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HOUSE BILL 3092

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State of Washington

58th Legislature

2004 Regular Session

By Representative Delvin

Read first time 01/27/2004. Referred to Committee on Juvenile Justice & Family Law.

1 AN ACT Relating to the uniform parentage act; and amending RCW  
2 26.26.330 and 26.26.310.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 26.26.330 and 2002 c 302 s 307 are each amended to  
5 read as follows:

6 A signatory may rescind an acknowledgment or denial of paternity by  
7 commencing a court proceeding to rescind before the earlier of:

8 (1) Sixty days after the effective date (~~of the filing~~) of the  
9 acknowledgment or denial, as provided in RCW 26.26.315; or

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

13 **Sec. 2.** RCW 26.26.310 and 2002 c 302 s 303 are each amended to  
14 read as follows:

15 A presumed father of a child may sign a denial of his paternity.  
16 The denial is valid only if:

17 (1) An acknowledgment of paternity signed by another man is filed  
18 under RCW 26.26.320;

1           (2) The denial is in a record, and signed under penalty of perjury;  
2    (~~and~~)  
3           (3) The presumed father has not previously:  
4           (a) Acknowledged his paternity, unless the previous acknowledgment  
5    has been rescinded under RCW 26.26.330 or successfully challenged under  
6    RCW 26.26.335; or  
7           (b) Been adjudicated to be the father of the child; and  
8           (4) The child's birth record indicates he or she has not attained  
9    the age of two years.

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