

1 3. Before the birth of the child, he and the mother of the
2 child married each other in apparent compliance with law, even if
3 the attempted marriage is or could be declared invalid, and the
4 child is born during the invalid marriage or within three hundred
5 (300) days after its termination by death, annulment, declaration of
6 invalidity, a decree of separation, or dissolution of marriage;

7 4. After the birth of the child, he and the mother of the child
8 married each other in apparent compliance with law, whether or not
9 the marriage is or could be declared invalid, and he voluntarily
10 asserted his paternity of the child, and:

- 11 a. the assertion is in a record with the State Department
12 of Health, Division of Vital Records or the Department
13 of Human Services,
- 14 b. he agreed to be and is named as the child's father on
15 the child's birth certificate, or
- 16 c. he promised in a record to support the child as his
17 own; or

18 5. For the first two (2) years of the child's life, he resided
19 in the same household with the child and openly held out the child
20 as his own.

21 B. A man shall not be presumed to be the father of a child if
22 the man presents documentation from the Department of Defense
23 proving that he was not physically present during the time period of
24 conception of the child.

1 C. A presumption of paternity established under this section
2 may be rebutted only by an adjudication under Article 6 of the
3 Uniform Parentage Act.

4 SECTION 2. This act shall become effective November 1, 2012.

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6 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 04/03/2012 - DO
7 PASS, As Amended.

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