

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 616

Short Title: Establishment of Paternity.

(Public)

Sponsors: Senator Johnson of Cabarrus.

Referred to: Judiciary II.

March 23, 1989

A BILL TO BE ENTITLED

AN ACT TO PERMIT THE ESTABLISHMENT OF PATERNITY OF AN ILLEGITIMATE CHILD ANY TIME BEFORE THE CHILD ATTAINS THE AGE OF EIGHTEEN YEARS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 49-4 reads as rewritten:

"§ 49-4. When prosecution may be commenced.

~~The prosecution of the reputed father of an illegitimate child may be instituted under this Chapter within any of the following periods, and not thereafter:~~

- ~~(1) Three years next after the birth of the child; or~~
- ~~(2) Where the paternity of the child has been judicially determined within three years next after its birth, at any time before the child attains the age of 18 years; or~~
- ~~(3) Where the reputed father has acknowledged paternity of the child by payments for the support thereof within three years next after the birth of such child, three years from the date of the last payment whether such last payment was made within three years of the birth of such child or thereafter: Provided, the action is instituted before the child attains the age of 18 years.~~

The prosecution of the mother or reputed father of an illegitimate child may be instituted under this Chapter at any time before the child attains the age of 18 years."

Sec. 2. This act shall become effective October 1, 1989, and applies to actions instituted on or after that date.