

HB 1165 -- GRANDPARENT VISITATION

SPONSOR: Mayhew

Current law sets provisions for circumstances in which a court may grant reasonable visitation rights for grandparents and provides that if the natural parents of a child are legally married and are living together with a child, a grandparent is unable to file for visitation.

This bill adds to those circumstances to include situations where the parents of the child were never married and the parent with custodial rights has denied reasonable visitation and repeals the prohibition for a grandparent to file for visitation if both parents are naturally married and living together with the child.

Furthermore, if a grandparent has been denied reasonable visitation for a period greater than 60 days and an action involving custody or visitation has already been adjudicated, the grandparent may file seeking visitation with the child, and additionally has the right to file a motion for an independent action if there is no prior custody or visitation order and reasonable visitation has been denied.