

Hall of the House of Representatives
92nd General Assembly - Regular Session, 2019
Amendment Form

Subtitle of House Bill No. 1486

TO AMEND THE LAW CONCERNING CUSTODY OF A CHILD BORN OUTSIDE OF MARRIAGE.

Amendment No. 1 to House Bill 1486

Amend House Bill No. 1486 as originally introduced:

Page 1, delete lines 21 through 27, and substitute the following:

~~"(a) When a child is born to an unmarried woman, legal custody of that child shall be in the woman giving birth to the child until the child reaches eighteen (18) years of age unless a court of competent jurisdiction enters an order placing the child in the custody of another party~~ When a child is born to an unmarried woman, the biological mother shall be considered the legal primary custodian of the child if:

(1) The following exists:

(A) Paternity has not been established in an order from a court of competent jurisdiction;

(B) The birth certificate of the child does not include the name of the father of the child;

(C) An acknowledgement of paternity concerning the child has not been filed with the Division of Vital Records of the Department of Health; and

(D) The biological father of the child has not been determined through deoxyribonucleic acid (DNA) testing; and

(2) A court of competent jurisdiction has not awarded custody of the child to another party.

(b) Custody of a child shall be determined in accordance with § 9-13-101 if:

(1) Paternity has been established in an order from a court of competent jurisdiction;

(2) The birth certificate of the child includes the name of the father of the child;

(3) An acknowledgement of paternity concerning the child has been filed with the Division of Vital Records of the Department of Health; and

(4) The biological father of the child has been determined through deoxyribonucleic acid (DNA) testing."

AND



Page 2, delete lines 26 through 29

The Amendment was read _____
By: Representative Gazaway
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Chief Clerk