

## 2020 South Dakota Legislature

**House Bill 1140****AMENDMENT 1140A FOR THE INTRODUCED BILL**

1 **An Act to provide for a regular review of parenting guidelines.**

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 **Section 1.** That § 25-4A-10 be AMENDED:

4 **25-4A-10. Standard guidelines for noncustodial parenting time--**  
5 **Promulgation of court rules.**

6 The South Dakota Supreme Court shall promulgate court rules establishing  
7 standard guidelines to be used statewide for minimum noncustodial parenting time in  
8 divorce or separate maintenance actions or any other custody action or proceeding. The  
9 standard guidelines shall provide a framework for noncustodial parenting time including  
10 frequency and time for noncustodial parenting time; hours or days of noncustodial  
11 parenting time; definitions for weekends, holidays, birthdays, and other special occasions;  
12 and time periods for summer noncustodial parenting time.

13 In establishing the standard guidelines, the court may consider varying ages and  
14 circumstances of children and treat varying ages and circumstances differently.

15 ~~Prior to December 31, 2020, and at least once every five years thereafter, the state~~  
16 ~~court administrator shall provide for a public hearing process to review the standard~~  
17 ~~guidelines and to recommend any amendments deemed to be necessary.~~

18 The Supreme Court shall establish rules pursuant to § 16-3-1 to provide for a public  
19 hearing process to review the standard guidelines and to recommend any amendments  
20 deemed to be necessary.