



One Hundred First Legislature - Second Session - 2010  
**Introducer's Statement of Intent**  
**LB 901**

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**Chairperson:** Brad Ashford  
**Committee:** Judiciary  
**Date of Hearing:** February 11, 2010

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

LB 901 will:

- Specifically reinstate into law the factors used by the courts in determining custody and visitation matters; and,
- Allow for the waiver of the law's mediation requirement in limited circumstances which genuinely warrant such a waiver. To obtain a waiver, the court is required to hold an evidentiary hearing that requires:
  - Good cause to be shown and both parents agree; and,
  - The parental agreement is bona fide and not asserted to avoid the objects of the Parenting Act; or,
  - When mediation is not possible without undue delay or hardship to either parent.

The burden of proof for the party or parties seeking the waiver is clear and convincing evidence.

**Principal Introducer:** \_\_\_\_\_  
**Senator John Wightman**