

One Hundred Third Legislature - First Session - 2013

Introducer's Statement of Intent

LB182

Chairperson: Senator Brad Ashford

Committee: Judiciary

Date of Hearing: February 06, 2013

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

The bill amends Section 43-292.02 regarding grounds for termination of parental rights to include language that states if child is conceived by victim of a sexual assault and biological father is convicted of that sexual assault, the parental rights of the biological father to that child are automatically terminated, unless biological mother or guardian consents otherwise, and the court shall determine if child support payments by the biological father are in the best interest of the child.

The bill amends Section 43-1411.01 regarding paternity and parental support to include language that states if a criminal allegation of sexual assault is pending against alleged father, court shall stay the paternity action until a determination is made; if found not guilty, paternity action shall proceed; if found guilty, parental rights are terminated subject to Section 43-292.02.

The bill amends Section 43-283.01 regarding reasonable efforts to preserve and unify family to include language that states that if family includes a child conceived as a result of sexual assault and biological father is convicted of that sexual assault, biological father shall not be considered part of that family for purposes of requiring reunification of family.

Principal Introducer: _____

Senator Bill Avery