

In the Senate of the United States,

October 21 (legislative day, October 2), 1998.

Resolved, That the bill from the House of Representatives (H.R. 4164) entitled “An Act to amend title 28, United States Code, with respect to the enforcement of child custody and visitation orders.”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

1 **SECTION 1. CHILD CUSTODY.**

2 (a) SECTION 1738A(a).—Section 1738A(a) of title 28,
3 United States Code, is amended by striking “subsection (f)
4 of this section, any child custody determination” and in-
5 serting “subsections (f), (g), and (h) of this section, any cus-
6 tody determination or visitation determination”.

7 (b) SECTION 1738A(b)(2).—Section 1738A(b)(2) of
8 title 28, United States Code, is amended by inserting “or
9 grandparent” after “parent”.

1 (c) *SECTION 1738A(b)(3).*—*Section 1738A(b)(3) of*
2 *title 28, United States Code, is amended by striking “or*
3 *visitation” after “for the custody”.*

4 (d) *SECTION 1738A(b)(5).*—*Section 1738A(b)(5) of*
5 *title 28, United States Code, is amended by striking “cus-*
6 *tody determination” each place it occurs and inserting*
7 *“custody or visitation determination”.*

8 (e) *SECTION 1738A(b)(9).*—*Section 1738A(b) of title*
9 *28, United States Code, is amended by striking “and” at*
10 *the end of paragraph (7), by striking the period at the end*
11 *of paragraph (8) and inserting “; and”, and by adding*
12 *after paragraph (8) the following:*

13 “(9) ‘*visitation determination*’ means a judg-
14 *ment, decree, or other order of a court providing for*
15 *the visitation of a child and includes permanent and*
16 *temporary orders and initial orders and modifica-*
17 *tions.”.*

18 (f) *SECTION 1738A(c).*—*Section 1738A(c) of title 28,*
19 *United States Code, is amended by striking “custody deter-*
20 *mination” and inserting “custody or visitation determina-*
21 *tion”.*

22 (g) *SECTION 1738A(c)(2)(D).*—*Section*
23 *1738A(c)(2)(D) of title 28, United States Code, is amended*
24 *by adding “or visitation” after “determine the custody”.*

1 (h) *SECTION 1738A(d).*—*Section 1738A(d) of title 28,*
2 *United States Code, is amended by striking “custody deter-*
3 *mination” and inserting “custody or visitation determina-*
4 *tion”.*

5 (i) *SECTION 1738A(e).*—*Section 1738A(e) of title 28,*
6 *United States Code, is amended by striking “custody deter-*
7 *mination” and inserting “custody or visitation determina-*
8 *tion”.*

9 (j) *SECTION 1738A(g).*—*Section 1738A(g) of title 28,*
10 *United States Code, is amended by striking “custody deter-*
11 *mination” and inserting “custody or visitation determina-*
12 *tion”.*

13 (k) *SECTION 1738A(h).*—*Section 1738A of title 28,*
14 *United States Code, is amended by adding at the end the*
15 *following:*

16 “(h) *A court of a State may not modify a visitation*
17 *determination made by a court of another State unless the*
18 *court of the other State no longer has jurisdiction to modify*
19 *such determination or has declined to exercise jurisdiction*
20 *to modify such determination.”.*

Attest:

Secretary.

105TH CONGRESS
2^D SESSION

H. R. 4164

AMENDMENT