



Hundredth Legislature - First Session - 2007
Introducer's Statement of Intent
LB 413

Chairperson: Brad Ashford
Committee: Judiciary
Date of Hearing: March 8, 2007

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 413 proposes to do the following:

- (1) Amend Nebraska's "violation of custody" criminal provision (§ 28-316) to apply to a person who retains physical control over a child in violation of a Nebraska district or juvenile court order, with the intent "to deprive the lawful custodian of the custody of such child";
- (2) Provide that if a putative father files a notice of intent to claim paternity and obtain custody, the child who is the subject of that notice shall not be allowed to leave the state for 30 days, which is the period of time during which a petition for adjudication of the claim of paternity and right to custody may be filed; and
- (3) Provide that a child who is the subject of such a petition shall not be allowed to leave the state until (a) the putative father's rights have been determined, or (b) the person seeking to take the child out of state submits to the jurisdiction of the court.

Principal Introducer:

Senator Mike Flood