

H. B. 2460

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(By Delegates Perdue, Rodighiero, Hicks, Marcum, R. Phillips,
J. Nelson, Butler, Westfall, Campbell and Perry)

[Introduced January 28, 2015; referred to the
Committee on the Judiciary.]

10 A BILL to amend and reenact §48-10-902 of the Code of West Virginia, 1931, as amended, relating
11 to the effect of adoption on grandparent visitation rights.

12 *Be it enacted by the Legislature of West Virginia:*

13 That §48-10-902 of the Code of West Virginia, 1931, as amended, be amended and reenacted
14 to read as follows:

15 **ARTICLE 10. GRANDPARENT VISITATION.**

16 **§48-10-902. Effect of adoption of the child.**

17 If a child who is subject to a grandparent visitation order under this article is later adopted,
18 the order for grandparent visitation is ~~automatically vacated when the order for adoption is entered,~~
19 ~~unless the adopting parent is a stepparent, grandparent or other relative of the child.~~ remains in effect
20 unless vacated in the order of adoption.

NOTE: The purpose of this bill is to keep a grandparent visitation order in place unless it is vacated in the adoption order.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.