

SENATE BILL NO. 365—COMMITTEE ON JUDICIARY

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

MARCH 25, 2021

Referred to Committee on Judiciary

SUMMARY—Requires the implementation of a pilot program relating to the housing of certain youthful offenders. (BDR S-500)

FISCAL NOTE: Effect on Local Government: No.
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 youthful offenders; directing the Department of Corrections and the Division of Child and Family Services of the Department of Health and Human Services to develop a pilot program to house youthful offenders in the custody of the Division of Child and Family Services until they are 18 years of age; directing the Department of Corrections and the Division of Child and Family Services to submit a report on the status of the pilot program; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 This bill requires the Department of Corrections and the Division of Child and
2 Family Services of the Department of Health and Human Services to develop and
3 implement a pilot program whereby offenders under 18 years of age who are
4 convicted as adults may be housed in the custody of the Division of Child and
5 Family Services until they are 18 years of age, rather than being housed in an adult
6 correctional facility. The pilot program must commence not later than January 1,
7 2022. This bill also requires the Department of Corrections and the Division of
8 Child and Family Services to submit a report on the status of the pilot program,
9 including any recommendations for related legislation, to the Director of the
10 Legislative Counsel Bureau for transmittal to the Legislature.



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

1 **Section 1.** Notwithstanding any provision of law to the
2 contrary, the Department of Corrections and the Division of Child
3 and Family Services of the Department of Health and Human
4 Services shall develop and implement a pilot program whereby,
5 after consultation among all concerned parties and the agreement of
6 the Department of Corrections and the Division of Child and Family
7 Services, offenders under 18 years of age who are convicted as
8 adults may be housed in the custody of the Division of Child and
9 Family Services until they are 18 years of age, rather than being
10 housed in an adult correctional facility. The pilot program must
11 commence not later than January 1, 2022.

12 **Sec. 2.** Not later than January 1, 2023, the Department of
13 Corrections and the Division of Child and Family Services of the
14 Department of Health and Human Services shall submit a report on
15 the status of the pilot program implemented pursuant to section 1 of
16 this act, including any recommendations for related legislation, to
17 the Director of the Legislative Counsel Bureau for transmittal to the
18 Legislature.

19 **Sec. 3.** Notwithstanding the provisions of NRS 218D.430 and
20 218D.435, a committee, other than the Assembly Standing
21 Committee on Ways and Means and the Senate Standing Committee
22 on Finance, may vote on this act before the expiration of the period
23 prescribed for the return of a fiscal note in NRS 218D.475. This
24 section applies retroactively from and after March 22, 2021.

25 **Sec. 4.** This act becomes effective on July 1, 2021.

