

E AND R AMENDMENTS TO LB908

Introduced by Murante, 49, Chairman Enrollment and Review

1           1. Strike the original sections and all amendments  
2 thereto and insert the following new sections:

3           Section 1. Section 30-2608, Reissue Revised Statutes of  
4 Nebraska, is amended to read:

5           30-2608 (a) The father and mother are the natural  
6 guardians of their minor children and are duly entitled to their  
7 custody and to direct their education, being themselves competent  
8 to transact their own business and not otherwise unsuitable. If  
9 either dies or is disqualified for acting, or has abandoned his  
10 or her family, the guardianship devolves upon the other except as  
11 otherwise provided in this section.

12           (b) In the appointment of a parent as a guardian when  
13 the other parent has died and the child was born out of wedlock,  
14 the court shall consider the wishes of the deceased parent as  
15 expressed in a valid will executed by the deceased parent. If in  
16 such valid will the deceased parent designates someone other than  
17 the other natural parent as guardian for the minor children, the  
18 court shall take into consideration the designation by the deceased  
19 parent. In determining whether or not the natural parent should be  
20 given priority in awarding custody, the court shall also consider  
21 the natural parent's acknowledgment of paternity, payment of child  
22 support, and whether the natural parent is a fit, proper, and  
23 suitable custodial parent for the child.

1           (c) The court may appoint a standby guardian for a minor  
2 whose parent is chronically ill or near death. The appointment  
3 of a guardian under this subsection does not suspend or terminate  
4 the parent's parental rights of custody to the minor. The standby  
5 guardian's authority would take effect, if the minor is left  
6 without a remaining parent, upon (1) the death of the parent,  
7 (2) the mental incapacity of the parent, or (3) the physical  
8 debilitation and consent of the parent.

9           (d) The court may appoint a guardian for a minor if all  
10 parental rights of custody have been terminated or suspended by  
11 prior or current circumstances or prior court order. The juvenile  
12 court may appoint a guardian for a child adjudicated to be under  
13 subdivision (3)(a) of section 43-247 as provided in section 8 of  
14 this act. A guardian appointed by will as provided in section  
15 30-2606 whose appointment has not been prevented or nullified under  
16 section 30-2607 has priority over any guardian who may be appointed  
17 by the court, but the court may proceed with an appointment upon  
18 a finding that the testamentary guardian has failed to accept the  
19 testamentary appointment within thirty days after notice of the  
20 guardianship proceeding.

21           (e) The petition and all other court filings for a  
22 guardianship proceeding shall be filed with the clerk of the county  
23 court. The party shall state in the petition whether such party  
24 requests that the proceeding be heard by the county court or, in  
25 cases in which a separate juvenile court already has jurisdiction  
26 over the child in need of a guardian under the Nebraska Juvenile  
27 Code, such separate juvenile court. Such proceeding is considered

1 a county court proceeding even if heard by a separate juvenile  
2 court judge\_ and an order of the separate juvenile court in such  
3 guardianship proceeding has the force and effect of a county  
4 court order. The testimony in a guardianship proceeding heard  
5 before a separate juvenile court judge shall be preserved as in  
6 any other separate juvenile court proceeding. The clerks of the  
7 district courts shall transfer all guardianship petitions and other  
8 guardianship filings which were filed with such clerks prior to  
9 August 28, 1999, to the clerk of the county court where the  
10 separate juvenile court which heard the proceeding is situated. The  
11 clerk of such county court shall file and docket such petitions and  
12 other filings.

13           Sec. 2. Section 43-104.02, Reissue Revised Statutes of  
14 Nebraska, is amended to read:

15           43-104.02 A Notice of Objection to Adoption and Intent to  
16 Obtain Custody shall be filed with the biological father registry  
17 under section 43-104.01 on forms provided by the Department of  
18 Health and Human Services (1) ~~within~~ at any time during the  
19 pregnancy and no later than five business days after the birth of  
20 the child or (2) if the notice required by section 43-104.13 is  
21 provided after the birth of the child (a) ~~within~~ at any time during  
22 the pregnancy and no later than five business days after receipt of  
23 the notice provided under section 43-104.12 or (b) ~~within~~ no later  
24 than five business days after the last date of any published notice  
25 provided under section 43-104.14, whichever notice is earlier. Such  
26 notice shall be considered to have been filed if it is received by  
27 the department or postmarked prior to the end of the fifth business

1 day as provided in this section.

2           Sec. 3. Section 43-245, Revised Statutes Supplement,  
3 2013, is amended to read:

4           43-245 For purposes of the Nebraska Juvenile Code, unless  
5 the context otherwise requires:

6           (1) Abandonment means a parent's intentionally  
7 withholding from a child, without just cause or excuse, the  
8 parent's presence, care, love, protection, and maintenance and the  
9 opportunity for the display of parental affection for the child;

10           ~~(1)~~ (2) Age of majority means nineteen years of age;

11           ~~(2)~~ (3) Approved center means a center that has applied  
12 for and received approval from the Director of the Office of  
13 Dispute Resolution under section 25-2909;

14           ~~(3)~~ (4) Civil citation means a noncriminal notice which  
15 cannot result in a criminal record and is described in section  
16 43-248.02;

17           ~~(4)~~ (5) Cost or costs means (a) the sum or equivalent  
18 expended, paid, or charged for goods or services, or expenses  
19 incurred, or (b) the contracted or negotiated price;

20           ~~(5)~~ (6) Criminal street gang means a group of three or  
21 more people with a common identifying name, sign, or symbol whose  
22 group identity or purposes include engaging in illegal activities;

23           ~~(6)~~ (7) Criminal street gang member means a person who  
24 willingly or voluntarily becomes and remains a member of a criminal  
25 street gang;

26           ~~(7)~~ (8) Custodian means a nonparental caretaker having  
27 physical custody of the juvenile and includes an appointee

1 described in section 43-294;

2 ~~(8)~~ (9) Guardian means a person, other than a parent,  
3 who has qualified by law as the guardian of a juvenile pursuant  
4 to testamentary or court appointment, but excludes a person who is  
5 merely a guardian ad litem;

6 ~~(9)~~ (10) Juvenile means any person under the age of  
7 eighteen;

8 ~~(10)~~ (11) Juvenile court means the separate juvenile  
9 court where it has been established pursuant to sections 43-2,111  
10 to 43-2,127 and the county court sitting as a juvenile court in  
11 all other counties. Nothing in the Nebraska Juvenile Code shall be  
12 construed to deprive the district courts of their habeas corpus,  
13 common-law, or chancery jurisdiction or the county courts and  
14 district courts of jurisdiction of domestic relations matters as  
15 defined in section 25-2740;

16 ~~(11)~~ (12) Juvenile detention facility has the same  
17 meaning as in section 83-4,125;

18 ~~(12)~~ (13) Legal custody has the same meaning as in  
19 section 43-2922;

20 ~~(13)~~ (14) Mediator for juvenile offender and victim  
21 mediation means a person who (a) has completed at least thirty  
22 hours of training in conflict resolution techniques, neutrality,  
23 agreement writing, and ethics set forth in section 25-2913, (b) has  
24 an additional eight hours of juvenile offender and victim mediation  
25 training, and (c) meets the apprenticeship requirements set forth  
26 in section 25-2913;

27 ~~(14)~~ (15) Mental health facility means a treatment

1 facility as defined in section 71-914 or a government, private, or  
2 state hospital which treats mental illness;

3 ~~(15)~~ (16) Nonoffender means a juvenile who is subject  
4 to the jurisdiction of the juvenile court for reasons other  
5 than legally prohibited conduct, including, but not limited to,  
6 juveniles described in subdivision (3)(a) of section 43-247;

7 ~~(16)~~ (17) Nonsecure detention means detention  
8 characterized by the absence of restrictive hardware, construction,  
9 and procedure. Nonsecure detention services may include a range  
10 of placement and supervision options, such as home detention,  
11 electronic monitoring, day reporting, drug court, tracking and  
12 monitoring supervision, staff secure and temporary holdover  
13 facilities, and group homes;

14 ~~(17)~~ (18) Parent means one or both parents or stepparents  
15 when the stepparent is married to a parent who has physical custody  
16 of the juvenile as of the filing of the petition;

17 ~~(18)~~ (19) Parties means the juvenile as described in  
18 section 43-247 and his or her parent, guardian, or custodian;

19 ~~(19)~~ (20) Physical custody has the same meaning as in  
20 section 43-2922;

21 ~~(20)~~ (21) Except in proceedings under the Nebraska Indian  
22 Child Welfare Act, relative means father, mother, grandfather,  
23 grandmother, brother, sister, stepfather, stepmother, stepbrother,  
24 stepsister, uncle, aunt, first cousin, nephew, or niece;

25 ~~(21)~~ (22) Seal a record means that a record shall not be  
26 available to the public except upon the order of a court upon good  
27 cause shown;

1           ~~(22)~~ (23) Secure detention means detention in a highly  
2 structured, residential, hardware-secured facility designed to  
3 restrict a juvenile's movement;

4           ~~(23)~~ (24) Staff secure juvenile facility means a juvenile  
5 residential facility operated by a political subdivision (a) which  
6 does not include construction designed to physically restrict  
7 the movements and activities of juveniles who are in custody in  
8 the facility, (b) in which physical restriction of movement or  
9 activity of juveniles is provided solely through staff, (c) which  
10 may establish reasonable rules restricting ingress to and egress  
11 from the facility, and (d) in which the movements and activities  
12 of individual juvenile residents may, for treatment purposes, be  
13 restricted or subject to control through the use of intensive staff  
14 supervision. Staff secure juvenile facility does not include any  
15 institution operated by the department;

16           ~~(24)~~ (25) Status offender means a juvenile who has been  
17 charged with or adjudicated for conduct which would not be a crime  
18 if committed by an adult, including, but not limited to, juveniles  
19 charged under subdivision (3)(b) of section 43-247 and sections  
20 53-180.01 and 53-180.02; and

21           ~~(25)~~ (26) Traffic offense means any nonfelonious act in  
22 violation of a law or ordinance regulating vehicular or pedestrian  
23 travel, whether designated a misdemeanor or a traffic infraction.

24           Sec. 4. Section 43-284.02, Reissue Revised Statutes of  
25 Nebraska, is amended to read:

26           43-284.02 The Department of Health and Human Services  
27 may make payments as needed on behalf of a child who has been a

1 ward of the department after the appointment of a guardian for the  
2 child. Such payments to the guardian may include maintenance costs,  
3 medical and surgical expenses, and other costs incidental to the  
4 care of the child. All such payments shall terminate on or before  
5 the child's nineteenth birthday except as otherwise provided in  
6 section 43-4511 or 43-4514. The child under guardianship shall be a  
7 child for whom the guardianship would not be possible without the  
8 financial aid provided under this section.

9           The Department of Health and Human Services shall adopt  
10 and promulgate rules and regulations for the administration of this  
11 section.

12           Sec. 5. Section 43-285, Revised Statutes Supplement,  
13 2013, is amended to read:

14           43-285 (1) When the court awards a juvenile to the care  
15 of the Department of Health and Human Services, an association,  
16 or an individual in accordance with the Nebraska Juvenile Code,  
17 the juvenile shall, unless otherwise ordered, become a ward and  
18 be subject to the ~~guardianship~~ legal custody and care of the  
19 department, association, or individual to whose care he or she  
20 is committed. Any such association and the department shall have  
21 authority, by and with the assent of the court, to determine the  
22 care, placement, medical services, psychiatric services, training,  
23 and expenditures on behalf of each juvenile committed to it.  
24 Any such association and the department shall be responsible  
25 for applying for any health insurance available to the juvenile,  
26 including, but not limited to, medical assistance under the Medical  
27 Assistance Act. Such ~~guardianship~~ custody and care shall not



1 include the guardianship of any estate of the juvenile.

2           ~~(2)(a) This subdivision applies until October 1, 2013.~~  
3 Following an adjudication hearing at which a juvenile is adjudged  
4 to be under subdivision ~~(3)~~ of section 43-247, the court may  
5 order the department to prepare and file with the court a proposed  
6 plan for the care, placement, services, and permanency which are  
7 to be provided to such juvenile and his or her family. The  
8 plan shall include a statement regarding the eligibility of the  
9 juvenile for any health insurance, including, but not limited to,  
10 medical assistance under the Medical Assistance Act. The health  
11 and safety of the juvenile shall be the paramount concern in the  
12 proposed plan. When the plan includes the provision of services  
13 in order that the juvenile can remain in his or her home and  
14 such services are to prevent out-of-home placement, the plan shall  
15 be prepared and shall clearly state that the services described  
16 in the plan are to prevent placement and that, absent preventive  
17 services, foster care is the planned arrangement for the child. The  
18 department shall include in the plan for a juvenile who is sixteen  
19 years of age or older and subject to the guardianship of the  
20 department a written independent living transition proposal which  
21 meets the requirements of section 43-1311.03 and, for eligible  
22 juveniles, the Young Adult Voluntary Services and Support Act.  
23 The court may approve the plan, modify the plan, order that an  
24 alternative plan be developed, or implement another plan that is  
25 in the juvenile's best interests. In its order the court shall  
26 include a finding regarding the appropriateness of the programs and  
27 services described in the proposal designed to assist the juvenile

1 ~~in acquiring independent living skills. Rules of evidence shall not~~  
2 ~~apply at the dispositional hearing when the court considers the~~  
3 ~~plan that has been presented.~~

4 ~~(b) This subdivision applies beginning October 1, 2013.~~

5 (2) Following an adjudication hearing at which a juvenile is  
6 adjudged to be under subdivision (3)(a) or (c) of section 43-247,  
7 the court may order the department to prepare and file with the  
8 court a proposed plan for the care, placement, services, and  
9 permanency which are to be provided to such juvenile and his  
10 or her family. The health and safety of the juvenile shall be  
11 the paramount concern in the proposed plan. The department shall  
12 include in the plan for a juvenile who is sixteen years of age or  
13 older and subject to the ~~guardianship~~ legal care and custody of the  
14 department a written independent living transition proposal which  
15 meets the requirements of section 43-1311.03 and, for eligible  
16 juveniles, the Young Adult Voluntary Services and Support Act.  
17 The court may approve the plan, modify the plan, order that an  
18 alternative plan be developed, or implement another plan that is  
19 in the juvenile's best interests. In its order the court shall  
20 include a finding regarding the appropriateness of the programs and  
21 services described in the proposal designed to assist the juvenile  
22 in acquiring independent living skills. Rules of evidence shall not  
23 apply at the dispositional hearing when the court considers the  
24 plan that has been presented.

25 (3) Within thirty days after an order awarding a juvenile  
26 to the care of the department, an association, or an individual  
27 and until the juvenile reaches the age of majority, the department,

1 association, or individual shall file with the court a report  
2 stating the location of the juvenile's placement and the needs of  
3 the juvenile in order to effectuate the purposes of subdivision  
4 (1) of section 43-246. The department, association, or individual  
5 shall file a report with the court once every six months or at  
6 shorter intervals if ordered by the court or deemed appropriate by  
7 the department, association, or individual. Every six months, the  
8 report shall provide an updated statement regarding the eligibility  
9 of the juvenile for health insurance, including, but not limited  
10 to, medical assistance under the Medical Assistance Act. The  
11 department, association, or individual shall file a report and  
12 notice of placement change with the court and shall send copies of  
13 the notice to all interested parties at least seven days before the  
14 placement of the juvenile is changed from what the court originally  
15 considered to be a suitable family home or institution to some  
16 other custodial situation in order to effectuate the purposes of  
17 subdivision (1) of section 43-246. The court, on its own motion  
18 or upon the filing of an objection to the change by an interested  
19 party, may order a hearing to review such a change in placement  
20 and may order that the change be stayed until the completion of  
21 the hearing. Nothing in this section shall prevent the court on  
22 an ex parte basis from approving an immediate change in placement  
23 upon good cause shown. The department may make an immediate change  
24 in placement without court approval only if the juvenile is in a  
25 harmful or dangerous situation or when the foster parents request  
26 that the juvenile be removed from their home. Approval of the court  
27 shall be sought within twenty-four hours after making the change in

1 placement or as soon thereafter as possible. The department shall  
2 provide the juvenile's guardian ad litem with a copy of any report  
3 filed with the court by the department pursuant to this subsection.

4 (4) The court shall also hold a permanency hearing if  
5 required under section 43-1312.

6 (5) When the court awards a juvenile to the care of the  
7 department, an association, or an individual, then the department,  
8 association, or individual shall have standing as a party to file  
9 any pleading or motion, to be heard by the court with regard to  
10 such filings, and to be granted any review or relief requested in  
11 such filings consistent with the Nebraska Juvenile Code.

12 (6) Whenever a juvenile is in a foster care placement  
13 as defined in section 43-1301, the Foster Care Review Office or  
14 the designated local foster care review board may participate in  
15 proceedings concerning the juvenile as provided in section 43-1313  
16 and notice shall be given as provided in section 43-1314.

17 (7) Any written findings or recommendations of the Foster  
18 Care Review Office or the designated local foster care review board  
19 with regard to a juvenile in a foster care placement submitted to  
20 a court having jurisdiction over such juvenile shall be admissible  
21 in any proceeding concerning such juvenile if such findings or  
22 recommendations have been provided to all other parties of record.

23 (8) The executive director and any agent or employee of  
24 the Foster Care Review Office or any member of any local foster  
25 care review board participating in an investigation or making any  
26 report pursuant to the Foster Care Review Act or participating in a  
27 judicial proceeding pursuant to this section shall be immune from

1 any civil liability that would otherwise be incurred except for  
2 false statements negligently made.

3 Sec. 6. Section 43-905, Revised Statutes Supplement,  
4 2013, is amended to read:

5 43-905 (1) The Department of Health and Human Services  
6 shall be the legal guardian have legal custody of all children  
7 committed to it. The department shall afford temporary care  
8 and shall use special diligence to provide suitable homes for  
9 such children. The department shall make reasonable efforts to  
10 accomplish joint-sibling placement or sibling visitation or ongoing  
11 interaction between siblings as provided in section 43-1311.02.  
12 The department is authorized to place such children in suitable  
13 families for adoption, foster care, or guardianship or, in the  
14 discretion of the department, on a written contract.

15 (2) The contract shall provide (a) for the children's  
16 education in the public schools or otherwise, (b) for teaching them  
17 some useful occupation, and (c) for kind and proper treatment as  
18 members of the family in which they are placed.

19 (3) Whenever any child who has been committed to the  
20 department becomes self-supporting, the department shall declare  
21 that fact and the ~~guardianship~~ legal custody and care of the  
22 department shall cease. Thereafter the child shall be entitled  
23 to his or her own earnings. ~~Guardianship~~ Legal custody and care  
24 of and services by the department shall never extend beyond the  
25 age of majority, except that (a) services by the department to a  
26 child shall continue until the child reaches the age of twenty-one  
27 if the child is a student regularly attending a school, college,

1 or university or regularly attending a course of vocational or  
2 technical training designed to prepare such child for gainful  
3 employment or the child receives extended services and support as  
4 provided in the Young Adult Voluntary Services and Support Act and  
5 (b) beginning January 1, 2014, coverage for health care and related  
6 services under medical assistance in accordance with section 68-911  
7 may be extended as provided under the federal Patient Protection  
8 and Affordable Care Act, 42 U.S.C. 1396a(a)(10)(A)(i)(IX), as such  
9 act and section existed on January 1, 2013, for medicaid coverage  
10 for individuals under twenty-six years of age as allowed pursuant  
11 to such act.

12 (4) Whenever the parents of any ward, whose parental  
13 rights have not been terminated, have become able to support and  
14 educate their child, the department shall restore the child to his  
15 or her parents if the home of such parents would be a suitable  
16 home. The ~~guardianship~~ legal custody and care of the department  
17 shall then cease.

18 (5) Whenever permanent free homes for the children cannot  
19 be obtained, the department ~~shall have the authority to~~ may provide  
20 subsidies to adoptive and guardianship families subject to a  
21 hearing and court approval. The department may also provide and pay  
22 for the maintenance of the children ~~in private families,~~ in foster  
23 care, ~~in guardianship,~~ in boarding homes, or in institutions for  
24 care of children.

25 Sec. 7. Section 43-1318, Revised Statutes Cumulative  
26 Supplement, 2012, is amended to read:

27 43-1318 Sections 43-1301 to ~~43-1318~~ 43-1321 and section

1 8 of this act shall be known and may be cited as the Foster Care  
2 Review Act.

3           Sec. 8. (1) If the permanency plan for a child  
4 established pursuant to section 43-1312 does not recommend return  
5 of the child to his or her parent or that the child be placed for  
6 adoption, the juvenile court may place the child in a guardianship  
7 in a relative home as defined in section 71-1901, in a kinship home  
8 as defined in section 71-1901, or with an individual as provided  
9 in section 43-285 if:

10           (a) The child is a juvenile who has been adjudged to be  
11 under subdivision (3)(a) of section 43-247;

12           (b) The child has been in the placement for at least six  
13 months;

14           (c) The child consents to the guardianship, if the child  
15 is ten years of age or older; and

16           (d) The guardian:

17           (i) Is suitable and able to provide a safe and permanent  
18 home for the child;

19           (ii) Has made a commitment to provide for the financial,  
20 medical, physical, and emotional needs of the child until the child  
21 reaches the age of majority or until the termination of extended  
22 guardianship assistance payments pursuant to section 43-4511 or  
23 43-4514;

24           (iii) Has made a commitment to prepare the child for  
25 adulthood and independence; and

26           (iv) Agrees to give notice of any changes in his or  
27 her residential address or the residence of the child by filing a

1 written document in the juvenile court file of the child.

2 (2) In the order granting guardianship, the juvenile  
3 court:

4 (a) Shall grant to the guardian such powers, rights, and  
5 duties with respect to the care, maintenance, and treatment of the  
6 child as the biological or adoptive parent of the child would have;

7 (b) May specify the frequency and nature of family  
8 time or contact between the child and his or her parents, if  
9 appropriate;

10 (c) May specify the frequency and nature of family  
11 time or contact between the child and his or her siblings, if  
12 appropriate; and

13 (d) Shall require that the guardian not return the child  
14 to the physical care and custody of the person from whom the child  
15 was removed without prior approval of the court.

16 (3) The juvenile court shall retain jurisdiction over the  
17 child for modification or termination of the guardianship order.  
18 The court shall discontinue permanency reviews and case reviews  
19 and shall relieve the Department of Health and Human Services  
20 of the responsibility of supervising the placement of the child.  
21 Notwithstanding the retention of juvenile court jurisdiction, the  
22 guardianship placement shall be considered permanent for the child.

23 (4) The child shall remain in the custody of the guardian  
24 unless the order creating the guardianship is modified by the  
25 court.

26 (5) Guardianships established under this section shall  
27 terminate on the child's nineteenth birthday unless the child



1 is eligible for continued guardianship assistance payments under  
2 section 43-4511 or 43-4514 and an agreement is signed by the  
3 Department of Health and Human Services, the guardian, and  
4 the young adult, as defined in section 43-4503, to continue  
5 the guardianship assistance. The guardian shall ensure that  
6 any guardianship assistance funds provided by the department  
7 and received by the guardian for the purpose of an extended  
8 guardianship shall be used for the benefit of the young adult.  
9 The department shall adopt and promulgate rules and regulations  
10 defining services and supports encompassed by such benefit.

11 (6) Upon the child's nineteenth birthday regardless of  
12 the existence of an agreement to extend the guardianship until the  
13 child's twenty-first birthday, the guardian shall no longer have  
14 the legal authority to make decisions on behalf of the child and  
15 shall have no more authority over the person or property of the  
16 child than a biological or adoptive parent would have over his or  
17 her child, absent consent from the child.

18 (7) A guardianship established under this section does  
19 not terminate the parent-child relationship, including:

20 (a) The right of the child to inherit from his or her  
21 parents;

22 (b) The right of the biological parents' to consent to  
23 the child's adoption; and

24 (c) The responsibility of the parents to provide  
25 financial, medical, or other support as ordered by the court.

26 (8) The Department of Health and Human Services shall  
27 adopt and promulgate rules and regulations for the administration

1 of this section.

2           Sec. 9. Section 71-824, Reissue Revised Statutes of  
3 Nebraska, is amended to read:

4           71-824 No later than January 1, 2010, the department  
5 shall provide post-adoption and post-guardianship case management  
6 services for adoptive and guardianship families of former state  
7 wards on a voluntary basis. The department shall notify adoptive  
8 parents and guardians of the availability of such services and  
9 the process to access such services and that such services are  
10 provided on a voluntary basis. Notification shall be in writing  
11 and shall be provided at the time of finalization of the adoption  
12 agreement or completion of the guardianship and each six months  
13 thereafter until dissolution of the adoption, until termination of  
14 the guardianship, ~~or~~ until the former state ward attains nineteen  
15 years of age, or until extended guardianship assistance payments  
16 are terminated pursuant to section 43-4511 or 43-4514, whichever  
17 is earlier. Post-adoption and post-guardianship case management  
18 services under this section shall be administered by the Division  
19 of Children and Family Services and shall be evaluated. The  
20 evaluation shall include, but not be limited to, the number and  
21 percentage of persons receiving such services and the degree of  
22 problem resolution reported by families receiving such services.

23           Sec. 10. Original sections 30-2608, 43-104.02, 43-284.02,  
24 and 71-824, Reissue Revised Statutes of Nebraska, section 43-1318,  
25 Revised Statutes Cumulative Supplement, 2012, and sections 43-245,  
26 43-285, and 43-905, Revised Statutes Supplement, 2013, are  
27 repealed.