

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

559J0487

HOUSE BILL NO. 1212

Introduced by: Representatives Engels, Bartling, Bradford, Burg, Christensen, Elliott, Gillespie, Glenski, Hargens, Kraus, Kroger, Lange, Michels, Miles, Murschel, Olson (Mel), Peterson (Jim), Sigdestad, Thompson, Van Norman, and Williamson and Senators Moore, de Hueck, Dempster, Duxbury, Knudson, Koetzle, Kooistra, Schoenbeck, and Sutton (Dan)

1 FOR AN ACT ENTITLED, An Act to extend visitation rights to great-grandparents under the
2 same circumstances as grandparents.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 25-4-52 be amended to read as follows:

5 25-4-52. The circuit court may grant grandparents reasonable rights of visitation with their
6 grandchild, with or without petition by the grandparents, if the visitation is in the best interests
7 of the grandchild and:

- 8 (1) If the visitation will not significantly interfere with the parent-child relationship; or
9 (2) If the parent or custodian of the grandchild has denied or prevented the grandparent
10 reasonable opportunity to visit the grandchild.

11 The circuit court shall issue any orders necessary to enforce or to protect visitation rights
12 granted pursuant to this section.

13 As used in this section, the term grandparents includes great-grandparents.

