

WEST VIRGINIA LEGISLATURE

2016 REGULAR SESSION

Introduced

House Bill 2460

2015 Carryover

(BY DELEGATES PERDUE, RODIGHIERO, HICKS, MARCUM,
R. PHILLIPS, J. NELSON, BUTLER, WESTFALL, CAMPBELL
AND PERRY)

[Introduced January 13, 2016; referred to the
Committee on the Judiciary.]

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

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 10. GRANDPARENT VISITATION.

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

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