- 1 HB408
- 2 118230-3
- 3 By Representatives McDaniel, Sanderford and McLaughlin
- 4 RFD: Judiciary
- 5 First Read: 21-JAN-10

1	ENGROSSED
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3	
4	A BILL

TO BE ENTITLED

AN ACT

To provide that a parent who is deployed in military service outside of this state shall not be construed to have waived any rights or protections with regard to custody of or visitation with the deployed parent's child or children as provided in a divorce decree unless the deployed parent expressly waives the right or protection in writing.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. For the purposes of this act, the words "deployment" or "deployed" mean military service performed in compliance with a valid order received by an active duty or reserve member of the armed services of the United Sates, National Guard, or United States Coast Guard to report for combat operations, contingency operations, peacekeeping operations, temporary duty, a remote tour of duty, or other active service for which a deploying parent is required to report unaccompanied by any family member, including any child. Military service includes the period in which the deployed parent remains subject to deployment orders and

remains deployed because of sickness, wounds, leave, or other lawful cause.

Section 2. A parent who is deployed in military service outside of this state shall not be construed to have waived any rights or protections with regard to custody of or visitation with the deployed parent's child or children as provided in a divorce decree unless the deployed parent expressly waives the right or protection in writing.

Section 3. This act shall become effective immediately following its passage and approval by the Governor, or its otherwise becoming law.

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3	House of Representatives
4 5 6 7	Read for the first time and referred to the House of Representatives committee on Judiciary 21-JAN-10
8 9 10 11	Read for the second time and placed on the calendar with 1 substitute and 17-FEB-10
12 13 14	Read for the third time and passed as amended
15 16 17 18	Greg Pappas Clerk