

403.317 Custody proceedings involving domestic violence and abuse.

In any proceeding for child custody under this chapter where the court has made a finding that a party has committed domestic violence and abuse as defined in KRS 403.720 against another party to the proceeding or a child of the parties:

- (1) The court shall not remove custody from or reduce the parenting time of the nonoffending party to whom the child is bonded or attached if the court finds that the:
 - (a) Nonoffending party is competent and not abusive; and
 - (b) Removal would be solely for purposes of improving the relationship between the child and the offending party; and
- (2) Any order to remediate resistance of a child to contact with a violent or abusive parent shall primarily address the behavior of that parent.

Effective: July 15, 2026

History: Created 2026 Ky. Acts ch. 92, sec. 2, effective July 15, 2026.