

consequences. Under § 43-247.02(2), on and after July 1, 2013, a juvenile court can commit a juvenile to OJS for placement at a YRTC only as part of an order of ISP. But because Marcella had already been committed to OJS for placement at a level less restrictive than a YRTC and only later transferred to a YRTC after July 1, subsection (2) does not apply. We conclude that § 43-247.02(3) controls and that the juvenile court acted within its authority when it transferred Marcella to the YRTC without making the placement as part of an order of ISP.

AFFIRMED.

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IN RE INTEREST OF QUINCY J., A CHILD  
UNDER 18 YEARS OF AGE.

STATE OF NEBRASKA, DEPARTMENT OF HEALTH AND HUMAN  
SERVICES, APPELLANT, V. QUINCY J., APPELLEE.

847 N.W.2d 69

Filed February 28, 2014. No. S-13-664.

Appeal from the Separate Juvenile Court of Lancaster County: REGGIE L. RYDER, Judge. Affirmed.

Jon Bruning, Attorney General, and C.J. Roberts, Special Assistant Attorney General, for appellant.

Toni Leija-Wilson and S.A. Mora James for appellee.

HEAVICAN, C.J., WRIGHT, CONNOLLY, STEPHAN, McCORMACK, MILLER-LERMAN, and CASSEL, JJ.

CASSEL, J.

This case raises the same issue as that presented in *In re Interest of Marcella G.*,<sup>1</sup> decided today. The juvenile court committed Quincy J. to the custody of the Office of Juvenile Services for treatment at a level less restrictive than a youth rehabilitation and treatment center prior to July 1, 2013, and,

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<sup>1</sup> *In re Interest of Marcella G.*, ante p. 566, 847 N.W.2d 276 (2014).

after July 1, sustained a motion to transfer him to a youth rehabilitation and treatment center. For the same reasons set forth in *In re Interest of Marcella G.*, we affirm the decision of the juvenile court.

AFFIRMED.