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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2362 Session of  
2004

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INTRODUCED BY LaGROTTA, SAINATO, BELFANTI, BUNT, CRUZ, DALEY,  
GEORGE, GERGELY, GOOD, HARRIS, HERSHEY, HESS, HORSEY,  
LEVANSKY, MELIO, PALLONE, PAYNE, SHANER, THOMAS, TIGUE,  
WALKO, YOUNGBLOOD, SCRIMENTI, DENLINGER, WASHINGTON AND  
KIRKLAND, FEBRUARY 10, 2004

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REFERRED TO COMMITTEE ON JUDICIARY, FEBRUARY 10, 2004

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AN ACT

1 Amending Title 23 (Domestic Relations) of the Pennsylvania  
2 Consolidated Statutes, further providing for when  
3 grandparents may petition.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Section 5313(a) of Title 23 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 5313. When grandparents may petition.

9 (a) Partial custody and visitation.--If an unmarried child  
10 has resided with his grandparents or great-grandparents [for a  
11 period of 12 months or more] and is subsequently removed from  
12 the home by his parents, the grandparents or great-grandparents  
13 may petition the court for an order granting them reasonable  
14 partial custody or visitation rights, or both, to the child. The  
15 court shall grant the petition if it finds that visitation  
16 rights would be in the best interest of the child and would not  
17 interfere with the parent-child relationship.

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2       Section 2.   This act shall take effect in 60 days.