

1 **H. B. 4231**

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3 (By Delegates Perdue, Fleischauer, Diserio,  
4 Eldridge, Kinsey, Lawrence, Moore and Poore)

5 [Introduced January 20, 2014; referred to the  
6 Committee on the Judiciary.]

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

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

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

16 **ARTICLE 10. GRANDPARENT VISITATION.**

17 **§48-10-902. Effect of adoption of the child.**

18 If a child who is subject to a grandparent visitation order  
19 under this article is later adopted, the order for grandparent  
20 visitation ~~is automatically vacated when the order for adoption is~~  
21 ~~entered, unless the adopting parent is a stepparent, grandparent or~~  
22 ~~other relative of the child.~~ remains in effect unless vacated in  
23 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.