

HB0519/472419/1

BY: House Judiciary Committee

AMENDMENTS TO HOUSE BILL 519
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, after “presumed;” insert “providing that a child conceived by means of assisted reproduction after the death of the mother’s spouse and using the genetic material of the mother’s spouse is the legitimate child of both spouses under certain circumstances;”; and in line 13, after “parentage;” insert “specifying that the property of an illegitimate person passes in accordance with certain rules except under certain circumstances;”.

On page 2, in line 22, after “1–206” insert “, 1–208,”; and in the same line, strike “1–208” and substitute “3–108”.

AMENDMENT NO. 2

On page 3, after line 30, insert:

“(3) A CHILD CONCEIVED BY MEANS OF ASSISTED REPRODUCTION AFTER THE DEATH OF THE MOTHER’S SPOUSE AND USING THE GENETIC MATERIAL OF THE MOTHER’S SPOUSE IS THE LEGITIMATE CHILD OF BOTH SPOUSES IF THE CHILD QUALIFIES AS A CHILD OF THE MOTHER’S SPOUSE UNDER § 1–205(A)(2) OF THIS SUBTITLE.”

On page 4, in lines 5 and 6, strike “AN INDIVIDUAL” and substitute “**THE PARENT**”; in lines 7 and 11, in each instance, strike “INDIVIDUAL” and substitute “**PARENT**”; and in line 13, after “CHILD” insert “, **SUBJECT TO THE CONDITIONS UNDER § 1–205(A)(2) OF THIS SUBTITLE IF THE CHILD IS CONCEIVED AFTER THE DEATH OF THE PARENT**”.

(Over)

HB0519/472419/1 House Judiciary Committee
Amendments to HB 519
Page 2 of 2

On page 5, after line 23, insert:

“3-108.

Property of an illegitimate person passes in accordance with the usual rules of intestate succession, except that the father or his relations can inherit only if the person is treated as the child of the father pursuant to § 1-205(A)(2) OR § 1-208 of this article.”.

On page 6, in line 15, after “INVESTIGATOR” insert “OR”; in the same line, strike the first comma; in the same line, strike “, OR LOCAL DEPARTMENT”; in line 18, after “order” insert “A COURT INVESTIGATOR OR”; and in line 19, strike “OR LOCAL DEPARTMENT”.

On page 8, strike line 13 in its entirety; in line 15, strike “HAS” and substitute “AND ANY KNOWN GAMETE DONOR HAVE”; in line 18, after “SUBTITLE” insert “; AND”

(3) THE ADOPTION IS IN THE BEST INTEREST OF THE CHILD;

in line 23, strike “§ 1-206(B)” and substitute “§ 1-206”; in the same line, strike “§ 1-208(B)(2)” and substitute “§ 1-208”; and after line 24, insert:

“(3) UNLESS A PROSPECTIVE ADOPTEE’S LIVING PARENT CONSENTS TO THE TERMINATION OF THE PARENT’S PARENTAL DUTIES, OBLIGATIONS, OR RIGHTS, AN ORDER FOR ADOPTION GRANTED UNDER THIS SECTION DOES NOT TERMINATE THE PARENTAL DUTIES, OBLIGATIONS, OR RIGHTS.”.

On page 9, in line 24, after “CHILD” insert “UNLESS PARENTAGE IS OTHERWISE ESTABLISHED”.