

House File 2366 - Introduced

HOUSE FILE 2366
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO HF 706)
(SUCCESSOR TO HF 583)

A BILL FOR

1 An Act relating to replacement of the term visitation with the
2 term parenting time relative to time awarded to a parent.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 232.2, subsection 47, Code 2020, is
2 amended to read as follows:

3 47. *“Residual parental rights and responsibilities”* means
4 those rights and responsibilities remaining with the parent
5 after transfer of legal custody or guardianship of the person
6 of the child. These include but are not limited to the right of
7 ~~visitation~~ parenting time, the right to consent to adoption,
8 and the responsibility for support.

9 Sec. 2. Section 232.102, subsection 13, Code 2020, is
10 amended to read as follows:

11 13. Unless prohibited by the court order transferring
12 custody of the child for placement or other court order or
13 the department or agency that received the custody transfer
14 finds that allowing the ~~visitation~~ parenting time would not
15 be in the child’s best interest, the department or agency may
16 authorize reasonable visitation with the child by the child’s
17 grandparent, great-grandparent, or other adult relative who has
18 established a substantial relationship with the child.

19 Sec. 3. Section 232.103A, subsection 1, unnumbered
20 paragraph 1, Code 2020, is amended to read as follows:

21 The juvenile court may close a child in need of assistance
22 case by transferring jurisdiction over the child’s custody,
23 physical care, and ~~visitation~~ parenting time to the district
24 court through a bridge order, if all of the following criteria
25 are met:

26 Sec. 4. Section 232.103A, subsection 1, paragraph e, Code
27 2020, is amended to read as follows:

28 e. The juvenile court has determined that the child in need
29 of assistance case can safely close once orders for custody,
30 physical care, and ~~visitation~~ parenting time are entered by the
31 district court.

32 Sec. 5. Section 232.103A, subsections 3 and 6, Code 2020,
33 are amended to read as follows:

34 3. The juvenile court shall designate the petitioner and
35 respondent for the purposes of the bridge order. A bridge

1 order shall only address matters of custody, physical care,
2 and ~~visitation~~ parenting time. All other matters, including
3 child support, shall be filed by separate petition or by action
4 of the child support recovery unit, and shall be subject to
5 existing applicable statutory provisions.

6 6. Following the issuance of a bridge order, a party
7 may file a petition in district court for modification of
8 the bridge order for custody, physical care, or ~~visitation~~
9 parenting time. If the petition for modification is filed
10 within one year of the filing date of the bridge order,
11 the party requesting modification shall not be required to
12 demonstrate a substantial change of circumstances but instead
13 shall demonstrate that such modification is in the best
14 interest of the child. If a petition for modification is filed
15 within one year of the filing date of the bridge order, filing
16 fees and other court costs shall not be assessed against the
17 parties.

18 Sec. 6. Section 232.107, Code 2020, is amended to read as
19 follows:

20 **232.107 ~~Parent visitation~~ Parenting time.**

21 If a child is removed from the child's home in accordance
22 with an order entered under [this division](#), unless the court
23 finds that substantial evidence exists to believe that
24 reasonable ~~visitation~~ parenting time or supervised ~~visitation~~
25 parenting time would cause an imminent risk to the child's life
26 or health, the order shall allow the child's parent reasonable
27 ~~visitation~~ parenting time or supervised ~~visitation~~ parenting
28 time with the child.

29 Sec. 7. Section 236.4, subsections 2 and 3, Code 2020, are
30 amended to read as follows:

31 2. The court may enter any temporary order it deems
32 necessary to protect the plaintiff from domestic abuse prior
33 to the hearing, including temporary custody or ~~visitation~~
34 parenting time orders pursuant to subsection 3, upon good cause
35 shown in an ex parte proceeding. Present danger of domestic

1 abuse to the plaintiff constitutes good cause for purposes of
2 this subsection. A temporary order issued pursuant to this
3 subsection shall specifically include notice that the person
4 may be required to relinquish all firearms, offensive weapons,
5 and ammunition upon the issuance of a permanent order pursuant
6 to [section 236.5](#).

7 3. The court may award temporary custody of or establish
8 temporary ~~visitation~~ parenting time rights with regard to
9 children under eighteen years of age. In awarding temporary
10 custody or temporary ~~visitation~~ parenting time rights, the
11 court shall give primary consideration to the safety of
12 the alleged victim and the children. If the court finds
13 that the safety of the alleged victim or the children will
14 be jeopardized by unsupervised or unrestricted ~~visitation~~
15 parenting time, the court shall set conditions or restrict
16 ~~visitation~~ parenting time as to time, place, duration, or
17 supervision, or deny ~~visitation~~ parenting time entirely, as
18 needed to guard the safety of the victim and the children.
19 The court shall also determine whether any other existing
20 orders awarding custody or ~~visitation~~ parenting time should be
21 modified.

22 Sec. 8. Section 236.5, subsection 1, paragraph b,
23 subparagraph (5), Code 2020, is amended to read as follows:

24 (5) The awarding of temporary custody of or establishing
25 temporary ~~visitation~~ parenting time rights with regard to
26 children under eighteen.

27 (a) In awarding temporary custody of or temporary ~~visitation~~
28 parenting time rights, the court shall give primary
29 consideration to the safety of the victim and the children.

30 (b) If the court finds that the safety of the victim or the
31 children will be jeopardized by unsupervised or unrestricted
32 ~~visitation~~ parenting time, the court shall condition or
33 restrict ~~visitation~~ parenting time as to time, place, duration,
34 or supervision, or deny ~~visitation~~ parenting time entirely, as
35 needed to guard the safety of the victim and the children.

1 (c) The court shall also determine whether any other
2 existing orders awarding custody or ~~visitation~~ parenting time
3 rights should be modified.

4 (d) Prior to entry of an order or agreement under this
5 section that involves a child-custody determination as defined
6 in [section 598B.102](#), the parties shall furnish information to
7 the court in compliance with [section 598B.209](#).

8 Sec. 9. Section 252A.20, Code 2020, is amended to read as
9 follows:

10 **252A.20 Limitation on actions.**

11 Issues related to ~~visitation~~ parenting time, custody, or
12 other provisions not related to the support provisions of a
13 support order shall not be grounds for a hearing, modification,
14 adjustment, or other action under [this chapter](#).

15 Sec. 10. Section 252B.5, subsection 12, paragraph b,
16 subparagraph (6), Code 2020, is amended to read as follows:

17 (6) Following issuance of a final decision under chapter
18 17A that no mistake of fact exists, the obligor may request a
19 hearing before the district court pursuant to [chapter 17A](#). The
20 department shall transmit a copy of its record to the district
21 court pursuant to [chapter 17A](#). The scope of the review by the
22 district court shall be limited to demonstration of a mistake
23 of fact. Issues related to ~~visitation~~ parenting time, custody,
24 or other provisions not related to the support provisions
25 of a support order are not grounds for a hearing under this
26 subsection.

27 Sec. 11. Section 252B.9A, subsection 3, paragraph a,
28 subparagraph (2), Code 2020, is amended to read as follows:

29 (2) To make or enforce a child custody or ~~visitation~~
30 parenting time determination or order.

31 Sec. 12. Section 252B.20A, subsection 1, paragraph b, Code
32 2020, is amended to read as follows:

33 *b.* There is no order in effect regarding legal custody,
34 physical care, ~~visitation~~, or ~~other~~ parenting time for the
35 child.

1 Sec. 13. Section 252D.25, subsection 1, Code 2020, is
2 amended to read as follows:

3 1. Issues related to ~~visitation~~ parenting time, custody,
4 or other provisions not related to the support provisions of a
5 support order are not grounds for a motion to quash, revoke,
6 suspend, or stay a withholding order.

7 Sec. 14. Section 252I.8, subsection 5, paragraph g, Code
8 2020, is amended to read as follows:

9 g. Issues related to ~~visitation~~ parenting time, custody, or
10 other provisions not related to levies against accounts are not
11 grounds for a hearing under [this chapter](#).

12 Sec. 15. Section 252J.9, subsection 4, Code 2020, is amended
13 to read as follows:

14 4. The scope of review by the district court shall be
15 limited to demonstration of a mistake of fact relating to
16 the delinquency of the obligor or the noncompliance of the
17 individual with a subpoena or warrant. Issues related to
18 ~~visitation~~ parenting time, custody, or other provisions not
19 related to the support provisions of a support order are not
20 grounds for a hearing under [this chapter](#).

21 Sec. 16. Section 252K.104, subsection 2, paragraph b, Code
22 2020, is amended to read as follows:

23 b. Grant a tribunal of this state jurisdiction to render
24 judgment or issue an order relating to child custody or
25 ~~visitation~~ parenting time in a proceeding under [this chapter](#).

26 Sec. 17. Section 252K.305, subsection 4, Code 2020, is
27 amended to read as follows:

28 4. A responding tribunal of this state may not condition
29 the payment of a support order issued under [this chapter](#) upon
30 compliance by a party with provisions for ~~visitation~~ parenting
31 time.

32 Sec. 18. Section 598.10, subsection 1, paragraph b, Code
33 2020, is amended to read as follows:

34 b. In order to encourage compliance with a ~~visitation~~
35 parenting time order, a temporary order for custody shall

1 provide for a minimum ~~visitation~~ parenting time schedule with
2 the noncustodial parent, unless the court determines that such
3 ~~visitation~~ parenting time is not in the best interest of the
4 child.

5 Sec. 19. Section 598.15, subsection 1, Code 2020, is amended
6 to read as follows:

7 1. The parties to any action which involves the issues of
8 child custody or ~~visitation~~ parenting time shall participate in
9 a court-approved course to educate and sensitize the parties
10 to the needs of any child or party during and subsequent to
11 the proceeding within forty-five days of the service of notice
12 and petition for the action or within forty-five days of the
13 service of notice and application for modification of an
14 order. Participation in the course may be waived or delayed
15 by the court for good cause including but not limited to a
16 default by any of the parties or a showing that the parties
17 have previously participated in a court-approved course or its
18 equivalent. Participation in the course is not required if the
19 proceeding involves termination of parental rights of any of
20 the parties. A final decree shall not be granted or a final
21 order shall not be entered until the parties have complied with
22 this section, unless participation in the course is waived or
23 delayed for good cause or is otherwise not required under this
24 subsection.

25 Sec. 20. Section 598.21C, subsection 7, Code 2020, is
26 amended to read as follows:

27 *7. Modification by child support recovery unit.*

28 Notwithstanding any other provision of law to the contrary,
29 when an application for modification or adjustment of support
30 is submitted by the child support recovery unit, the sole
31 issues which may be considered by the court in that action are
32 the application of the guidelines in establishing the amount
33 of support pursuant to [section 598.21B](#), and provision for
34 medical support under [chapter 252E](#). When an application for a
35 cost-of-living alteration of support is submitted by the child

1 support recovery unit pursuant to [section 252H.24](#), the sole
2 issue which may be considered by the court in the action is the
3 application of the cost-of-living alteration in establishing
4 the amount of child support. Issues related to custody,
5 ~~visitation~~ parenting time, or other provisions unrelated to
6 support shall be considered only under a separate application
7 for modification.

8 Sec. 21. Section 598.21D, Code 2020, is amended to read as
9 follows:

10 **598.21D Relocation of parent as grounds to modify order of**
11 **child custody.**

12 If a parent awarded joint legal custody and physical
13 care or sole legal custody is relocating the residence of
14 the minor child to a location which is one hundred fifty
15 miles or more from the residence of the minor child at the
16 time that custody was awarded, the court may consider the
17 relocation a substantial change in circumstances. If the
18 court determines that the relocation is a substantial change
19 in circumstances, the court shall modify the custody order to,
20 at a minimum, preserve, as nearly as possible, the existing
21 relationship between the minor child and the nonrelocating
22 parent. If modified, the order may include a provision for
23 extended ~~visitation~~ parenting time during summer vacations
24 and school breaks and scheduled telephone contact between the
25 nonrelocating parent and the minor child. The modification
26 may include a provision assigning the responsibility for
27 transportation of the minor child for ~~visitation~~ parenting
28 time purposes to either or both parents. If the court makes
29 a finding of past interference by the parent awarded joint
30 legal custody and physical care or sole legal custody with the
31 minor child's access to the other parent, the court may order
32 the posting of a cash bond to assure future compliance with
33 the ~~visitation~~ parenting time provisions of the decree. The
34 supreme court shall prescribe guidelines for the forfeiting of
35 the bond and restoration of the bond following forfeiting of

1 the bond.

2 Sec. 22. Section 598.23, subsection 2, paragraph b, Code
3 2020, is amended to read as follows:

4 *b.* Modifies ~~visitation~~ parenting time to compensate for lost
5 ~~visitation parenting time~~ time or establishes joint custody for
6 the child or transfers custody.

7 Sec. 23. Section 598.41, subsection 1, paragraphs a and d,
8 Code 2020, are amended to read as follows:

9 *a.* The court may provide for joint custody of the child
10 by the parties. The court, insofar as is reasonable and in
11 the best interest of the child, shall order the custody award,
12 including liberal ~~visitation~~ parenting time rights where
13 appropriate, which will assure the child the opportunity for
14 the maximum continuing physical and emotional contact with
15 both parents after the parents have separated or dissolved
16 the marriage, and which will encourage parents to share the
17 rights and responsibilities of raising the child unless direct
18 physical harm or significant emotional harm to the child, other
19 children, or a parent is likely to result from such contact
20 with one parent.

21 *d.* If a history of domestic abuse exists as determined by a
22 court pursuant to [subsection 3](#), paragraph “j”, and if a parent
23 who is a victim of such domestic abuse relocates or is absent
24 from the home based upon the fear of or actual acts or threats
25 of domestic abuse perpetrated by the other parent, the court
26 shall not consider the relocation or absence of that parent
27 as a factor against that parent in the awarding of custody or
28 ~~visitation~~ parenting time.

29 Sec. 24. Section 598.41, subsection 3, paragraph i, Code
30 2020, is amended to read as follows:

31 *i.* Whether the safety of the child, other children, or
32 the other parent will be jeopardized by the awarding of joint
33 custody or by unsupervised or unrestricted ~~visitation~~ parenting
34 time.

35 Sec. 25. Section 598.41, subsection 6, Code 2020, is amended

1 to read as follows:

2 6. If the parties have more than one minor child, and the
3 court awards each party the physical custody of one or more of
4 the children, upon application by either party, and if it is
5 reasonable and in the best interest of the children, the court
6 shall include a provision in the custody order directing the
7 parties to utilize parenting time to allow visitation between
8 the children in each party's custody.

9 Sec. 26. Section 598.41A, Code 2020, is amended to read as
10 follows:

11 **598.41A Visitation Parenting time — history of crimes**
12 **against a minor.**

13 1. Notwithstanding [section 598.41](#), the court shall
14 consider, in the award of visitation parenting time rights to
15 a parent of a child, the criminal history of the parent if the
16 parent has been convicted of a sex offense against a minor as
17 defined in [section 692A.101](#).

18 2. Notwithstanding [section 598.41](#), an individual who is
19 a parent of a minor child and who has been convicted of a
20 sex offense against a minor as defined in [section 692A.101](#),
21 is not entitled to visitation parenting time rights while
22 incarcerated. While on probation, parole, or any other type
23 of conditional release including a special sentence for such
24 offense, visitation parenting time shall be denied until the
25 parent successfully completes a treatment program approved
26 by the court, if required by the court. The circumstances
27 described in [this subsection](#) shall be considered a substantial
28 change in circumstances.

29 Sec. 27. Section 598.41B, Code 2020, is amended to read as
30 follows:

31 **598.41B Visitation Parenting time — restrictions — murder**
32 **of parent.**

33 1. Notwithstanding [section 598.41](#), the court shall not do
34 either of the following:

35 a. Enforce an existing order awarding visitation parenting

1 time rights to a child's parent, which was obtained prior to
2 that parent's conviction for first degree murder in the murder
3 of the child's other parent, unless such enforcement is in the
4 best interest of the child.

5 **b.** Award ~~visitation~~ parenting time rights to a child's
6 parent who has been convicted of murder in the first degree
7 of the child's other parent, unless the court finds that such
8 ~~visitation~~ parenting time is in the best interest of the child.

9 2. In determining whether ~~visitation~~ parenting time would
10 be in the best interest of the child pursuant to [subsection 1](#),
11 the court shall consider all of the following:

12 **a.** The age and level of maturity of the child.

13 **b.** If the child is developmentally mature enough to provide
14 assent and whether the child does assent.

15 **c.** The recommendation of the child's custodian or legal
16 guardian.

17 **d.** The recommendation of a child counselor or mental health
18 professional following evaluation of the child.

19 **e.** The recommendation of a guardian ad litem for the
20 child if one has been appointed to represent the child in the
21 proceeding.

22 **f.** Any other information which the court deems to be
23 relevant.

24 3. Until such time as an order regarding ~~visitation~~
25 parenting time rights under [subsection 1](#) is entered, the
26 child of a parent who has been convicted of murder in the
27 first degree of the child's other parent shall not ~~visit~~ have
28 parenting time with the parent who has been convicted.

29 Sec. 28. Section 598B.102, subsections 3 and 4, Code 2020,
30 are amended to read as follows:

31 3. "*Child-custody determination*" means a judgment, decree,
32 or other order of a court providing for the legal custody,
33 physical custody, or ~~visitation~~ parenting time with respect to
34 a child. The term includes a permanent, temporary, initial,
35 and modification order. The term does not include an order

1 relating to child support or other monetary obligation of an
2 individual.

3 4. "*Child-custody proceeding*" means a proceeding in which
4 legal custody, physical custody, or ~~visitation~~ parenting time
5 with respect to a child is an issue. The term includes a
6 proceeding for dissolution of marriage, separation, neglect,
7 abuse, dependency, guardianship, paternity, termination
8 of parental rights, and protection from domestic violence,
9 in which the issue may appear. The term does not include
10 a proceeding involving juvenile delinquency, contractual
11 emancipation, or enforcement under [article III](#).

12 Sec. 29. Section 598B.209, subsection 1, paragraphs a and c,
13 Code 2020, are amended to read as follows:

14 a. Has participated, as a party or a witness or in any other
15 capacity, in any other proceeding concerning the custody of or
16 ~~visitation~~ parenting time with the child and, if so, identify
17 the court, the case number, and the date of the child-custody
18 determination, if any.

19 c. Knows the names and addresses of any person not a party
20 to the proceeding who has physical custody of the child or
21 claims rights of legal custody or physical custody of, or
22 ~~visitation~~ parenting time with, the child and, if so, the names
23 and addresses of those persons.

24 Sec. 30. Section 598B.304, Code 2020, is amended to read as
25 follows:

26 **598B.304 Temporary ~~visitation~~ parenting time.**

27 1. A court of this state which does not have jurisdiction
28 to modify a child-custody determination may issue a temporary
29 order enforcing any of the following:

30 a. A ~~visitation~~ parenting time schedule made by a court of
31 another state.

32 b. The ~~visitation~~ parenting time provisions of a
33 child-custody determination of another state that does not
34 provide for a specific ~~visitation~~ parenting time schedule.

35 2. If a court of this state makes an order under subsection

1 1, paragraph "b", it shall specify in the order a period that it
2 considers adequate to allow the petitioner to obtain an order
3 from a court having jurisdiction under the criteria specified
4 in [article II](#). The order remains in effect until an order is
5 obtained from the other court or the period expires.

6 Sec. 31. Section 598B.305, subsection 1, paragraph c, Code
7 2020, is amended to read as follows:

8 c. Except as otherwise provided in [section 598B.209](#), the
9 name and address of the person seeking registration and any
10 parent or person acting as a parent who has been awarded
11 custody or ~~visitation~~ parenting time in the child-custody
12 determination sought to be registered.

13 Sec. 32. Section 598C.101, Code 2020, is amended to read as
14 follows:

15 **598C.101 Short title.**

16 This chapter shall be known and may be cited as the "*Uniform*
17 *Deployed Parents Custody and Visitation Parenting Time Act*".

18 Sec. 33. Section 598C.102, subsections 2 and 6, Code 2020,
19 are amended to read as follows:

20 2. "*Caretaking authority*" means the right to live with and
21 care for a child on a day-to-day basis. "*Caretaking authority*"
22 relative to a child includes physical custody, parenting time,
23 and right to access, ~~and visitation~~.

24 6. "*Custodial responsibility*" includes all powers and
25 duties relating to caretaking authority and decision-making
26 authority for a child. "*Custodial responsibility*" includes
27 physical custody, legal custody, parenting time, right to
28 access, ~~visitation~~, and authority to grant limited contact with
29 a child.

30 Sec. 34. Section 598C.403, Code 2020, is amended to read as
31 follows:

32 **598C.403 ~~Visitation~~ Parenting time before termination of**
33 **temporary grant of custodial responsibility.**

34 After a deploying parent returns from deployment and until
35 a temporary agreement or order for custodial responsibility

1 established under [article II](#) or [III](#) is terminated, the court
2 may issue a temporary order granting the deploying parent
3 reasonable contact with the child unless it is contrary to
4 the best interest of the child, which may include additional
5 contact time to compensate for contact time lost during
6 deployment.

7 Sec. 35. Section 598C.501, Code 2020, is amended to read as
8 follows:

9 **598C.501 Uniformity of application and construction.**

10 This chapter shall be applied and construed with
11 consideration given to the need to promote uniformity of the
12 law with respect to its subject matter among states that enact
13 the uniform deployed parents custody and visitation parenting
14 time Act.

15 Sec. 36. Section 600.11, subsection 2, paragraph a,
16 subparagraph (5), Code 2020, is amended to read as follows:

17 (5) A person who has been granted visitation parenting time
18 rights with the child to be adopted pursuant to [section 600C.1](#).

19 Sec. 37. Section 600B.26, Code 2020, is amended to read as
20 follows:

21 **600B.26 Payment of attorney fees.**

22 In a proceeding to determine custody or visitation parenting
23 time, or to modify a paternity, custody, or visitation
24 parenting time order under [this chapter](#), the court may award
25 the prevailing party reasonable attorney fees.

26 Sec. 38. Section 600B.40, Code 2020, is amended to read as
27 follows:

28 **600B.40 Custody and visitation parenting time.**

29 1. The mother of a child born out of wedlock whose paternity
30 has not been acknowledged and who has not been adopted has sole
31 custody of the child unless the court orders otherwise. If
32 a judgment of paternity is entered, the father may petition
33 for rights of visitation parenting time or custody in the same
34 paternity action or in an equity proceeding separate from any
35 action to establish paternity.

1 2. In determining the ~~visitation~~ parenting time or custody
2 arrangements of a child born out of wedlock, if a judgment
3 of paternity is entered and the mother of the child has not
4 been awarded sole custody, [section 598.41](#) shall apply to the
5 determination, as applicable, and the court shall consider the
6 factors specified in [section 598.41, subsection 3](#), including
7 but not limited to the factor related to a parent's history of
8 domestic abuse.

9 3. In a proceeding under [this chapter](#) to determine custody
10 or ~~visitation~~ parenting time or to modify a custody or
11 ~~visitation~~ parenting time order, [section 598.15](#) shall apply to
12 the parties.

13 Sec. 39. Section 600B.40A, Code 2020, is amended to read as
14 follows:

15 **600B.40A Temporary orders — support, custody, or ~~visitation~~**
16 **parenting time of a child.**

17 Upon petition of either parent in a proceeding involving
18 support, custody, or ~~visitation~~ parenting time of a child for
19 whom paternity has been established and whose mother and father
20 have not been and are not married to each other at the time
21 of filing of the petition, the court may issue a temporary
22 order for support, custody, or ~~visitation~~ parenting time of the
23 child. The temporary orders shall be made in accordance with
24 the provisions relating to issuance of and changes in temporary
25 orders for support, custody, or ~~visitation~~ parenting time of
26 a child by the court in a dissolution of marriage proceeding
27 pursuant to [chapter 598](#).

28 Sec. 40. Section 600B.41A, subsection 6, paragraph b, Code
29 2020, is amended to read as follows:

30 **b.** If the court dismisses the action to overcome paternity
31 and preserves the paternity determination under this
32 subsection, the court shall enter an order establishing that
33 the parent-child relationship exists between the established
34 father and the child, and including establishment of a support
35 obligation pursuant to [section 598.21B](#) and provision of custody

1 and ~~visitation~~ parenting time pursuant to [section 598.41](#).

2 Sec. 41. Section 600B.41A, subsection 10, Code 2020, is
3 amended to read as follows:

4 10. Unless specifically addressed in an order entered
5 pursuant to [this section](#), provisions previously established by
6 the court order regarding custody or ~~visitation~~ parenting time
7 of the child are unaffected by an action brought under this
8 section.

9 Sec. 42. Section 710.6, subsection 2, Code 2020, is amended
10 to read as follows:

11 2. A parent of a child living apart from the other parent
12 who conceals that child or causes that child's whereabouts to
13 be unknown to a parent with ~~visitation~~ parenting time rights ~~or~~
14 ~~parental time~~ in violation of a court order granting ~~visitation~~
15 parenting time rights ~~or parental time~~ and without the other
16 parent's consent, commits a serious misdemeanor.

17

EXPLANATION

18 The inclusion of this explanation does not constitute agreement with
19 the explanation's substance by the members of the general assembly.

20 This bill replaces the term "visitation" with the term
21 "parenting time" relative to the rights awarded a parent to
22 time with the parent's child. The bill does not replace
23 references to "visitation" in the context of sibling visitation
24 or grandparent and great-grandparent visitation.