

SENATE BILL SUMMARY

Prepared by the Division of Legislative Information for the Senate Bill **AS ORIGINALLY FILED**. For more detail, see Senate Bill Analyses, if available, prepared by the Senate's professional committee staff.

SB 334

Temporary and Concurrent Custody of a Child by Senator Storms

Defines "concurrent custody" as an eligible individual awarded custodial rights to care for a child concurrently with the child's parent or parents.

Provides requirements for an individual seeking concurrent custody of a minor, including, but not limited to, the following:

- currently have physical custody of the child, and have had physical custody of the child for at least 10 days in any 30-day period within the last 12 months and
- not have signed, written documentation from a parent which is sufficient to enable the custodian to do all of the things necessary to care for the child which are available to custodians who have a specified order.

Requires that, in addition to the requirements of a petition for temporary custody, a petition for concurrent custody include the following:

- time periods during the last 12 months in which the child resided with the petitioner
- type of document, if any, provided by the parent or parents to enable the petitioner to act on behalf of the child
- services or actions that the petitioner is unable to obtain or undertake without an order of custody and
- whether each parent has consented, in writing, to the entry of an order of concurrent custody.

Provides that if a parent objects to a petition for concurrent custody the court may not grant the petition. Provides that the court give the petitioner the option of converting the petition to a petition for temporary custody.

Provides that an order granting concurrent custody does not

affect the ability of the parents to obtain the physical custody of the child at any time.

Provides that at any time the petitioner, or either or both of the child's parents, may move the court to modify the child support provision or terminate the order granting concurrent custody. (See bill for details)