HOUSE BILL NO. HB0083

Child custody-sex offense conviction presumption.

Sponsored by: Representative(s) Pendergraft, Angelos,
Brady, Haroldson, Kelly and Knapp and
Senator(s) Hutchings

A BILL

for

1 AN ACT relating to domestic relations; specifying a

- 2 rebuttable presumption that no sex offender shall have
- 3 unsupervised visitation with a child; requiring
- 4 consideration of sex-related convictions when considering
- 5 the best interests of a child in custody determinations
- 6 upon divorce; and providing for an effective date.

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8 Be It Enacted by the Legislature of the State of Wyoming:

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- 10 **Section 1**. W.S. 20-2-201(a) by creating a new
- 11 paragraph (x) and by renumbering (x) as (xi) and 20-2-202

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12 by creating a new subsection (b) are amended to read:

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a marriage or upon the establishment of paternity pursuan to W.S. 14-2-401 through 14-2-907, the court may make by decree or order any disposition of the children tha appears most expedient and in the best interests of the children. In determining the best interests of the child the court shall consider, but is not limited to, the following factors: (x) Whether either parent has a conviction for which the parent must register as a sex offender under W.S 7-19-301 through 7-19-310; (x) (xi) Any other factors the court deem necessary and relevant. (b) When considering an order for visitation, there	1	20-2-201. Disposition and maintenance of children in
(a) In granting a divorce, separation or annulment of a marriage or upon the establishment of paternity pursuan to W.S. 14-2-401 through 14-2-907, the court may make by decree or order any disposition of the children that appears most expedient and in the best interests of the children. In determining the best interests of the child the court shall consider, but is not limited to, the following factors: (x) Whether either parent has a conviction for which the parent must register as a sex offender under W.S. 7-19-301 through 7-19-310; (x) (xi) Any other factors the court deem necessary and relevant. (b) When considering an order for visitation, there	2	decree or order; access to records.
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shall be a rebuttable presumption that it is not in the	22	(b) When considering an order for visitation, there
	23	shall be a rebuttable presumption that it is not in the

- 1 best interests of a child to grant unsupervised visitation
- 2 to a parent who is required to register as a sex offender

3 under W.S. 7-19-301 through 7-19-310.

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5 **Section 2.** This act is effective immediately upon

6 completion of all acts necessary for a bill to become law

7 as provided by Article 4, Section 8 of the Wyoming

8 Constitution.

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10 (END)