

**Not Germane
AMENDMENT NO 2 PROPOSED TO**

House Bill No. 747

BY: Senator(s) McMahan

1 **AMEND by inserting the following after line 118 and renumber**
2 **subsequent section(s) accordingly:**

3 **SECTION *.** Section 93-17-1, Mississippi Code of 1972, is
4 brought forward and amended as follows:

5 93-17-1. (1) The chancery court or the chancellor in
6 vacation, of the county of the residence of the petitioners shall
7 have jurisdiction upon the petition of any person to alter the
8 names of such person, to make legitimate any living offspring of
9 the petitioner not born in wedlock, and to decree said offspring
10 to be an heir of the petitioner.

11 (2) An illegitimate child shall become a legitimate child of
12 the natural father if the natural father marries the natural
13 mother and acknowledges the child.



14 (3) No person while committed, sentenced, or otherwise
15 placed under the custody of the Department of Corrections shall
16 have standing before a chancery court for the purposes of identity
17 or name change. No chancery judge shall order an identity change
18 for a person while committed, sentenced, or otherwise placed under
19 the custody of the Department of Corrections. No chancery clerk
20 shall process requests for identity changes for any person
21 committed, sentenced, or otherwise placed under the custody of the
22 Department of Corrections.

23 (4) The following exceptions may apply to this subsection
24 (3):

25 (a) A district attorney may petition a chancery judge
26 on behalf of an incarcerated person for purposes of identity or
27 name change.

28 (b) A sheriff of a county in which a person is
29 incarcerated may petition a chancery judge on behalf of an
30 incarcerated person within the county for purposes of a name or
31 identity change.

32 (c) The requirements of this subsection shall not apply
33 to an incarcerated person with contrary religious beliefs.

34 **FURTHER, AMEND the title to conform.**

