

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 SENATE BILL 1234

By: Griffin

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5
6 AS INTRODUCED

7 An Act relating to child custody; defining term;
8 requiring court to consider certain factors in making
9 certain determinations; providing for codification;
10 and providing an effective date.

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

12 SECTION 1. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 112B of Title 43, unless there
14 is created a duplication in numbering, reads as follows:

15 For purposes of determinations related to shared parental
16 responsibility, primary residence and custody, the "best interest of
17 the child" shall include an evaluation by the court of all factors
18 affecting the welfare of the child, including, but not limited to:

19 1. The parent who is more likely to allow the child frequent
20 and continuing contact with the nonresidential parent;

21 2. The love, affection and other emotional ties existing
22 between the parents and the child;

23 3. The capacity and disposition of the parents to provide the
24 child with food, clothing, medical care and other remedial care

1 recognized and permitted under the laws of this state in lieu of
2 medical care and other material needs;

3 4. The length of time the child has lived in a stable,
4 satisfactory environment and the desirability of maintaining
5 continuity;

6 5. The permanence, as a family unit, of the existing or
7 proposed custodial home;

8 6. The mental and physical health of the parents and the
9 impact, if any, of such health on the care of the child;

10 7. The home, school and community record of the child;

11 8. The reasonable preference of the child, if the court deems
12 the child to be of sufficient intelligence, understanding and
13 experience to express a preference;

14 9. The willingness and ability of each parent to facilitate and
15 encourage a close and continuing parent-child relationship between
16 the child and the other parent; and

17 10. Any other factor considered by the court to be relevant.

18 SECTION 2. This act shall become effective November 1, 2016.

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