

H.B. 71

PARENT-TIME AMENDMENTS

Representative **Lorie D. Fowlke** proposes the following amendments:

1. *Page 1, Lines 14 through 27:*

- 14 This bill:
- 15 ▶ changes the following parent-time days from even to odd years:
- 16 • July 4;
- 17 • Labor Day; and
- 18 • ~~{-Thanksgiving-}~~ Fall Break ; ~~{-and~~
- 19 ~~second portion of Christmas break;-}~~
- 20 ▶ changes the following parent-time days from odd to even years:
- 21 • Memorial Day;
- 22 • July 24; and
- 23 • Halloween; ~~{-and~~
- 24 ~~first portion of Christmas break;~~
- 25 ~~eliminates the following parent-time days:~~
- 26 ~~Columbus Day; and~~
- 27 ~~Veteran's Day;-}~~

2. *Page 8, Lines 219 through 221:*

- 219 (ii) A step-parent, grandparent, or other responsible adult designated by the
- 220 noncustodial parent, may pick up the child if the ~~{-school-}~~ custodial parent is aware of the identity of
- 221 the
- 221 individual, and the parent will be with the child by 6 p.m.

3. *Page 9, Lines 246 through 248:*

- 246 (iii) A step-parent, grandparent, or other responsible individual designated by the
- 247 noncustodial parent, may pick up the child if the ~~{-school-}~~ custodial parent is aware of the identity of
- 248 the
- 248 individual, and the parent will be with the child by 6 p.m.

4. *Page 9, Line 251 through Page 10, Line 279:*

- 251 (f) In years ending in an odd number, the noncustodial parent is entitled to the
- 252 following holidays:

*** Some lines not shown ***

(vi) the fall school break, if applicable, commonly known as U.E.A. weekend beginning at 6 p.m. on Wednesday until Sunday at 7 p.m. unless the holiday extends for a lengthier period of time to which the noncustodial parent is completely entitled;

(vii) Veteran's Day holiday beginning 6 p.m. the day before the holiday until 7 p.m. on the holiday;
and

274 ~~{(vi) Thanksgiving beginning Wednesday at 7 p.m. until Sunday at 7 p.m.; and}~~

275 ~~{+}~~ (viii) the first ~~{+}~~ ~~{(vii) the second}~~ portion of the Christmas school vacation
~~{+}~~ as defined in

276 Subsection 30-3-32(3)(b) ~~{plus}~~ including Christmas Eve and Christmas Day until 1
p.m. ~~{+}~~ ~~{beginning at 1~~

277 p.m.} on the day halfway through the holiday, if there are an odd number of days for the holiday

278 period, or ~~{at}~~ until 7 p.m. if there are an even number of days for the holiday period, so long as the

279 entire holiday is equally divided[;].

5. Page 10, Line 280 through Page 11, Line 311:

280 (g) In years ending in an even number, the noncustodial parent is entitled to the
281 following holidays:

*** Some lines not shown ***

(v) Columbus Day beginning at 6 p.m. the day before the holiday until 7 p.m. on the holiday;

297 ~~{(v)}~~ (vi) Halloween on October 31 or the day Halloween is traditionally celebrated in the
298 local community from after school until 9 p.m. if on a school day, or from 4 p.m. until 9 p.m.;

299 ~~[(v)]~~ ~~{(vi) the fall school break, if applicable, commonly known as U.E.A. weekend~~

300 beginning at 6 p.m. on Wednesday until Sunday at 7 p.m. unless the holiday extends for a

301 lengthier period of time to which the noncustodial parent is completely entitled; and}

302 ~~[(vi) Columbus Day beginning at 6 p.m. the day before the holiday until 7 p.m. on the~~
303 ~~holiday;]~~

304 ~~{+}~~ (vii) Thanksgiving holiday beginning Wednesday at 7 p.m. until Sunday at 7 p.m.;

305 and ~~{+}~~

306 ~~{+}~~ (viii) the second ~~{+}~~ ~~{(vii) the first}~~ portion of the Christmas school vacation[;
including

307 New Year's Day,] as defined in Subsection 30-3-32(3)(b) ~~[plus Christmas day beginning at 1~~

308 ~~p.m. until 9 p.m.],~~ {including Christmas Eve and Christmas day until} beginning 1 p.m. on the day
halfway

309 through the holiday, if there are an odd number of days for the holiday period, or ~~{until}~~ at 7 p.m. if

310 there are an even number of days for the holiday period, so long as the entire Christmas holiday

311 is equally divided[;].

6. Page 17, Lines 496 through 512:

(6) In the event finances and distance preclude the exercise of minimum parent-time for the noncustodial parent during the school year, the court should consider awarding more time for the noncustodial parent during the summer time if it is in the best interests of the children.

496 {~~(6)~~} (7) Upon the motion of any party, the court may order uninterrupted parent-time with
497 the noncustodial parent for a minimum of 30 days during extended parent-time, unless the
498 court finds it is not in the best interests of the child. If the court orders uninterrupted
499 parent-time during a period not covered by this section, it shall specify in its order which parent
500 is responsible for the child's travel expenses.

501 {~~(7)~~} (8) Unless otherwise ordered by the court the relocating party shall be responsible for
502 all the child's travel expenses relating to Subsections [~~(5)~~] (4)(a) and (b) and 1/2 of the child's
503 travel expenses relating to Subsection [~~(5)~~] (4)(c), provided the noncustodial [party] parent is
504 current on all support obligations. If the noncustodial [party] parent has been found in
505 contempt for not being current on all support obligations, [~~he~~] the noncustodial parent shall be
506 responsible for all of the child's travel expenses under Subsection [~~(5)~~] (4), unless the court
507 rules otherwise. Reimbursement by either responsible party to the other for the child's travel
508 expenses shall be made within 30 days of receipt of documents detailing those expenses.

509 {~~(8)~~} (9) The court may apply this provision to any preexisting decree of divorce.

510 {~~(9)~~} (10) Any action under this section may be set for an expedited hearing.

511 {~~(10)~~} (11) A parent who fails to comply with the notice of relocation in Subsection (1) shall
512 be in contempt of the court's order.