

1 ENGROSSED HOUSE
2 BILL NO. 1151

By: Osburn, Lawson and Roberts
(Sean) of the House

3 and

4 Howard of the Senate
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7 An Act relating to child custody; amending 43 O.S.
8 2011, Section 110.1, which relates to shared
9 parenting; permitting court to consider ability of
10 parents to communicate about children; allowing court
11 to consider evidence of domestic violence, stalking
12 or harassment; requiring findings of fact and
13 conclusions of law if equal access to children is not
14 granted; and providing an effective date.

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

16 SECTION 1. AMENDATORY 43 O.S. 2011, Section 110.1, is
17 amended to read as follows:

18 Section 110.1 It is the policy of this state to assure that
19 minor children have frequent and continuing contact with parents who
20 have shown the ability to act in the best interests of their
21 children and to encourage parents to share in the rights and
22 responsibilities of rearing their children after the parents have
23 separated or dissolved their marriage, ~~provided that~~. The court may
24 consider evidence of the ability of the parents agree to communicate
and cooperate and that on issues related to their minor children, as
well as evidence of domestic violence, stalking, or harassing

1 ~~behaviors~~ harassment as defined in Section 109 of this title ~~are not~~
2 ~~present in the parental relationship.~~ To effectuate this policy, if
3 requested by a parent, the court may provide substantially equal
4 access to the minor children to both parents at a temporary order or
5 final hearing, unless the court finds that shared parenting would be
6 detrimental to the child. The court shall issue findings of fact
7 and conclusions of law to support its decision if equal access and
8 custody is not provided to both parents after a final hearing on the
9 merits.

10 SECTION 2. This act shall become effective November 1, 2021.

11 Passed the House of Representatives the 8th day of March, 2021.

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14 Presiding Officer of the House
of Representatives

15 Passed the Senate the ___ day of _____, 2021.

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18 Presiding Officer of the Senate