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HOUSE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Representative James to Engrossed House Bill No. 559 by Representative James

1 AMENDMENT NO. 1

2 On page 1, delete lines 2 through 21 in their entirety and insert the following:

3 "To amend and reenact Civil Code Article 136(C), relative to visitation
4 rights; to provide for extraordinary circumstances; to provide for a definition; to
5 provide for a burden of proof; to provide for cases of assistive reproductive
6 technology; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. Civil Code Article 136(C) is hereby amended and reenacted to
9 read as follows:

10 Art. 136. Award of visitation rights

* * *

11
12 C. ~~Under extraordinary circumstances, any~~ (1) Any other relative, by blood
13 or affinity, or a former stepparent or stepgrandparent may be granted reasonable
14 visitation rights if the court finds by clear and convincing evidence that it is in the
15 best interest of the child and extraordinary circumstances exist.

16 (2) Extraordinary circumstances shall include, but are not limited to, either
17 of the following:

18 (a) A a determination by a court that a parent is abusing a controlled
19 dangerous substance.

20 (b) A case of assistive reproductive technology when the alleged father has
21 executed an authentic act of acknowledgment.

22 (3) For purposes of this Article, "former stepparent" includes an unmarried
23 party who has lived in concubinage with the parent and assumed an active role in
24 parenting the child.

* * *"

25
26 AMENDMENT NO. 2

27 On page 2, line 1, after "apply to" delete the remainder of the line and delete line 2 in its
28 entirety and insert "cases of assistive reproductive technology when the alleged father
29 executed an authentic act of acknowledgment on or after August 1, 2016."