

HB1309\_L.003

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB26-1309 be amended as follows:

1 Amend proposed committee amendment (HB1309\_L.001), page 1, after  
2 line 30 insert:

3 "(c) (I) THE COURT SHALL NOT USE THE FOLLOWING TO DETERMINE  
4 THAT A PARTY HAS COMMITTED CHILD ABUSE OR NEGLECT, AND SHALL  
5 NOT USE THE FOLLOWING TO PROHIBIT OR LIMIT PARENTING TIME OR  
6 DECISION-MAKING RESPONSIBILITY OF THE PARTY WHO, IN GOOD FAITH:

7 (A) HOLDS, EXPRESSES, OR ACTS UPON A SINCERELY HELD  
8 RELIGIOUS, MORAL, OR PHILOSOPHICAL BELIEF; OR

9 (B) DISAGREES WITH OR DOES NOT AFFIRM THEIR CHILD'S SEXUAL  
10 ORIENTATION OR GENDER IDENTITY.

11 (II) SUBSECTION (1.4)(c)(I) OF THIS SECTION DOES NOT LIMIT THE  
12 COURT'S AUTHORITY TO CONSIDER EVIDENCE OF CONDUCT THAT RESULTS  
13 IN OBJECTIVE, DEMONSTRABLE HARM TO THE CHILD'S PHYSICAL HEALTH  
14 OR A CLEAR AND SUBSTANTIAL IMPAIRMENT OF THE CHILD'S EMOTIONAL  
15 DEVELOPMENT, AS OTHERWISE PROVIDED BY LAW."

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