

1 **Rule 16.23. Examinations of Minors**

2 (a) **Applicability; Motion; Notice.**

3 (1) This rule governs a physical or mental evaluation of a minor in family
4 law actions.

5 (2) When ordering a physical or mental evaluation of a minor, the court
6 may proceed under this rule or NRCP 35. The court's order must state the court's
7 reasoning for proceeding under either rule and must include findings as to the best
8 interests of the child.

9 (3) Upon motion and after notice to all parties and the person to be
10 examined, a court may for good cause order an examination of a minor's mental or
11 physical condition.

12 (b) **Order.** The order must comply with Rule 16.22(b).

13 (c) **Recording.** In a motion requesting an examination or an opposition
14 thereto, the parties may request that an examination be audio or video recorded.
15 When considering whether to approve a recording, the court may appoint a guardian
16 ad litem for the minor child, hold a hearing, or both. The court may grant a request
17 to record the examination if making the recording is in the child's best interest. Any
18 recording must be provided to the court and placed under seal. On motion, and for
19 good cause, the court may permit dissemination of the recording, which must include
20 appropriate restrictions on its release and use.

21 (d) **Observers.**

22 (1) **In General.** In a motion requesting an examination or an opposition
23 thereto, the parties may request that an observer be present at the examination.
24 When considering whether to approve a request for an observer, the court may

