

ASSEMBLY BILL NO. 688—COMMITTEE ON JUDICIARY

(ON BEHALF OF LEGISLATIVE COUNSEL)

MAY 18, 1999

Referred to Committee on Judiciary

SUMMARY—Amends Assembly Bill No. 456 of 1999 Legislative Session. (BDR 11-1752)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~[omitted material]~~ is material to be omitted.

AN ACT relating to domestic relations; amending Assembly Bill No. 456 of the 1999 Legislative Session to revise the requirements for determining custody and rights to visitation of a parent who is convicted of first degree murder of the other parent of the child; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE
AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Sections 2 and 5 of Assembly Bill No. 456 of this session are hereby amended to read as follows:

Sec. 2. If a parent of a child is convicted of murder of the first degree for the murder of the other parent of the child:

1. A court shall not enter an order awarding custody to or rights to visitation with the child to the parent so convicted, unless the child who is the subject of the order is of suitable age to signify his assent and assents to the order.

2. Until the court makes a determination pursuant to subsection 1, no person may bring the child into the presence of the parent without the consent of the legal guardian or custodian of the child.

Sec. 5. If a parent of a child is convicted of murder of the first degree for the murder of the other parent of the child:

1. A court shall not enter an order awarding custody to or rights to visitation with the child to the parent so convicted, unless the child who is the subject of the order is of suitable age to

1 *signify his assent and assents to the order. A court, agency,*
2 *institution or other person who places a child in protective*
3 *custody shall not release a child to the custody of a parent*
4 *convicted of murder of the first degree for the murder of the other*
5 *parent of the child.*

6 2. *Until the court makes a determination pursuant to*
7 *subsection 1, no person may bring the child into the presence of*
8 *the parent so convicted without the consent of the legal guardian*
9 *or custodian of the child.*

10 **Sec. 2.** This act becomes effective upon passage and approval.

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