

HOUSE BILL 1052

D4

11r2158

By: **Delegates Carter, Cluster, K. Kelly, McComas, McDermott, Niemann, Oaks, and Washington**

Introduced and read first time: February 11, 2011

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Family Law – Child Custody – Visitation Rights of Noncustodial Parents**

3 FOR the purpose of requiring the court, in a child custody proceeding between the
4 parents of a child, to make arrangements for visitation with the child in a
5 certain manner under certain circumstances; and generally relating to child
6 custody and visitation.

7 BY adding to

8 Article – Family Law

9 Section 9–109

10 Annotated Code of Maryland

11 (2006 Replacement Volume and 2010 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article – Family Law**

15 **9–109.**

16 **SUBJECT TO THE PROVISIONS OF §§ 9–101, 9–101.1, AND 9–101.2 OF THIS**
17 **SUBTITLE, IN A CHILD CUSTODY PROCEEDING BETWEEN THE PARENTS OF A**
18 **CHILD, IF THE COURT AWARDS PHYSICAL CUSTODY TO ONE PARENT WITH**
19 **VISITATION RIGHTS TO THE OTHER PARENT, THE COURT SHALL MAKE**
20 **ARRANGEMENTS FOR VISITATION WITH THE CHILD IN THE FOLLOWING**
21 **MANNER:**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(1) (I) THE NONCUSTODIAL PARENT SHALL HAVE VISITATION**
2 **WITH THE CHILD EVERY OTHER WEEKEND FROM FRIDAY NIGHT THROUGH**
3 **MONDAY MORNING;**

4 **(II) THE NONCUSTODIAL PARENT SHALL HAVE VISITATION**
5 **WITH THE CHILD FOR 4 WEEKS DURING THE SUMMER; AND**

6 **(III) THE NONCUSTODIAL PARENT SHALL HAVE VISITATION**
7 **WITH THE CHILD ON ALTERNATE HOLIDAYS; OR**

8 **(2) THE NONCUSTODIAL PARENT SHALL HAVE VISITATION WITH**
9 **THE CHILD FOR APPROXIMATELY THE SAME AMOUNT OF TIME AS DESCRIBED IN**
10 **ITEM (1) OF THIS SECTION ACCORDING TO A SCHEDULE DETERMINED BY THE**
11 **COURT.**

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 October 1, 2011.