

**BILL SUMMARY**  
1st Session of the 53rd Legislature

<b>Bill No.:</b>	<b>HB1603</b>
<b>Version:</b>	<b>FULLPCS1</b>
<b>Request Number:</b>	<b>6776</b>
<b>Author:</b>	<b>Representative Stiles</b>
<b>Date:</b>	<b>2/28/2011</b>
<b>Impact:</b>	<b>\$0</b>

**Research Analysis**

The Proposed Committee Substitute to HB 1603 creates the Military Custody and Visitation Act and requires a court to determine custody and visitation pursuant to the provisions of the Military Custody and Visitation Act when a custodial parent of a child is required to be separated from a child due to military service.

The Act authorizes deploying parents to delegate visitation rights to family members. The measure provides that deployments are considered temporary absences for purposes of the Uniform Child Custody and Jurisdiction Enforcement Act and provides for jurisdiction for the duration of deployment. The deploying parent is required to provide certain notifications to the nondeploying parent. The measure authorizes motions for a temporary order for custodial responsibility consistent with the Servicemembers Civil Relief Act when a servicemember is served notice of the Dissolution of Marriage at least thirty (30) days prior to deployment and specifies procedures for and contents of such motions and related temporary orders regarding custody, visitation and child support. The measure establishes a rebuttable presumption that certain existing orders are in the best interest of the child.

When a deploying parent moves to delegate visitation rights, the measure provides for certain procedures and requirements of the court and certain family members. The deploying parent is required to notify the nondeploying parent upon return from deployment and motions for new temporary orders are authorized at this time.

Prepared By: Andrea Merten

**Fiscal Analysis**

The proposed committee substitute for HB1603 has no significant fiscal impact.

Prepared By: Marilyn Anderson

**Other Considerations**

None