

HOUSE BILL 536

D4

7lr1897

By: **Delegates Dumais, Feldman, Frush, Hecht, Hucker, Kaiser, Krysiak, Lawton, Lee, Manno, Mizeur, Pena-Melnyk, and Rice**

Introduced and read first time: February 7, 2007

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Family Law – Paternity – Dependent Disabled Child**

3 FOR the purpose of establishing that a proceeding to establish paternity of a child who
4 is dependent on a parent because of a mental or physical infirmity may be
5 begun at any time before or after the child's eighteenth birthday; and generally
6 relating to paternity of a disabled child.

7 BY repealing and reenacting, with amendments,
8 Article – Family Law
9 Section 5–1006
10 Annotated Code of Maryland
11 (2006 Replacement Volume)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article – Family Law**

15 5–1006.

16 (a) **[A] EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (D) OF THIS**
17 **SECTION, A** proceeding to establish paternity of a child under this subtitle may be
18 begun at any time before the child's eighteenth birthday.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) A paternity proceeding under this subtitle may be begun during
2 pregnancy.

3 (c) A complaint under this subtitle is not barred because the child born out of
4 wedlock was conceived or born outside this State.

5 **(D) A PROCEEDING TO ESTABLISH PATERNITY OF A CHILD WHO IS**
6 **DEPENDENT ON A PARENT BECAUSE OF A MENTAL OR PHYSICAL INFIRMITY MAY**
7 **BE BEGUN AT ANY TIME BEFORE OR AFTER THE CHILD'S EIGHTEENTH**
8 **BIRTHDAY.**

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 October 1, 2007.