

House Amendment 1706

PAG LIN

1 1 Amend Senate File 264, as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. Page 1, by inserting after line 27 the
1 4 following:
1 5 <3A. Notwithstanding any provision to the
1 6 contrary, the court shall not grant visitation to a
1 7 grandparent or great-grandparent if any of the
1 8 following criteria applies to the grandparent or
1 9 great-grandparent:
1 10 a. The grandparent or great-grandparent is
1 11 convicted of or receives a deferred judgment for any
1 12 indictable offense as defined in section 801.4.
1 13 b. The grandparent or great-grandparent smokes
1 14 cigarettes as defined in section 453A.1 or uses
1 15 tobacco products as defined in section 453A.42, or
1 16 consumes alcoholic beverages as defined in section
1 17 123.3.
1 18 c. The name of the grandparent or
1 19 great-grandparent has been placed in the central
1 20 registry as a case of founded child abuse pursuant to
1 21 section 232.71D or the grandparent or
1 22 great-grandparent has a criminal history as described
1 23 in section 598.41A.
1 24 d. The grandparent or great-grandparent has a
1 25 history of domestic abuse. In determining whether a
1 26 history of domestic abuse exists, the court's
1 27 consideration shall include, but is not limited to,
1 28 commencement of an action pursuant to section 236.3,
1 29 the issuance of a protective order against the
1 30 grandparent or great-grandparent or the issuance of a
1 31 court order or consent agreement pursuant to section
1 32 236.5, the issuance of an emergency order against the
1 33 grandparent or great-grandparent pursuant to section
1 34 236.6, the holding of a grandparent or
1 35 great-grandparent in contempt pursuant to section
1 36 664A.7, the response of a peace officer to the scene
1 37 of alleged domestic abuse or the arrest of a
1 38 grandparent or great-grandparent following response to
1 39 a report of alleged domestic abuse, or a conviction
1 40 for domestic abuse assault pursuant to section 708.2A.
1 41 e. The grandparent or great-grandparent has a
1 42 severe, chronic substance abuse problem, and presents
1 43 a danger to self or others as evidenced by prior
1 44 acts.>
1 45 #2. By renumbering as necessary.
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1 49 PAULSEN of Linn
1 50 SF 264.202 82
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