

403A.302 Proceeding for temporary custody order.

- (1) After a deploying parent receives notice of deployment and until the deployment terminates, a court may issue a temporary order granting custodial responsibility unless prohibited by the Servicemembers Civil Relief Act, 50 U.S.C. Appendix Sections 521 and 522. A court may not issue a permanent order granting custodial responsibility without the consent of the deploying parent.
- (2) At any time after a deploying parent receives notice of deployment, either parent may file a motion regarding custodial responsibility of a child during deployment. The motion shall be filed in a pending proceeding for custodial responsibility in a court with jurisdiction under KRS 403A.104 or, if there is no pending proceeding in a court with jurisdiction under KRS 403A.104, in a new action for granting custodial responsibility during deployment.

Effective: June 29, 2021

History: Created 2021 Ky. Acts ch. 94, sec. 14, effective June 29, 2021.