

1 **SENATE FLOOR VERSION**

2 March 30, 2021

3 **AS AMENDED**

4 ENGROSSED HOUSE

5 BILL NO. 1151

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

8 and

9 Howard and Pederson of the
10 Senate

11 An Act relating to child custody; amending 43 O.S.
12 2011, Section 110.1, which relates to shared
13 parenting; permitting court to consider ability of
14 parents to **cooperate on certain issues**; allowing
15 court to consider evidence of domestic violence,
16 stalking or harassment; requiring findings of fact
17 and conclusions of law; and providing an effective
18 date.

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

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

22 Section 110.1 It is the policy of this state to assure that
23 minor children have frequent and continuing contact with parents who
24 have shown the ability to act in the best interests of their
25 children and to encourage parents to share in the rights and
26 responsibilities of rearing their children after the parents have
27 separated or dissolved their marriage, ~~provided that~~. The court may

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

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

13 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY
14 March 30, 2021 - DO PASS AS AMENDED
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