

**Sixtieth Legislative Assembly of North Dakota
In Regular Session Commencing Wednesday, January 3, 2007**

**HOUSE CONCURRENT RESOLUTION NO. 3008
(Representatives Klemin, DeKrey, Delmore)
(Senators Fischer, J. Lee, Nething)**

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

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

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

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

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

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

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

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