

House Amendment 1734

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 31, the
1 4 following:
1 5 <____. Notwithstanding any provision of this
1 6 chapter to the contrary, venue for any action to
1 7 establish, enforce, or modify visitation under this
1 8 section shall be in the county where either parent
1 9 resides if no final custody order determination
1 10 relating to the grandchild or great-grandchild has
1 11 been entered by any other court. If a final custody
1 12 order has been entered by any other court, venue shall
1 13 be located exclusively in the county where the most
1 14 recent final custody order was entered. If any other
1 15 custodial proceeding is pending when an action to
1 16 establish, enforce, or modify visitation under this
1 17 section is filed, venue shall be located exclusively
1 18 in the county where the pending custodial proceeding
1 19 was filed.
1 20 _____. Notice of any proceeding to establish,
1 21 enforce, or modify visitation under this section shall
1 22 be personally served upon all parents of a child whose
1 23 interests are affected by a proceeding brought
1 24 pursuant to this section and all grandparents or
1 25 great-grandparents who have previously obtained a
1 26 final order or commenced a proceeding under this
1 27 section.
1 28 _____. The court shall not enter any temporary order
1 29 to establish, enforce, or modify visitation under this
1 30 section.
1 31 _____. An action brought under this section is
1 32 subject to chapter 598B, and in an action brought to
1 33 establish, enforce, or modify visitation under this
1 34 section, each party shall submit in its first pleading
1 35 or in an attached affidavit all information required
1 36 by section 598B.209.
1 37 _____. In any action brought to establish, enforce,
1 38 or modify visitation under this section, the court may
1 39 award attorney fees to the prevailing party in an
1 40 amount deemed reasonable by the court.
1 41 _____. If a proceeding to establish or enforce
1 42 visitation under this section is commenced when a
1 43 dissolution of marriage proceeding is pending
1 44 concerning the parents of the affected minor child,
1 45 the record and evidence of the dissolution action
1 46 shall remain impounded pursuant to section 598.26.
1 47 The impounded information shall not be released or
1 48 otherwise made available to any person who is not the
1 49 petitioner or respondent or an attorney of record in
1 50 the dissolution of marriage proceeding.>
2 1 #2. By renumbering as necessary.
2 2
2 3
2 4
2 5 _____
2 6 SWAIM of Davis
2 7 SF 264.702 82
2 8 pf/gg/9287