

ENGROSSED HOUSE
BILL NO. 2521

By: Vaughn and Nance of the
House

and

Robinson of the Senate

An Act relating to children; requiring the court make certain considerations in determining custody, foster care or guardianship of or visitation with a child; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 21.1a of Title 10, unless there is created a duplication in numbering, reads as follows:

In addition to other considerations and requirements of law, in determining the best interests of a child for purposes of Title 10 of the Oklahoma Statutes relating to custody, foster care or guardianship of or visitation with a child, the court shall consider the capability of the person requesting custody, foster care or guardianship of or visitation with a child to protect the child from nonaccidental exposure to substances declared dangerous or hazardous to the health of the child by the State of Oklahoma or the federal government.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 109.3 of Title 43, unless there is created a duplication in numbering, reads as follows:

In addition to other considerations and requirements of law, in determining the best interests of a child for purposes of Title 43 of the Oklahoma Statutes relating to custody, foster care or guardianship of or visitation with a child, the court shall consider

the capability of the person requesting custody, foster care or guardianship of or visitation with a child to protect the child from nonaccidental exposure to substances declared dangerous or hazardous to the health of the child by the State of Oklahoma or the federal government.

SECTION 3. This act shall become effective November 1, 2004.

Passed the House of Representatives the 24th day of February, 2004.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2004.

Presiding Officer of the Senate