

By: Goodman

H.B. No. 209

A BILL TO BE ENTITLED

AN ACT

relating to rescinding an acknowledgment of paternity executed by a minor.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 160.307, Family Code, is amended to read as follows:

Sec. 160.307. PROCEEDING FOR RESCISSION. (a) Except as provided by Subsection (b), a [A] signatory may rescind an acknowledgment of paternity or denial of paternity by commencing a proceeding to rescind before the earlier of:

(1) the 60th day after the effective date of the acknowledgment or denial, as provided by Section 160.304; or

(2) the date of the first hearing in a proceeding to which the signatory is a party before a court to adjudicate an issue relating to the child, including a proceeding that establishes child support.

(b) If the signatory was a minor on the date the signatory executed the acknowledgment of paternity, the signatory may commence a proceeding to rescind the acknowledgment of paternity not later than the earlier of the 60th day after the date of:

(1) the signatory's 18th birthday; or

(2) the removal of the signatory's disabilities of minority by court order, marriage, or other operation of law.

SECTION 2. The change in law made by this Act to Section

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1 160.307, Family Code, applies to an acknowledgment of paternity
2 executed before, on, or after the effective date of this Act.

3 SECTION 3. This Act takes effect September 1, 2005.