

# HB0152S01 compared with HB0152

~~text~~ shows text that was in HB0152 but was deleted in HB0152S01.

inserted text shows text that was not in HB0152 but was inserted into HB0152S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Craig Hall proposes the following substitute bill:

## PARENT-TIME RESTRICTION AMENDMENTS

2013 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Craig Hall**

Senate Sponsor: \_\_\_\_\_

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### LONG TITLE

#### General Description:

This bill creates provisions related to a child conceived through a sexual offense.

#### Highlighted Provisions:

This bill:

- ▶ provides that a person convicted of a sexual offense resulting in conception of a child, be restricted from custody or parent-time rights; and
- ▶ provides that a child conceived from a sexual offense may receive financial support from the convicted biological parent.

#### Money Appropriated in this Bill:

None

#### Other Special Clauses:

None

## HB0152S01 compared with HB0152

### Utah Code Sections Affected:

ENACTS:

76-5-414, Utah Code Annotated 1953

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section 76-5-414 is enacted to read:

**76-5-414. Child conceived as a result of sexual offense -- Custody and parent-time.**

(1) A person convicted of a ~~sexual offense~~ violation of Title 76, Chapter 5, Part 4, Sexual Offenses, except for Sections 76-5-401 and 76-5-401.2, that results in conception of a child may not be granted custody or parent-time rights by a court regarding the child, unless ~~it~~:

(a) the nonconvicted biological parent or legal guardian of the child consents and the court determines it is in the best interest of the child to award custody or parent-time to the convicted person; or

(b) after the date of the conviction, the biological parents cohabit and establish a mutual custodial environment for the child.

(2) A denial of custody or parent-time under this section may not in and of itself:

(a) terminate the parental rights of the person denied parent-time or custody; or

(b) affect the obligation of the convicted person to financially support the child.

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**Legislative Review Note**

~~as of 2-15-13 3:28 PM~~

~~Office of Legislative Research and General Counsel~~