

SECOND REGULAR SESSION

# SENATE BILL NO. 863

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR WRIGHT-JONES.

Read 1st time February 29, 2012, and ordered printed.

TERRY L. SPIELER, Secretary.

6023S.011

## AN ACT

To repeal section 210.853, RSMo, and to enact in lieu thereof one new section relating to parenting plans upon a finding of paternity.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 210.853, RSMo, is repealed and one new section  
2 enacted in lieu thereof, to be known as section 210.853, to read as follows:

210.853. 1. Upon a finding of paternity by a court, the parties to a  
2 paternity action [may] **shall** submit, either separately or jointly, a parenting  
3 plan, as defined in section 452.310, regarding the child who is the subject of such  
4 paternity action. **In such instances when the parenting plan is filed**  
5 **separately, the court shall determine whether the parties shall be**  
6 **referred for mediation services or whether a guardian ad litem shall be**  
7 **appointed for the child during the pendency of the custody**  
8 **determination.**

9 2. If a parenting plan is submitted **and is determined by the court to**  
10 **be in the best interests of the child considering resources in the**  
11 **community such as mediation services, parenting coordination, or**  
12 **parenting classes that may be available for the parents to ensure the**  
13 **success of the parenting plan**, the court shall order a parenting plan for such  
14 child. If the court does not have proper jurisdiction, the court shall transfer the  
15 case to an appropriate court having jurisdiction on the matter.

16 3. **The family support division shall pursue any funding through**  
17 **the federal Access and Visitation grant program, or any successor**

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

18 grants or funding that may be available, to fund the costs of the  
19 community resources specified under this section.

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Bill

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