

MAINE STATE LEGISLATURE

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128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 147

H.P. 105

House of Representatives, January 19, 2017

An Act To Amend the Maine Parentage Act

Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative PICCHIOTTI of Fairfield.

Cosponsored by Representatives: AUSTIN of Gray, GUERIN of Glenburn, HANLEY of Pittston, HAWKE of Boothbay Harbor, JOHANSEN of Monticello, NADEAU of Winslow, STROM of Pittsfield, WALLACE of Dexter.

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

2 **Sec. 1. 19-A MRSA §1891, sub-§4, ¶B**, as enacted by PL 2015, c. 296, Pt. A, §1
3 and affected by Pt. D, §1, is amended to read:

4 B. Adjudication of a person under this subchapter as a de facto parent establishes
5 parentage, and the court shall determine parental rights and responsibilities in
6 accordance with section 1653. The court shall make appropriate orders for the
7 financial support for the child in accordance with the child support guidelines under
8 chapter 63. An order requiring the payment of support to or from a de facto parent
9 does not relieve any other parent of the obligation to pay child support unless
10 otherwise ordered by a court. An order under this paragraph may not require the
11 payment of child support from a de facto parent to another parent of the child if the
12 de facto parent became a de facto parent due to the unwillingness or inability of the
13 other parent to provide care for the child.

14 **SUMMARY**

15 This bill prohibits a child support order from requiring payment of child support from
16 a de facto parent to another parent of the child if the de facto parent became a de facto
17 parent due to the unwillingness or inability of the other parent to provide care for the
18 child.