

SENATE BILL No. 230

DIGEST OF INTRODUCED BILL

Citations Affected: IC 31-9-2-29.8; IC 31-14-14-6; IC 31-17-2-8.4.

Synopsis: Transferring a child at a neutral location. Provides that there is a rebuttable presumption that a court shall, in a custody determination, order that the transfer of a child from one parent of the child to the other parent must occur at a location other than the residence of either parent if: (1) both parents participate in the transfer of the child; and (2) one or both of the parents have been arrested for or convicted of a crime of domestic violence.

Effective: July 1, 2011.

Merritt

January 6, 2011, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

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First Regular Session 117th General Assembly (2011)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2010 Regular Session of the General Assembly.

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SENATE BILL No. 230



A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 31-9-2-29.8 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2011]: **Sec. 29.8. "Crime of domestic violence", for purposes of**
4 **IC 31-14-14-6 and IC 31-17-2-8.4, has the meaning set forth in**
5 **IC 35-41-1-6.3.**

6 SECTION 2. IC 31-14-14-6 IS ADDED TO THE INDIANA CODE
7 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
8 1, 2011]: **Sec. 6. There is a rebuttable presumption that a court**
9 **shall order that any physical transfer of a child from one (1) parent**
10 **of the child to the other parent must occur at a location other than**
11 **the residence of either parent if:**

- 12 (1) both parents participate in the transfer of the child; and
- 13 (2) one (1) or both of the parents have been arrested for or
- 14 convicted of a crime of domestic violence.

15 SECTION 3. IC 31-17-2-8.4 IS ADDED TO THE INDIANA CODE
16 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
17 1, 2011]: **Sec. 8.4. There is a rebuttable presumption that a court**



1 shall order that any physical transfer of a child from one (1) parent
2 of the child to the other parent must occur at a location other than
3 the residence of either parent if:
4 (1) both parents participate in the transfer of the child; and
5 (2) one (1) or both of the parents have been arrested for or
6 convicted of a crime of domestic violence.

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