

CHAPTER 75-03-13

INFORMATION CORROBORATING PATERNITY

Section

75-03-13-01	Definitions
75-03-13-02	Corroborative Information
75-03-13-03	When Additional Information to Be Secured

75-03-13-01. Definitions.

"Alleged father" means an individual identified by the genetic mother of an adopted person as the genetic father of the adopted person.

History: Effective March 1, 1984.

General Authority: NDCC 14-15-16(2)(a), 50-06-16

Law Implemented: NDCC 14-15-16(2)(a)

75-03-13-02. Corroborative information.

Information which corroborates an allegation of paternity includes information in the form provided for in subsection 4 of North Dakota Century Code section 14-15-16, and also includes:

1. Written communications from the alleged father to the genetic mother, child-placing agency, or other persons concerning the adopted child; provided, that a communication containing a denial of paternity is not corroborative information.
2. A written report of an interview, with the alleged father, by a representative of a licensed child-placing agency, or other reputable person; provided, that a report containing a denial of paternity is not corroborative information.
3. A record of any payment made by the alleged father for the care of the child, for the care of the genetic mother during pregnancy or birth of the child, or for any cost of adoption.
4. A report of admission or acknowledgment of paternity of the adopted child, whether or not the admission or acknowledgment is legally sufficient to establish a parent and child relationship or create a presumption of paternity.

History: Effective March 1, 1984.

General Authority: NDCC 14-15-16(2)(a), 50-06-16

Law Implemented: NDCC 14-15-16(2)(a)

75-03-13-03. When additional information to be secured.

A licensed child-placing agency must secure and disclose nonidentifying information concerning an alleged father, when that information is not a part of the files and records of the agency or of the North Dakota department of human services, only if those files and records contain:

1. The name of the alleged father; and
2. Information which corroborates the allegation of paternity.

History: Effective March 1, 1984.

General Authority: NDCC 14-15-16(2)(a), 50-06-16

Law Implemented: NDCC 14-15-16(2)(a)