

2001 SESSION

INTRODUCED

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HOUSE BILL NO. 1674

Offered January 10, 2001

Prefiled December 13, 2000

A BILL to amend the Code of Virginia by adding a section numbered 20-124.5:1, relating to relocation of child's principal residence.

Patron—Albo

Referred to Committee for Courts of Justice

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 20-124.5:1 as follows:

§ 20-124.5:1. Relocation of child's principal residence.

A proposed or completed relocation of a child's principal residence shall constitute a change in circumstances that may justify a change in custody. A party with custodial or visitation rights may file a proceeding objecting to a proposed relocation of a child's principal residence or to a completed relocation of a child's principal residence that was done without the notification required by § 20-124.5 and may seek a change in custody or a temporary or permanent order to prevent relocation of the child's principal residence. The court may grant a temporary order restraining the relocation of the child or order the return of the child if the relocation has previously taken place. A hearing on a pleading filed pursuant to this section shall be accorded appropriate priority on the court's docket. The relocating person has the burden of proof that the proposed or completed relocation is made in good faith and is in the best interest of the child.

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