
DIGEST

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Rosalind Jones

HB No. 558

Abstract: Provides for the surname of minors.

Present law provides that if a child is born outside of marriage, his surname shall be the mother's maiden name.

Proposed law provides that if a child is born outside of marriage, his surname shall be the mother's maiden name if the father is unknown.

Present law also provides that if the father is known and both he and the mother agree, the surname of the child may be the father's or a combination of the surname of the father and the maiden name of the mother.

Proposed law retains present law and provides that if the father is known, and he has acknowledged the child and agreed to a plan of support, the surname of the child shall be the father's unless the mother and father agree otherwise.

Present law provides that adults and minors may petition for a name change in certain circumstances.

Proposed law retains present law and additionally authorizes a biological father to petition for a change of the surname of a child he has acknowledged and supported for at least the past 12 months.

(Amends R.S. 40:34(B)(1)(a)(iv); Adds R.S. 13:4751(E))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Civil Law and Procedure to the original bill.

1. Removed the provision of proposed law regarding a father who is known, but has not acknowledged the child or agreed to a plan of support.
2. Specified the procedure to petition for a name change.