

FEB 3 1999
HUMAN RESOURCES

HOUSE FILE
BY DAVIS

190

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act restricting the awarding of child visitation rights to a
2 parent convicted of murder in the first degree of the other
3 parent.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HF 190

1 Section 1. NEW SECTION. 598.41B VISITATION --
2 RESTRICTIONS -- MURDER OF PARENT.

3 1. Notwithstanding section 598.41, the court shall not
4 award visitation rights to a child's parent who has been
5 convicted of murder in the first degree of the other parent of
6 the child, unless the court finds that the child is
7 developmentally mature enough to provide assent and assents to
8 visitation.

9 2. Until an order regarding visitation rights is issued,
10 the child of a parent who has been convicted of murder in the
11 first degree of the other parent of the child shall not visit
12 the parent without the consent of the child's custodian or
13 legal guardian.

14 EXPLANATION

15 This bill prohibits the issuing of an order by the court
16 which awards visitation rights to a child's parent convicted
17 of murder in the first degree of the other parent of the
18 child, unless the court finds that the child is
19 developmentally mature enough to provide assent and the child
20 assents.

21 Until an order is issued, the bill provides that the child
22 is prohibited from visiting the convicted parent without the
23 consent of the child's custodian or guardian.

24
25
26
27
28
29
30
31
32
33
34
35