

1 [De facto parents visitation rights]

2 URGING THE CALIFORNIA STATE LEGISLATURE AND GOVERNOR DAVIS TO  
3 APPROVE SENATE BILL 1173 RELATING TO THE VISITATION RIGHTS OF DE FACTO  
4 PARENTS.

5  
6 WHEREAS, Existing law generally requires a court, in making a child custody order, to  
7 grant reasonable visitation rights to a noncustodial parent unless it would be detrimental to  
8 the best interest of the child; and,

9 WHEREAS, Existing law also authorizes the court to grant reasonable visitation rights  
10 to a stepparent, grandparent, and if either parent of an unemancipated minor child is  
11 deceased, to the children, siblings, parents, and grandparents of the deceased parent; and,

12 WHEREAS, Existing law does not address the changing configuration of families in  
13 California; and,

14 WHEREAS, The California State Legislature is currently considering Senate Bill 1173,  
15 which was introduced by Senator Vasconcellos; and,

16 WHEREAS, Senate Bill 1173 would define "de facto parent" and authorize a court to  
17 conduct a proceeding to grant reasonable visitation rights to a de facto parent if the court  
18 makes required findings; and,

19 WHEREAS, Senate Bill 1173 would define a "de facto parent" as a person who has  
20 assumed, for a substantial period of time, the role of parent, seeking to fulfill both the child's  
21 physical and psychological needs for care and affection, and who has received the child in his  
22 or her home and has openly held out to the public that he or she is the child's parent; and,

23 WHEREAS, Senate Bill 1173 is on file with the Clerk of the Board of Supervisors in  
24 File No. 990834 ; now, therefore, be it

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1           RESOLVED, That the Board of Supervisors of the City and County of San Francisco  
2 endorses Senate Bill 1173 and urges the California State Legislature and Governor Davis to  
3 approve this legislation; and, be it

4           FURTHER RESOLVED, That a copy of this resolution be forwarded to his Honor, the  
5 Mayor, with a request that he transmit copies to the delegation from San Francisco in the  
6 State Legislature, as well as Governor Davis, with a request that they take all action  
7 necessary to achieve the objectives of this resolution.

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City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

Tails  
Resolution

File Number: 990834

Date Passed:

Resolution urging the California State Legislature and Governor Davis to approve SB 1173 relating to visitation rights of de facto parents.

May 3, 1999 Board of Supervisors — ADOPTED

Ayes: 9 - Ammiano, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 2 - Becerril, Katz

File No. 990834

I hereby certify that the foregoing Resolution was ADOPTED on May 3, 1999 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young  
Clerk of the Board

MAY 14 1999

Date Approved

Mayor Willie L. Brown Jr.