

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 1284

H.P. 906

House of Representatives, February 16, 1999

An Act Regarding Test Results Used in Determining Paternity.

Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative McNEIL of Rockland.
Cosponsored by Representatives: ANDREWS of York, CIANCHETTE of South Portland,
COLLINS of Wells, MACK of Standish, MCKENNEY of Cumberland, PLOWMAN of
Hampden, Senator: AMERO of Cumberland.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 19-A MRSA §1561, sub-§4** is enacted to read:

6 4. Testing after judgment. If the court resolved the
8 question of paternity against the alleged father under section
10 1558 because the alleged father failed to submit to blood or
12 tissue-typing testing, the court shall make a new determination
14 when the alleged father submits to testing and the results show
16 that the alleged father is not the father of the child.

14 SUMMARY

16 Current law allows the court in a paternity action to enter
18 a judgment that an alleged father is the legal father of a child
20 if the alleged father fails, intentionally or unintentionally, to
22 submit to blood or tissue-typing testing. This bill requires a
court to make a new paternity determination if, after the court
has entered a judgment that the alleged father is the legal
father, the alleged father submits to blood or tissue-typing
testing and the results show the alleged father is not the father.