

ENGROSSED HOUSE  
BILL NO. 2031

By: Breckinridge, Bryant and  
Pettigrew of the House

and

Williams (Penny) of the  
Senate

( marriage and family - amending 43 O.S., Section 112.2 -  
visitation - effective date )

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 43 O.S. 1991, Section 112.2, is  
amended to read as follows:

Section 112.2 A. In every case involving the custody of,  
guardianship of or visitation with a child, the court shall consider  
evidence of ongoing domestic abuse which is properly brought before  
it. If the occurrence of ongoing domestic abuse is established by  
clear and convincing evidence, there shall be a rebuttable  
presumption that it is not in the best interests of the child to  
have custody, guardianship or unsupervised visitation granted to the  
abusive person.

B. In every case involving the custody of a child, the court  
shall consider evidence of any child support arrearages which is  
properly brought before it. If the child support arrearage is  
established by clear and convincing evidence, there shall be a  
rebuttable presumption that it is not in the best interests of the  
child to have custody granted to the person in arrears.

SECTION 2. This act shall become effective November 1, 1995.

Passed the House of Representatives the 9th day of March, 1995.

Speaker of the House of  
Representatives

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 1995.

President of the Senate