

MAY 14 2018

JACQUELINE BRYANT, CLERK

By:  DEPUTY CLERK

THE SECOND JUDICIAL DISTRICT COURT FAMILY DIVISION
OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

IN THE ADMINISTRATIVE MATTER OF:
PARTIES TO JUVENILE DELINQUENCY PROCEEDINGS

PRESIDING JUDGE ADMINISTRATIVE ORDER 2018-01

WHEREAS, the Second Judicial District Court Chief Judge has authority to make administrative decisions pertaining to the business of the Court (*see generally* WDCR 2; *see also* NRS 3.025(2)(c));

WHEREAS, the Chief Judge has appointed a Presiding Judge of the Family Division, who shall serve at the pleasure of the Chief Judge and shall perform such duties as are delegated by the Chief Judge (*see* WDCR 2(4));

WHEREAS, the Presiding Judge has determined records in juvenile delinquency matters are confidential and can be released in certain circumstances (*see* NRS 62H.025; *see also* NRS 62H.030);

WHEREAS, parents have a fundamental liberty interest in raising their children, as recognized in *Troxel v. Granville*, 530 U.S. 57, 66, 120 S. Ct. 2054, 2060 (2000), but those rights are not absolute or unqualified (*see In re Parental Rights of J.L.N.*, 118 Nev. 621, 625, 55 P.3d 955, 958 (2002), holding parental rights may be terminated);

WHEREAS, the State has a compelling interest in enforcing the laws of the State of Nevada, including its delinquency laws, and therefore the confidentiality of juvenile records (*In re Parental Rights as to D.R.H.*, 120 Nev. 422, 427, 120 P.3d 1230, 1233 (2004); *State v. Eighth Judicial Dist. Court (Logan D.)*, 129 Nev. 492, 503, 306 P.3d 369, 377 (2013));

WHEREAS, Nevada law provides several methods for parents to access juvenile delinquency records, wherein the Court determines whether a parent has met the

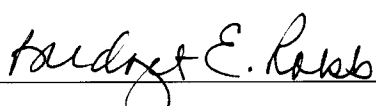
1 standards warranting release of said records (*see* NRS 62H.025; NRS 62H.030; *see also*
2 *Hickey v. Eighth Judicial Dist. Court*, 105 Nev. 729, 733, 782 P.2d 1336, 1339 (1989)); and

3 WHEREAS, Nevada law regarding release of said records is narrowly tailored to
4 serve the compelling interests of the State (*In re Parental Rights as to D.R.H.*, 120 Nev. at
5 427, 120 P.3d at 1233).

6 IT IS HEREBY ORDERED:

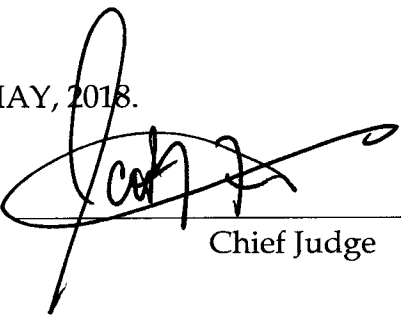
- 7 1. A parent whose child is the subject of a delinquency proceeding shall not be
8 a party to the proceeding, and shall not be named as such.
- 9 2. Absent a Court Order, a parent whose child is the subject of a delinquency
10 proceeding may not receive or access juvenile delinquency records through
11 the Clerk of the Court or through electronic service via the Court's e-flex
12 electronic filing system.
- 13 3. The Clerk of the Court shall immediately remove any parent whose child is
14 the subject of a delinquency proceeding as a party to that child's proceeding,
15 and shall immediately delete any such parent as a person who receives
16 electronic service through this Court's e-flex electronic filing system.
- 17 4. This Order replaces Administrative Order 2018-08.

18
19 DATED THIS 14 DAY OF MAY, 2018.

20
21 
22 _____
23 Presiding Judge

24 IT IS SO ORDERED

25 DATED THIS 14 DAY OF MAY, 2018.

26 
27 _____
28 Chief Judge