

1 WHEREAS, the Colorado Supreme Court held in *Schierenbeck v. Minor*, 367 P.2d
2 333 (Col. 1961), that a minor father's youth has nothing to do with assent as relating to
3 progeny; and

4 WHEREAS, parents are responsible for the support of their children pursuant to Civil
5 Code Article 224; and

6 WHEREAS, the Louisiana Fifth Circuit Court of Appeals in *State v. Tantillo*, 620
7 So.2d 346 (La. App. 5 Cir. 1993) declined to determine whether a minor parent should be
8 held liable for child support; and

9 WHEREAS, Illinois recognizes the right of a child to support from both parents
10 regardless of whether a parent is a minor; and

11 WHEREAS, the Kansas Supreme Court in *State ex rel. Hermesmann v. Seyer*, 847
12 P.2d 1273 (Kan. 1993) maintained that a minor father was obligated to support his child
13 even if the child was conceived through a criminal act; and

14 WHEREAS, the Arkansas Supreme Court in *Kibler v. Kibler*, 24 S.W.2d 867 (Ark.
15 1930) determined that a minor who entered into an absolutely null marriage still had an
16 obligation to support his child; and

17 WHEREAS, in the states of Alaska, Arizona, Idaho, North Carolina, Ohio, and
18 Washington, a minor child's support obligation may be shared or delegated to the minor's
19 parents; and

20 WHEREAS, Louisiana law does not explicitly address the establishment of filiation
21 or a support obligation when one of the parents is a minor.

22 THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby
23 urge and request the Louisiana State Law Institute to study and recommend legislation for
24 implementation of procedures establishing child support and paternity for minor parents and
25 to submit a report of its findings and recommendations to the legislature no later than
26 February 1, 2025.

27 BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
28 director of the Louisiana State Law Institute.

1 BE IT FURTHER RESOLVED that the Louisiana State Law Institute shall submit
2 one print copy and one electronic copy of any report produced pursuant to this Resolution
3 to the David R. Poynter Legislative Research Library as required by R.S. 24:772.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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Turner

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