

ENROLLED HOUSE  
BILL NO. 1606

By: Stiles and Tibbs of the  
House

and

Anderson of the Senate

An Act relating to children; amending Section 1, Chapter 358, O.S.L. 2010 (10 O.S. Supp. 2010, Section 7800), which relates to child custody presumptions; specifying the mother of a child born out of wedlock shall have custody; providing exception; and providing an effective date.

SUBJECT: Child custody

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

SECTION 1. AMENDATORY Section 1, Chapter 358, O.S.L. 2010 (10 O.S. Supp. 2010, Section 7800), is amended to read as follows:

Section 7800. The Except as otherwise provided by law, the mother of a child ~~whose paternity has not been established is presumed to have born out of wedlock has~~ custody of the child until ~~such time as the paternity of the child has been established pursuant to Sections 7700-101 through 7700-902 of Title 10 of the Oklahoma Statutes. The parents of a child whose paternity is established are presumed to each have custody of the child until determined otherwise by a court of competent jurisdiction. Until otherwise ordered by a court, written agreements, preferably agreements that are the result of mediation, are encouraged to document the scope of the legal and physical custody of the respective parents.~~

SECTION 2. This act shall become effective November 1, 2011.

Passed the House of Representatives the 17th day of March, 2011.

---

Presiding Officer of the House of  
Representatives

Passed the Senate the 6th day of April, 2011.

---

Presiding Officer of the Senate