

HOUSE CONCURRENT RESOLUTION NO. 3008

Introduced by

Representatives Klemin, DeKrey, Delmore

Senators Fischer, J. Lee, Nething

1 A concurrent resolution directing the Legislative Council to study the issues of fairness, equity,
2 and the best interests of children as they relate to issues of child custody and visitation.

3 **WHEREAS**, more than one-half of all actions filed in district court involve issues related
4 to family law, including divorce, custody, and visitation; and

5 **WHEREAS**, every child who is the subject of a custody or visitation issue has the right
6 to a determination that fosters the best interests of the child, including the child's right to a
7 secure environment and to the guidance, nurture, and emotional, physical, and financial support
8 of both parents; and

9 **WHEREAS**, North Dakota law provides that for the purposes of determining custody
10 and visitation, there is no presumption as to which parent will better promote the best interests
11 of the child; and

12 **WHEREAS**, concerns have been expressed regarding child custody orders and the
13 enforcement of visitation orders;

14 **NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES**
15 **OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:**

16 That the Legislative Council study the issues of fairness, equity, and the best interests
17 of children as they relate to issues of child custody and visitation; and

18 **BE IT FURTHER RESOLVED**, that the Legislative Council report its findings and
19 recommendations, together with any legislation required to implement the recommendations, to
20 the Sixty-first Legislative Assembly.