

HB1309_L.003

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB26-1309 be amended as follows:

- 1 Amend proposed committee amendment (HB1309_L.001), page 1, after
- 2 line 30 insert:
- 3 "(c)(I) THE COURT SHALL NOT USE THE FOLLOWING TO DETERMINE
- 4 THAT A PARTY HAS COMMITTED CHILD ABUSE OR NEGLECT, AND SHALL
- 5 NOT USE THE FOLLOWING TO PROHIBIT OR LIMIT PARENTING TIME OR
- 6 DECISION-MAKING RESPONSIBILITY OF THE PARTY WHO, IN GOOD FAITH:
- 7 (A) HOLDS, EXPRESSES, OR ACTS UPON A SINCERELY HELD
- 8 RELIGIOUS, MORAL, OR PHILOSOPHICAL BELIEF; OR
- 9 (B) DISAGREES WITH OR DOES NOT AFFIRM THEIR CHILD'S SEXUAL
- 10 ORIENTATION OR GENDER IDENTITY.
- 11 (II) SUBSECTION (1.4)(c)(I) OF THIS SECTION DOES NOT LIMIT THE
- 12 COURT'S AUTHORITY TO CONSIDER EVIDENCE OF CONDUCT THAT RESULTS
- 13 IN OBJECTIVE, DEMONSTRABLE HARM TO THE CHILD'S PHYSICAL HEALTH
- 14 OR A CLEAR AND SUBSTANTIAL IMPAIRMENT OF THE CHILD'S EMOTIONAL
- 15 DEVELOPMENT, AS OTHERWISE PROVIDED BY LAW."

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