

**First Regular Session  
Sixty-third General Assembly  
STATE OF COLORADO**

**INTRODUCED**

LLS NO. 01-0785.01 Beth Braby

**HOUSE BILL 01-1259**

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**HOUSE SPONSORSHIP**

**Mace**

**SENATE SPONSORSHIP**

**(None)**

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**House Committees**

Civil Justice & Judiciary

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING MODIFICATION OF AN ORDER OF PARENTING TIME RIGHTS**

102 **WHEN GRANTING GRANDCHILD VISITATION RIGHTS.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)*

When a court grants grandchild visitation to a petitioning grandparent, directs the court to consider increasing, in proportion to the grandchild visitation rights granted to the petitioning grandparent, the parenting time of the parent who is not the child of the petitioning grandparent.

Establishes that the court shall only be required to consider such an increase in parenting time when the child's non petitioning grandparents are deceased or otherwise absent from the life of the child

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.

*Capital letters indicate new material to be added to existing statute.*

*Dashes through the words indicate deletions from existing statute.*

with whom the petitioning grandparents are seeking visitation.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** 19-1-117, Colorado Revised Statutes, is amended  
3 BY THE ADDITION OF A NEW SUBSECTION to read:

4 **19-1-117. Visitation rights of grandparents.**

5 (2.5) NOTWITHSTANDING THE PROVISIONS OF SECTION 14-10-129, C.R.S.,  
6 IF THE COURT GRANTS A PETITIONING GRANDPARENT REASONABLE  
7 GRANDCHILD VISITATION RIGHTS PURSUANT TO PARAGRAPH (a) OR (b) OF  
8 SUBSECTION (1) THIS SECTION, THE COURT SHALL CONSIDER INCREASING,  
9 INDIRECT PROPORTION TO THE GRANDCHILD VISITATION RIGHTS GRANTED,  
10 THE PARENTING TIME OF THE PARENT WHO IS NOT THE CHILD OF THE PARTY  
11 PETITIONING FOR GRANDCHILD VISITATION PURSUANT TO THIS SECTION.  
12 THIS SUBSECTION (2.5) SHALL ONLY APPLY WHEN THE NON PETITIONING  
13 GRANDPARENTS ARE DECEASED OR OTHERWISE ABSENT FROM THE LIFE OF  
14 THE CHILD WITH WHOM THE PETITIONING GRANDPARENTS ARE SEEKING  
15 GRANDCHILD VISITATION.

16 **SECTION 2. Effective date - applicability.** This act shall take  
17 effect July 1, 2001, and shall apply to motions for grandchild visitation  
18 filed on or after said date.

19 **SECTION 3. Safety clause.** The general assembly hereby finds,  
20 determines, and declares that this act is necessary for the immediate  
21 preservation of the public peace, health, and safety.