

**PROPOSED REGULATION OF THE
DIVISION OF CHILD AND FAMILY SERVICES OF
THE DEPARTMENT OF HEALTH AND HUMAN SERVICES**

Changes proposed to LCB File No. R027-24 indicated by underlining and strikethrough

May 29, 2025

Section 1. Chapter 432B of NAC is hereby amended by adding thereto the provisions set forth as sections 2 to 8, inclusive, of this regulation.

Sec. 2. *1. Each agency which provides child welfare services that enters into a written agreement with a young adult to participate in the Program pursuant to NRS 432B.594, as amended by section 33 of Senate Bill No. 397, chapter 419, Statutes of Nevada 2021, at page 2731, shall:*

(a) Collaborate with the young adult to develop the written extended youth support services plan required by NRS 432B.595, as amended by section 34 of Senate Bill No. 397, chapter 419, Statutes of Nevada 2021, at page 2734;

(b) Include in the plan ~~a date by which the young adult should achieve~~ goals to assist the young adult in achieving self-sufficiency;

(c) Review and update the plan at least once every 6 months after the date on which it was developed and each year thereafter; and

(d) Ensure that ÷

~~(1) A~~ a representative of the agency which provides child welfare services visits the young adult in person at least once each month while the young adult is enrolled in the Program ÷

and

~~(2) At least 50 percent of the visits described in subparagraph (1) are conducted at the residence of the young adult.~~

2. A written extended youth support services plan developed pursuant to NRS 432B.595, as amended by section 34 of Senate Bill No. 397, chapter 419, Statutes of Nevada 2021, at page 2734, must meet the requirements set forth in 42 U.S.C. §§ 675(1) and 675a for a case plan.

Sec. 3. 1. In addition to the hearings held pursuant to NRS 432B.601 and except as otherwise provided in subsection 2, a court shall, for the purpose of complying with 42 U.S.C. § 675(5)(B), hold a hearing to review the status of each young adult who is participating in the Program:

(a) Not later than 6 months after the date on which a participant entered into a written agreement pursuant to NRS 432B.594, as amended by section 33 of Senate Bill No. 397, chapter 419, Statutes of Nevada 2021, at page 2731; and

(b) Each year thereafter.

2. The court may enter an order directing that the hearing conducted pursuant to subsection 1 be conducted by ~~a~~ an administrative review panel of three or more persons appointed by mutual consent of the judge or judges of the court. At least one of the persons appointed pursuant to this subsection must be a person who is not responsible for case management or the delivery of services to the young adult. The persons appointed pursuant to this section serve ~~at~~ :

(a) To assist the child welfare agency and the young adult with his or her goals; and

(b) At the pleasure of the court and without compensation.

3. Except as otherwise provided in this subsection, notice of the hearing must be given by regular or certified mail to the young adult and his or her attorney. Notice may be given to the young adult or his or her attorney by electronic mail if the young adult or his or her attorney, as applicable, agrees to receive notice in that manner.

4. A hearing conducted pursuant to this section must include, without limitation, a status review as required by 42 U.S.C. § 675(5)(B).

Sec. 4. 1. At each hearing held pursuant to NRS 432B.601 or section 3 of this regulation, the court or administrative review panel conducting the hearing shall:

(a) ~~Determine~~ Provide recommendations regarding whether the young adult is safe in his or her placement;

(b) ~~Consider~~ Provide information regarding whether continued participation in the Program by the young adult is appropriate;

(c) ~~Consider~~ Provide updates regarding whether the young adult is developing appropriate and meaningful skills for self-sufficiency; and

(d) Assess the progress made by the young adult towards achieving self-sufficiency by the date prescribed in the written extended youth support services plan developed pursuant to

NRS 432B.595, as amended by section 34 of Senate Bill No. 397, chapter 419, Statutes of Nevada 2021, at page 2734.

2. Each hearing conducted pursuant to NRS 432B.601 or section 3 of this regulation must:

(a) Be a collaborative team meeting conducted in a manner that supports the active engagement of the young adult in key decisions; and

(b) ~~Include the attorney for the young adult and any other party necessary to discuss a~~ discussion of the status of the participation of the young adult in the Program.

3. A hearing conducted pursuant to NRS 432B.601 must include, without limitation:

(a) A status review as required by 42 U.S.C. § 675(5)(B); and

(b) A permanency hearing as required by 42 U.S.C. § 675(5)(C).

~~4. At least one of the persons appointed to a panel to conduct a hearing pursuant to subsection 4 of NRS 432B.601 must be a person who is not responsible for case management or the delivery of services to the young adult.~~

Sec. 5. 1. An agency which provides child welfare services shall monitor the participation of each young adult who is participating in the Program to ensure that the young adult remains engaged in the Program and makes a good faith effort to achieve the goals set forth in the written extended youth support services plan developed pursuant to NRS 432B.595, as amended by section 34 of Senate Bill No. 397, chapter 419, Statutes of Nevada 2021, at page 2734.

2. Before seeking to terminate the participation of a young adult in the Program because the young adult is not making a good faith effort to achieve the goals set forth in the written extended youth support services plan developed pursuant to NRS 432B.595, as amended by section 34 of Senate Bill No. 397, chapter 419, Statutes of Nevada 2021, at page 2734, an agency which provides child welfare services must make reasonable efforts to reengage the young adult in the Program. Reasonable efforts may include, without limitation:

(a) Attempting to contact the young adult with increasing frequency through various methods such as electronic mail, text message, virtual visitations and in-person visits at work, home or school;

(b) Providing additional support to more easily enable the young adult to participate in the Program;

(c) Using motivational interviewing to identify and implement strategies to motivate the young adult to participate in the Program;

(d) Diligently searching to locate the young adult if he or she has lost contact with the agency; and

(e) Contacting and seeking assistance of any persons who provide support to the young adult.

Sec. 6. *1. An administrative review conducted pursuant to subsection 5 of NRS 432B.594, as amended by section 33 of Senate Bill No. 397, chapter 419, Statutes of Nevada 2021, at page 2731, concerning the termination of participation of a young adult in the Program must:*

(a) Be conducted by a panel of representatives of the agency which provides child welfare services as a collaborative team meeting;

(b) Include the young adult, the attorney for the young adult and any party necessary to discuss the status of the young adult in the Program; and

(c) Meet the requirements for an administrative review set forth in 42 U.S.C. § 675(6).

2. If the panel conducting an administrative review pursuant to subsection 1 determines that the young adult will remain in the Program:

(a) The panel shall collaborate with the young adult to identify strategies to more easily enable the young adult to make a good faith effort to achieve the goals set forth in the written extended youth support services plan developed pursuant to NRS 432B.595, as amended by section 34 of Senate Bill No. 397, chapter 419, Statutes of Nevada 2021, at page 2734;

(b) The young adult shall provide his or her current contact information and any other documentation requested by the panel not later than 30 days after the date of the administrative review; and

(c) The panel shall:

(1) Place the young adult on a probationary period of 60 days; and

(2) Issue an order setting forth the conditions with which the young adult must comply during the probationary period.

3. If a young adult fails to comply with the conditions set forth in an order issued pursuant to subparagraph (2) of paragraph (c) of subsection 2, the participation of the young adult in the Program may be terminated in accordance with subsection 5 of NRS 432B.594, as

amended by section 33 of Senate Bill No. 397, chapter 419, Statutes of Nevada 2021, at page 2731.

Sec. 7. A young adult may request that his or her participation in the Program be terminated pursuant to paragraph (d) of subsection 3 of NRS 432B.594, as amended by section 33 of Senate Bill No. 397, chapter 419, Statutes of Nevada 2021, at page 2731, at any time by submitting a written request to:

1. The agency which provides child welfare services;
2. The attorney to whom the young adult was referred pursuant to NRS 432B.592, as amended by section 31 of Senate Bill No. 397, chapter 419, Statutes of Nevada 2021, at page 2730; or
3. The court.

Sec. 8. 1. At least 30 days but not more than 45 days before the 21st birthday of a young adult who is participating in the Program, the agency which provides child welfare services shall ensure that a representative of the agency which provides child welfare services meets with the young adult to determine whether the young adult requires any additional guidance before reaching the age of 21.

2. An agency which provides child welfare services shall develop a transition plan in accordance with 42 U.S.C. § 675(5)(H) for a young adult who is participating in the Program ÷

~~(a) Not not earlier than 90 days before the 21st birthday of the young adult; ÷~~

~~(b) Upon the request of the young adult that his or her participation in the Program be terminated pursuant to paragraph (d) of subsection 3 of NRS 432B.594, as amended by section 33 of Senate Bill No. 397, chapter 419, Statutes of Nevada 2021, at page 2731, and section 7 of this regulation; or~~

~~(c) Upon deciding to take the actions described in subsection 5 of NRS 432B.594, as amended by section 33 of Senate Bill No. 397, chapter 419, Statutes of Nevada 2021, at page 2731, to terminate the participation of the young adult in the Program.~~

3. A transition plan developed pursuant to subsection 2 must be:

(a) Personalized at the direction of the young adult;

(b) As detailed as the young adult wants it to be; and

(c) Appropriate and supportive for the young adult.

4. A transition plan developed pursuant to subsection 2 must include, without limitation:

~~(a) Information relating to the sexual health of the young adult; and~~

~~(b) Services and resources informing and preparing the young adult to make healthy decisions about his or her life ;~~

(b) Activities to assist the young adult with housing;

(c) Information concerning health insurance;

(d) Educational opportunities;

(e) Assistance with mentors and other continuing support services;

(f) Workforce development and support; and

(g) Employment services.

5. An agency which provides child welfare services is encouraged to include information relating to sexual health services and resources in the transition plan developed pursuant to subsection 2 to ensure that the young adult is informed and prepared to make healthy decisions about his or her life.

~~4. 6.~~ Before the date on which the participation of the young adult in the Program is scheduled to terminate, the agency which provides child welfare services shall:

~~(a) Submit Complete the transition plan developed pursuant to subsection 2 to the court for approval and obtain such approval; and~~

~~(b) Except as otherwise provided in subsection 5, 7, provide the young adult with the documents required by 42 U.S.C. § 675(5)(I).~~

~~5. 7.~~ If an agency which provides child welfare services is unable to locate a young adult for the purpose of providing him or her with the documents required by 42 U.S.C. § 675(5)(I), the agency which provides child welfare services shall be deemed to be in compliance with paragraph (b) of subsection 4 6 if the agency which provides child welfare services has:

~~(a) Delivered or mailed the documents required by 42 U.S.C. § 675(5)(I)~~ Sent a letter to the last known address of the young adult informing the young adult to contact the agency to arrange a time to obtain all personal, confidential documents; and

~~(b) Made reasonable efforts to locate the young adult.~~

Sec. 9. This regulation becomes effective on the date on which sections 1 to 34, inclusive, and 35 of chapter 419, Statutes of Nevada 2021, at pages 2714-36, become effective.