

CHAPTER.....

AN ACT relating to evidence; prohibiting a court from receiving evidence of the previous sexual conduct of a child in proceedings related to the protection of children; prohibiting a court from receiving evidence of the previous sexual conduct of a child in proceedings related to the termination of parental rights; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law provides that evidence may be presented in certain civil proceedings related to the protection of children. (Chapter 432B of NRS) **Section 2** of this bill prohibits, in any proceeding related to the protection of children, the introduction of evidence of any previous sexual conduct of a child to challenge the child’s credibility as a witness unless the child’s attorney has presented evidence or the child has testified concerning such conduct. **Section 1.5** of this bill similarly prohibits the introduction of such evidence in proceedings regarding the termination of parental rights.

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

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

Section 1. (Deleted by amendment.)

Sec. 1.5. Chapter 128 of NRS is hereby amended by adding thereto a new section to read as follows:

In any proceeding held pursuant to this chapter involving a child who has been the subject of a proceeding pursuant to chapter 432B of NRS, a party may not present evidence of any previous sexual conduct of a child to challenge the child’s credibility as a witness unless the attorney for the child has first presented evidence or the child has testified concerning such conduct, or the absence of such conduct, on direct examination by the district attorney or the attorney for the child, in which case the scope of the cross-examination of the child or rebuttal must be limited to the evidence presented by the child’s attorney or the child.

Sec. 2. Chapter 432B of NRS is hereby amended by adding thereto a new section to read as follows:

In any proceeding held pursuant to this chapter, a party may not present evidence of any previous sexual conduct of a child to challenge the child’s credibility as a witness unless the attorney for the child has first presented evidence or the child has testified



concerning such conduct, or the absence of such conduct, on direct examination by the district attorney or the attorney for the child, in which case the scope of the cross-examination of the child or rebuttal must be limited to the evidence presented by the child's attorney or the child.

