

ACT 24.270

Penal Code-Minors - Visitation Rights-Introduction of subsection 3 to section 72.

Approval: November 3, 1993

Enactment: November 25, 1993 (Applic. section 70 National Constitution)

Publication: Official gazette 11/26/1993

Section 1: The parent or third person who, wrongfully, prevents or hinders the contact between children and their non custodial parents, shall be punished with one month to one year imprisonment.

In the case of a child under the age of ten or a disabled child, the punishment shall be of six months to three years imprisonment.

Section 2: The same punishment shall apply to the parent or third person who in order to prevent contact between the child and its non custodial parent, removes it from its domicile without judicial authorization.

In the case the child was taken abroad for the same purpose, without judicial authorization, imprisonment shall be increased to double of the minimum term and to half of the maximum term.

Section 3: the Court shall:

1. Arrange within a period no longer than ten days, the necessary means to re-established contact between the child and its parents.

2. Determine, applicable, temporary visitation rights for a term no longer than three months or, shall enforce the term already established, if any. In all cases the court shall transmit the record to civil courts.

Section 4: the following is introduced as Subsection 3 of section 72 of the penal code: Subsection 3: Prevention of contact between children and their non custodial parents.

Section 5: This act shall be considered as supplementary to the penal Code

Section 6: Let it be known, etc.