. In

1 addition to any other method provided by law, personal jurisdiction may be
2 acquired by personal service of summons outside this state or by certified mail,
3 restricted delivery, with return receipt requested.

4 3. The action may be brought in the county in which the child, the mother or
5 the alleged father resides or is found or, if the father is deceased, in which
6 proceedings for probate of the father's estate have been or could be commenced.
7 The court has jurisdiction whether or not the plaintiff resides in this state.

8 4. If an action to establish paternity is transferred from one judicial district in
9 this state to another judicial district in this state, the district court to which the
10 action is transferred shall not require the petitioner to file additional documents
11 with the court or provide additional service of process upon the respondent to
12 maintain jurisdiction over the parties.

13 **Sec. 12.7. NRS 126.161 is hereby amended to read as follows:**

14 126.161 1. A judgment or order of a court, or a judgment or order entered
15 pursuant to an expedited process, determining the existence or nonexistence of the
16 relationship of parent and child is determinative for all purposes.

17 2. If such a judgment or order of this State is at variance with the child's birth
18 certificate, the judgment or order must direct that a new birth certificate be issued
19 as provided in NRS 440.270 to 440.340, inclusive.

20 3. If the child is a minor, such a judgment or order of this State must provide
21 for the child's support as required by chapter 125B of NRS and must include an
22 order directing the withholding or assignment of income for the payment of the
23 support unless:

24 (a) One of the parties demonstrates and good cause is found by the court, or
25 pursuant to the expedited process, for the postponement of the withholding or
26 assignment; or

27 (b) All parties otherwise agree in writing.

28 4. Such a judgment or order of this State may:

29 (a) Contain any other provision directed against the appropriate party to the
30 proceeding, concerning the duty of support, the custody and guardianship of the
31 child, visitation with the child, the furnishing of bond or other security for the
32 payment of the judgment, or any other matter in the best interest of the child.

33 (b) Direct the father to pay the reasonable expenses of the mother's pregnancy
34 and confinement. The court may limit the father's liability for past support of the
35 child to the proportion of the expenses already incurred which the court deems just.

36 5. A court that enters such a judgment or order shall ensure that the social
37 security numbers of the mother and father are:

38 (a) Provided to the Division of Welfare and Supportive Services of the
39 Department of Health and Human Services.

40 (b) Placed in the records relating to the matter and, except as otherwise
41 required to carry out a specific statute, maintained in a confidential manner.

42 6. **A judgment or order issued pursuant to this chapter within a proceeding**
43 **held pursuant to chapter 432B of NRS:**

44 **(a) Is not subject to the provisions relating to the confidentiality of judgments**
45 **or orders set forth in chapter 432B of NRS; and**

46 **(b) Is a final order.**

47 7. As used in this section, "expedited process" means a voluntary
48 acknowledgment of paternity developed by the State Board of Health pursuant to
49 NRS 440.283, a voluntary acknowledgment of parentage developed by the State
50 Board of Health pursuant to NRS 440.285, judicial procedure or an administrative
51 procedure established by this or another state, as that term is defined in NRS
52 130.10179, to facilitate the collection of an obligation for the support of a child.

53 **Sec. 13. [NRS 126.171 is hereby amended to read as follows:**

~~126.171 The court may order reasonable fees of counsel, experts and the child's guardian ad litem, and other costs of the action and pretrial proceedings, including blood tests or tests for genetic identification, to be paid by the parties in proportions and at times determined by the court. The court may order the proportion of any indigent party to be paid by the county. In no event may the State be assessed any costs when it is a party to an action to determine parentage [.] pursuant to this chapter.] (Deleted by amendment.)~~

Sec. 14. ~~[NRS 629.151 is hereby amended to read as follows:~~

~~629.151 It is unlawful to obtain any genetic information of a person without first obtaining the informed consent of the person or the person's legal guardian pursuant to NRS 629.181, unless the information is obtained:~~

~~1. By a federal, state, county or city law enforcement agency to establish the identity of a person or dead human body;~~

~~2. To determine the parentage or identity of a person pursuant to NRS 56.020;~~

~~3. To determine the paternity of a person pursuant to NRS 126.121 or 425.384 [.] or section 6 of this act;~~

~~4. For use in a study where the identities of the persons from whom the genetic information is obtained are not disclosed to the person conducting the study;~~

~~5. To determine the presence of certain preventable or inheritable disorders in an infant pursuant to NRS 442.008 or a provision of federal law; or~~

~~6. Pursuant to an order of a court of competent jurisdiction.] (Deleted by amendment.)~~

Sec. 15. ~~[NRS 629.171 is hereby amended to read as follows:~~

~~629.171 It is unlawful to disclose or to compel a person to disclose the identity of a person who was the subject of a genetic test or to disclose genetic information of that person in a manner that allows identification of the person, without first obtaining the informed consent of that person or his or her legal guardian pursuant to NRS 629.181, unless the information is disclosed:~~

~~1. To conduct a criminal investigation, an investigation concerning the death of a person or a criminal or juvenile proceeding;~~

~~2. To determine the parentage or identity of a person pursuant to NRS 56.020;~~

~~3. To determine the paternity of a person pursuant to NRS 126.121 or 425.384 [.] or section 6 of this act;~~

~~4. Pursuant to an order of a court of competent jurisdiction;~~

~~5. By a physician and is the genetic information of a deceased person that will assist in the medical diagnosis of persons related to the deceased person by blood;~~

~~6. To a federal, state, county or city law enforcement agency to establish the identity of a person or dead human body;~~

~~7. To determine the presence of certain preventable or inheritable disorders in an infant pursuant to NRS 442.008 or a provision of federal law;~~

~~8. To carry out the provisions of NRS 442.300 to 442.330, inclusive; or~~

~~9. By an agency of criminal justice pursuant to NRS 179A.075.] (Deleted by amendment.)~~