

HOUSE RESEARCH

Bill Summary

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Subject: Assisted reproduction, determination of paternity and maternity

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Overview

This bill applies the laws for determining paternity to the determination of maternity and creates a determination for maternity and paternity where an assisted reproduction agreement was created before the pregnancy.

Section

- 1** **Application of paternity provisions to maternity determination.** Adds a subdivision to the existing statute to apply the laws for determining paternity to the determination of maternity.
- 2** **Birth Mother.** Changes the provision of law giving an unmarried mother custody of a child from “biological” mother to “birth” mother. Creates an exception that this law does not apply in contested cases where assisted reproduction was used to conceive the child and a written agreement was entered prior to the pregnancy.
- 3** **Paternity.** Adds a provision to the current law creating a presumption of paternity so that a man is presumed to be the father if he was intended to be the legal parent of a child conceived by assisted reproduction pursuant to a written agreement entered into prior to the pregnancy.
- 4** **Effective date.** These changes apply to actions filed on or after August 1, 2014.