

- Statutory Authority NRS 432B.403 to 432B.4095

CHILD DEATH REVIEW TEAMS

NRS 432B.403 Purpose of organizing. The purpose of organizing multidisciplinary teams to review the deaths of children pursuant to [NRS 432B.403](#) to [432B.4095](#), inclusive, is to:

1. Review the records of selected cases of deaths of children under 18 years of age in this State;
2. Review the records of selected cases of deaths of children under 18 years of age who are residents of Nevada and who die in another state;
3. Assess and analyze such cases;
4. Make recommendations for improvements to laws, policies and practice;
5. Support the safety of children; and
6. Prevent future deaths of children.

(Added to NRS by [2003, 863](#); A [2007, 1508](#))

NRS 432B.405 Appointment; circumstances for organization.

1. The director or other authorized representative of an agency which provides child welfare services:
 - (a) May provisionally appoint and organize one or more multidisciplinary teams to review the death of a child;
 - (b) Shall submit names to the Executive Committee to Review the Death of Children established pursuant to [NRS 432B.409](#) for review and approval of persons whom the director or other authorized representative recommends for appointment to a multidisciplinary team to review the death of a child; and
 - (c) Shall organize one or more multidisciplinary teams to review the death of a child under any of the following circumstances:
 - (1) Upon receiving a written request from an adult related to the child within the third degree of consanguinity, if the request is received by the agency within 1 year after the date of death of the child;
 - (2) If the child dies while in the custody of or involved with an agency which provides child welfare services, or if the child's family previously received services from such an agency;
 - (3) If the death is alleged to be from abuse or neglect of the child;
 - (4) If a sibling, household member or day care provider has been the subject of a child abuse and neglect investigation within the previous 12 months, including, without limitation, cases in which the report was unsubstantiated, or the investigation is currently pending;

- (5) If the child was adopted through an agency which provides child welfare services; or
- (6) If the child died of Sudden Infant Death Syndrome.

2. A review conducted pursuant to subparagraph (2) of paragraph (c) of subsection 1 must occur within 3 months after the issuance of a certificate of death.

(Added to NRS by [1993, 2051](#); A [2001 Special Session, 47](#); [2003, 864](#); [2007, 1508](#))

NRS 432B.406 Composition.

1. A multidisciplinary team to review the death of a child that is organized by an agency which provides child welfare services pursuant to [NRS 432B.405](#) must include, insofar as possible:

- (a) A representative of any law enforcement agency that is involved with the case under review;
- (b) Medical personnel;
- (c) A representative of the district attorney's office in the county where the case is under review;
- (d) A representative of any school that is involved with the case under review;
- (e) A representative of any agency which provides child welfare services that is involved with the case under review; and
- (f) A representative of the coroner's office.

2. A multidisciplinary team may include such other representatives of other organizations concerned with the death of the child as the agency which provides child welfare services deems appropriate for the review.

(Added to NRS by [2003, 863](#))

NRS 432B.407 Access to information; sharing of certain information; subpoena to obtain information; use of data collected; confidentiality of information.

1. A multidisciplinary team to review the death of a child is entitled to access to:
- (a) All investigative information of law enforcement agencies regarding the death;
 - (b) Any autopsy and coroner's investigative records relating to the death;
 - (c) Any medical or mental health records of the child; and
 - (d) Any records of social and rehabilitative services or of any other social service agency which has provided services to the child or the child's family.

2. Each organization represented on a multidisciplinary team to review the death of a child shall share with other members of the team information in its possession concerning the child who is the subject of the review, any siblings of the child, any person who was responsible for the welfare of the child and any other information deemed by the organization to be pertinent to the review.

3. A multidisciplinary team to review the death of a child may, if appropriate, meet and share information with:

(a) A multidisciplinary team to review the death of the victim of a crime that constitutes domestic violence organized or sponsored pursuant to [NRS 217.475](#); or

(b) The Committee on Domestic Violence appointed pursuant to [NRS 228.470](#).

4. A multidisciplinary team to review the death of a child may petition the district court for the issuance of, and the district court may issue, a subpoena to compel the production of any books, records or papers relevant to the cause of any death being investigated by the team. Except as otherwise provided in [NRS 239.0115](#), any books, records or papers received by the team pursuant to the subpoena shall be deemed confidential and privileged and not subject to disclosure.

5. A multidisciplinary team to review the death of a child may use data collected concerning the death of a child for the purpose of research or to prevent future deaths of children if the data is aggregated and does not allow for the identification of any person.

6. Except as otherwise provided in this section, information acquired by, and the records of, a multidisciplinary team to review the death of a child are confidential, must not be disclosed, and are not subject to subpoena, discovery or introduction into evidence in any civil or criminal proceeding.

(Added to NRS by [2003, 863](#); A [2007, 2106](#); [2011, 739](#); [2013, 438](#); [2017, 2466](#))

NRS 432B.4075 Authority of Administrator to organize multidisciplinary team to oversee review conducted by child death review team; access to information and privileges.

1. The Administrator of the Division of Child and Family Services may organize a multidisciplinary team to oversee any review of the death of a child conducted by a multidisciplinary team that is organized by an agency which provides child welfare services pursuant to [NRS 432B.405](#).

2. A multidisciplinary team organized pursuant to subsection 1 is entitled to the same access and privileges granted to a multidisciplinary team to review the death of a child pursuant to [NRS 432B.407](#).

(Added to NRS by [2007, 1500](#))

NRS 432B.408 Executive Committee to Review the Death of Children to review and respond to report and recommendations of child death review team.

1. The report and recommendations of a multidisciplinary team to review the death of a child must be transmitted for review to the Executive Committee to Review the Death of Children established pursuant to [NRS 432B.409](#).

2. The Executive Committee shall review the report and recommendations and respond in writing to the multidisciplinary team within 90 days after receiving the report.

(Added to NRS by [2003, 864](#); A [2013, 438](#))

NRS 432B.409 Establishment, composition and duties of Executive Committee to Review the Death of Children; creation of and use of money in Review of Death of Children Account.

1. The Administrator of the Division of Child and Family Services shall establish an Executive Committee to Review the Death of Children, consisting of:

(a) Representatives from multidisciplinary teams formed pursuant to paragraph (a) of subsection 1 of [NRS 432B.405](#) and [NRS 432B.406](#), vital statistics, law enforcement, public health and the Office of the Attorney General.

(b) Administrators of agencies which provide child welfare services, and agencies responsible for mental health and public safety, to the extent that such administrators are not already appointed pursuant to paragraph (a). Members of the Executive Committee who are appointed pursuant to this paragraph shall serve as nonvoting members.

2. The Executive Committee shall:

(a) Adopt statewide protocols for the review of the death of a child;

(b) Adopt regulations to carry out the provisions of [NRS 432B.403](#) to [432B.4095](#), inclusive;

(c) Adopt bylaws to govern the management and operation of the Executive Committee;

(d) Appoint one or more multidisciplinary teams to review the death of a child from the names submitted to the Executive Committee pursuant to paragraph (b) of subsection 1 of [NRS 432B.405](#);

(e) Oversee training and development of multidisciplinary teams to review the death of children;

(f) Compile and distribute a statewide annual report, including statistics and recommendations for regulatory and policy changes; and

(g) Carry out the duties specified in [NRS 432B.408](#).

3. The Review of Death of Children Account is hereby created in the State General Fund. The Executive Committee may use money in the Account to carry out the provisions of [NRS 432B.403](#) to [432B.4095](#), inclusive.

(Added to NRS by [2003, 864](#); A [2007, 1509](#); [2013, 439](#))

NRS 432B.4095 Civil penalty for disclosure of confidential information; authority to bring action; deposit of money.

1. Each member of a multidisciplinary team organized pursuant to [NRS 432B.405](#), a multidisciplinary team organized pursuant to [NRS 432B.4075](#) or the Executive Committee to Review the Death of Children established pursuant to [NRS 432B.409](#) who discloses any confidential information concerning the death of a child is personally liable for a civil penalty of not more than \$500.

2. The Administrator of the Division of Child and Family Services:

(a) May bring an action to recover a civil penalty imposed pursuant to subsection 1 against a member of a multidisciplinary team organized pursuant to [NRS 432B.4075](#) or the Executive Committee; and

(b) Shall deposit any money received from the civil penalty with the State Treasurer for credit to the State General Fund.

3. Each director or other authorized representative of an agency which provides child welfare services that organized a multidisciplinary team pursuant to [NRS 432B.405](#):

(a) May bring an action to recover a civil penalty pursuant to subsection 1 against a member of the multidisciplinary team; and

(b) Shall deposit any money received from the civil penalty in the appropriate county treasury.

(Added to NRS by [2007, 1500](#); A [2013, 439](#))